



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SIXTH GENERAL ASSEMBLY

53RD LEGISLATIVE DAY

WEDNESDAY, MAY 20, 2009

9:33 O'CLOCK A.M.

SENATE
Daily Journal Index
53rd Legislative Day

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The Senate met pursuant to adjournment.
Senator Tony Muñoz, Chicago, Illinois, presiding.
Prayer by Pastor Ed Ingram, Western Oaks Baptist Church, Springfield, Illinois.
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, May 19, 2009, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Collar County Transportation Empowerment Funds Report 2008, submitted by McHenry County.

Personal Information Protection Act Report, submitted by the Department of Human Services.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to House Bill 13
Senate Committee Amendment No. 1 to House Bill 612

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 1 to House Bill 255
Senate Floor Amendment No. 1 to House Bill 312
Senate Floor Amendment No. 1 to House Bill 2400
Senate Floor Amendment No. 2 to House Bill 4088

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

May 20, 2009

Ms. Jillayne Rock
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish May 22, 2009 as the Committee deadline for House Bill 7.

[May 20, 2009]

Sincerely,
s/John J. Cullerton
Senate President

cc: Senate Republican Leader Christine Radogno

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 293

Offered by Senator Demuzio and all Senators:
Mourns the death of William F. "Bill" Bort of Carlinville.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Bond offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 292

WHEREAS, The nation of Iran has continued to pursue nuclear technology, even in the face of international condemnation and economic sanctions; and

WHEREAS, President Barack Obama has repeatedly expressed interest in using Iran's dependence on gasoline imports as a point of leverage in the dispute over Iran's nuclear ambitions; Iran imports approximately 40% of its refined petroleum, giving any petroleum sanctions a significant economic effect on the Iranian economy; and

WHEREAS, The President's authority to initiate these sanctions is ambiguous under current United States law, making such leverage hard to attain; and

WHEREAS, The Iran Refined Petroleum Sanctions Act (IRPSA), introduced in the United States Senate by Senators Evan Bayh (D-IN) and Jon Kyl (R-AZ) and in the United States House of Representatives by Representatives Howard Berman (D-CA) and Ileana Ros-Lehtinen (R-FL), would amend the Iran Sanctions Act of 1996 to authorize the President to impose sanctions on any entity that provides Iran with refined petroleum resources or engages in activity that could contribute to Iran's ability to import such resources; the Act also prevents such entities from doing business in the United States and prescribes more powerful sanctions for violators of the Act; and

WHEREAS, IRPSA would have a great effect upon Iran, forcing the nation to make a choice between suspending its nuclear activities and beginning substantial dialogue or risk economic ruin for its actions; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge Congress to pass the Iran Refined Petroleum Sanctions Act in order to grant the President the necessary powers to create petroleum sanctions against Iran for its nuclear ambitions; and be it further

RESOLVED, That suitable copies of this resolution be presented to the Speaker and Minority Leader of the United States House of Representatives, the Majority and Minority Leaders of the United States Senate, and the members of the Illinois congressional delegation.

MOTION IN WRITING

[May 20, 2009]

Senator Raoul submitted the following Motion in Writing:

Pursuant to Senate Rule 7-15(a) having voted on the prevailing side, I move to reconsider the vote by which HB 675 passed.

s/Kwame Raoul
5/19/09

The foregoing Motion in Writing was filed with the Secretary and placed on the Senate Calendar.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 206

A bill for AN ACT concerning finance.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 206

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 206

AMENDMENT NO. 1. Amend Senate Bill 206 on page 1, in line 18, by inserting after the period the following:

"The Department of Central Management Services shall provide administrative support to the Task Force."

Under the rules, the foregoing **Senate Bill No. 206**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 318

A bill for AN ACT concerning regulation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 318

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 318

AMENDMENT NO. 1. Amend Senate Bill 318 by replacing everything after the enacting clause with the following:

"Section 5. The Medical Practice Act of 1987 is amended by changing Section 54.5 and by adding Section 54.2 as follows:

(225 ILCS 60/54.2 new)

(Section scheduled to be repealed on December 31, 2010)

Sec. 54.2. Physician delegation of authority.

[May 20, 2009]

(a) Nothing in this Act shall be construed to limit the delegation of patient care tasks or duties by a physician, to a licensed practical nurse, a registered professional nurse, or other licensed person practicing within the scope of his or her individual licensing Act. Delegation by a physician licensed to practice medicine in all its branches to physician assistants or advanced practice nurses is also addressed in Section 54.5 of this Act. No physician may delegate any patient care task or duty that is statutorily or by rule mandated to be performed by a physician.

(b) In an office or practice setting and within a physician-patient relationship, a physician may delegate patient care tasks or duties to an unlicensed person who possesses appropriate training and experience provided a health care professional, who is practicing within the scope of such licensed professional's individual licensing Act, is on site to provide assistance.

(c) Any such patient care task or duty delegated to a licensed or unlicensed person must be within the scope of practice, education, training, or experience of the delegating physician and within the context of a physician-patient relationship.

(d) Nothing in this Section shall be construed to affect referrals for professional services required by law.

(e) The Department shall have the authority to promulgate rules concerning a physician's delegation, including but not limited to, the use of light emitting devices for patient care or treatment.

(225 ILCS 60/54.5)

(Section scheduled to be repealed on December 31, 2010)

Sec. 54.5. Physician delegation of authority to physician assistants and advanced practice nurses.

(a) Physicians licensed to practice medicine in all its branches may delegate care and treatment responsibilities to a physician assistant under guidelines in accordance with the requirements of the Physician Assistant Practice Act of 1987. A physician licensed to practice medicine in all its branches may enter into supervising physician agreements with no more than 2 physician assistants.

(b) A physician licensed to practice medicine in all its branches in active clinical practice may collaborate with an advanced practice nurse in accordance with the requirements of the Nurse Practice Act. Collaboration is for the purpose of providing medical consultation, and no employment relationship is required. A written collaborative agreement shall conform to the requirements of Section 65-35 of the Nurse Practice Act. The written collaborative agreement shall be for services the collaborating physician generally provides to his or her patients in the normal course of clinical medical practice. A written collaborative agreement shall be adequate with respect to collaboration with advanced practice nurses if all of the following apply:

(1) The agreement is written to promote the exercise of professional judgment by the advanced practice nurse commensurate with his or her education and experience. The agreement need not describe the exact steps that an advanced practice nurse must take with respect to each specific condition, disease, or symptom, but must specify those procedures that require a physician's presence as the procedures are being performed.

(2) Practice guidelines and orders are developed and approved jointly by the advanced practice nurse and collaborating physician, as needed, based on the practice of the practitioners. Such guidelines and orders and the patient services provided thereunder are periodically reviewed by the collaborating physician.

(3) The advanced practice nurse provides services the collaborating physician generally provides to his or her patients in the normal course of clinical practice, except as set forth in subsection (b-5) of this Section. With respect to labor and delivery, the collaborating physician must provide delivery services in order to participate with a certified nurse midwife.

(4) The collaborating physician and advanced practice nurse meet in person at least once a month to provide collaboration and consultation.

(5) Methods of communication are available with the collaborating physician in person or through telecommunications for consultation, collaboration, and referral as needed to address patient care needs.

(6) The agreement contains provisions detailing notice of termination or change of status involving a written collaborative agreement, except when such notice is given for just cause.

(b-5) An anesthesiologist or physician licensed to practice medicine in all its branches may collaborate with a certified registered nurse anesthetist in accordance with Section 65-35 of the Nurse Practice Act for the provision of anesthesia services. With respect to the provision of anesthesia services, the collaborating anesthesiologist or physician shall have training and experience in the delivery of anesthesia services consistent with Department rules. Collaboration shall be adequate if:

(1) an anesthesiologist or a physician participates in the joint formulation and joint approval of orders or guidelines and periodically reviews such orders and the services provided

patients under such orders; and

(2) for anesthesia services, the anesthesiologist or physician participates through discussion of and agreement with the anesthesia plan and is physically present and available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. Anesthesia services in a hospital shall be conducted in accordance with Section 10.7 of the Hospital Licensing Act and in an ambulatory surgical treatment center in accordance with Section 6.5 of the Ambulatory Surgical Treatment Center Act.

(b-10) The anesthesiologist or operating physician must agree with the anesthesia plan prior to the delivery of services.

(c) The supervising physician shall have access to the medical records of all patients attended by a physician assistant. The collaborating physician shall have access to the medical records of all patients attended to by an advanced practice nurse.

~~(d) (Blank). Nothing in this Act shall be construed to limit the delegation of tasks or duties by a physician licensed to practice medicine in all its branches to a licensed practical nurse, a registered professional nurse, or other persons.~~

(e) A physician shall not be liable for the acts or omissions of a physician assistant or advanced practice nurse solely on the basis of having signed a supervision agreement or guidelines or a collaborative agreement, an order, a standing medical order, a standing delegation order, or other order or guideline authorizing a physician assistant or advanced practice nurse to perform acts, unless the physician has reason to believe the physician assistant or advanced practice nurse lacked the competency to perform the act or acts or commits willful and wanton misconduct.

(Source: P.A. 95-639, eff. 10-5-07.)

Section 10. The Nurse Practice Act is amended by changing Section 65-35 as follows:

(225 ILCS 65/65-35) (was 225 ILCS 65/15-15)

(Section scheduled to be repealed on January 1, 2018)

Sec. 65-35. Written collaborative agreements.

(a) A written collaborative agreement is required for all advanced practice nurses engaged in clinical practice, except for advanced practice nurses who are authorized to practice in a hospital or ambulatory surgical treatment center.

(a-5) If an advanced practice nurse engages in clinical practice outside of a hospital or ambulatory surgical treatment center in which he or she is authorized to practice, the advanced practice nurse must have a written collaborative agreement.

(b) A written collaborative agreement shall describe the working relationship of the advanced practice nurse with the collaborating physician or podiatrist and shall authorize the categories of care, treatment, or procedures to be performed by the advanced practice nurse. A collaborative agreement with a dentist must be in accordance with subsection (c-10) of this Section. Collaboration does not require an employment relationship between the collaborating physician and advanced practice nurse. Collaboration means the relationship under which an advanced practice nurse works with a collaborating physician or podiatrist in an active clinical practice to deliver health care services in accordance with (i) the advanced practice nurse's training, education, and experience and (ii) collaboration and consultation as documented in a jointly developed written collaborative agreement.

The agreement shall be defined to promote the exercise of professional judgment by the advanced practice nurse commensurate with his or her education and experience. The services to be provided by the advanced practice nurse shall be services that the collaborating physician or podiatrist is authorized to and generally provides to his or her patients in the normal course of his or her clinical medical practice, except as set forth in subsection (c-5) of this Section. The agreement need not describe the exact steps that an advanced practice nurse must take with respect to each specific condition, disease, or symptom but must specify which authorized procedures require the presence of the collaborating physician or podiatrist as the procedures are being performed. The collaborative relationship under an agreement shall not be construed to require the personal presence of a physician or podiatrist at all times at the place where services are rendered. Methods of communication shall be available for consultation with the collaborating physician or podiatrist in person or by telecommunications in accordance with established written guidelines as set forth in the written agreement.

(c) Collaboration and consultation under all collaboration agreements shall be adequate if a collaborating physician or podiatrist does each of the following:

(1) Participates in the joint formulation and joint approval of orders or guidelines

with the advanced practice nurse and he or she periodically reviews such orders and the services provided patients under such orders in accordance with accepted standards of medical practice and

advanced practice nursing practice.

(2) Meets in person with the advanced practice nurse at least once a month to provide collaboration and consultation. In the case of anesthesia services provided by a certified registered nurse anesthetist, an anesthesiologist, physician, dentist, or podiatrist must participate through discussion of and agreement with the anesthesia plan and remain physically present and available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions.

(3) Is available through telecommunications for consultation on medical problems, complications, or emergencies or patient referral. In the case of anesthesia services provided by a certified registered nurse anesthetist, an anesthesiologist, physician, dentist, or podiatrist must participate through discussion of and agreement with the anesthesia plan and remain physically present and available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions.

The agreement must contain provisions detailing notice for termination or change of status involving a written collaborative agreement, except when such notice is given for just cause.

(c-5) A certified registered nurse anesthetist, who provides anesthesia services outside of a hospital or ambulatory surgical treatment center shall enter into a written collaborative agreement with an anesthesiologist or the physician licensed to practice medicine in all its branches or the podiatrist performing the procedure. Outside of a hospital or ambulatory surgical treatment center, the certified registered nurse anesthetist may provide only those services that the collaborating podiatrist is authorized to provide pursuant to the Podiatric Medical Practice Act of 1987 and rules adopted thereunder. A certified registered nurse anesthetist may select, order, and administer medication, including controlled substances, and apply appropriate medical devices for delivery of anesthesia services under the anesthesia plan agreed with by the anesthesiologist or the operating physician or operating podiatrist.

(c-10) A certified registered nurse anesthetist who provides anesthesia services in a dental office shall enter into a written collaborative agreement with an anesthesiologist or the physician licensed to practice medicine in all its branches or the operating dentist performing the procedure. The agreement shall describe the working relationship of the certified registered nurse anesthetist and dentist and shall authorize the categories of care, treatment, or procedures to be performed by the certified registered nurse anesthetist. In a collaborating dentist's office, the certified registered nurse anesthetist may only provide those services that the operating dentist with the appropriate permit is authorized to provide pursuant to the Illinois Dental Practice Act and rules adopted thereunder. For anesthesia services, an anesthesiologist, physician, or operating dentist shall participate through discussion of and agreement with the anesthesia plan and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. A certified registered nurse anesthetist may select, order, and administer medication, including controlled substances, and apply appropriate medical devices for delivery of anesthesia services under the anesthesia plan agreed with by the operating dentist.

(d) A copy of the signed, written collaborative agreement must be available to the Department upon request from both the advanced practice nurse and the collaborating physician or podiatrist.

(e) Nothing in this Act shall be construed to limit the delegation of tasks or duties by a physician to a licensed practical nurse, a registered professional nurse, or other persons in accordance with Section 54.2 of the Medical Practice Act of 1987.

(f) An advanced practice nurse shall inform each collaborating physician, dentist, or podiatrist of all collaborative agreements he or she has signed and provide a copy of these to any collaborating physician, dentist, or podiatrist upon request.

(Source: P.A. 95-639, eff. 10-5-07.)

Section 15. The Physician Assistant Practice Act of 1987 is amended by changing Section 7.5 as follows:

(225 ILCS 95/7.5)

(Section scheduled to be repealed on January 1, 2018)

Sec. 7.5. Prescriptions. A supervising physician may delegate limited prescriptive authority to a physician assistant. This authority may, but is not required to, include prescription and dispensing of legend drugs and legend controlled substances categorized as Schedule III, IV, or V controlled substances, as defined in Article II of the Illinois Controlled Substances Act, as delegated in the written guidelines required by this Act. To prescribe Schedule III, IV, or V controlled substances under this Section, a physician assistant must obtain a mid-level practitioner controlled substances license.

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Medication orders issued by a physician assistant shall be reviewed periodically by the supervising physician. The supervising physician shall file with the Department notice of delegation of prescriptive authority to a physician assistant and termination of delegation, specifying the authority delegated or terminated. Upon receipt of this notice delegating authority to prescribe Schedule III, IV, or V controlled substances, the physician assistant shall be eligible to register for a mid-level practitioner controlled substances license under Section 303.05 of the Illinois Controlled Substances Act. Nothing in this Act shall be construed to limit the delegation of tasks or duties by the supervising physician to a nurse or other appropriately trained persons in accordance with Section 54.2 of the Medical Practice Act of 1987 personnel.

The Department shall establish by rule the minimum requirements for written guidelines to be followed under this Section.

(Source: P.A. 90-116, eff. 7-14-97; 90-818, eff. 3-23-99.)

Section 20. The Podiatric Medical Practice Act of 1987 is amended by changing Section 20.5 as follows:

(225 ILCS 100/20.5)

(Section scheduled to be repealed on January 1, 2018)

Sec. 20.5. Delegation of authority to advanced practice nurses.

(a) A podiatrist in active clinical practice may collaborate with an advanced practice nurse in accordance with the requirements of the Nurse Practice Act. Collaboration shall be for the purpose of providing podiatric consultation and no employment relationship shall be required. A written collaborative agreement shall conform to the requirements of Section 65-35 of the Nurse Practice Act. The written collaborative agreement shall be for services the collaborating podiatrist generally provides to his or her patients in the normal course of clinical podiatric practice, except as set forth in item (3) of this subsection (a). A written collaborative agreement and podiatric collaboration and consultation shall be adequate with respect to advanced practice nurses if all of the following apply:

(1) The agreement is written to promote the exercise of professional judgment by the advanced practice nurse commensurate with his or her education and experience. The agreement need not describe the exact steps that an advanced practice nurse must take with respect to each specific condition, disease, or symptom, but must specify which procedures require a podiatrist's presence as the procedures are being performed.

(2) Practice guidelines and orders are developed and approved jointly by the advanced practice nurse and collaborating podiatrist, as needed, based on the practice of the practitioners. Such guidelines and orders and the patient services provided thereunder are periodically reviewed by the collaborating podiatrist.

(3) The advanced practice nurse provides services that the collaborating podiatrist generally provides to his or her patients in the normal course of clinical practice. With respect to the provision of anesthesia services by a certified registered nurse anesthetist, the collaborating podiatrist must have training and experience in the delivery of anesthesia consistent with Department rules.

(4) The collaborating podiatrist and the advanced practice nurse meet in person at least once a month to provide collaboration and consultation.

(5) Methods of communication are available with the collaborating podiatrist in person or through telecommunications for consultation, collaboration, and referral as needed to address patient care needs.

(6) With respect to the provision of anesthesia services by a certified registered nurse anesthetist, an anesthesiologist, physician, or podiatrist shall participate through discussion of and agreement with the anesthesia plan and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. The anesthesiologist or operating podiatrist must agree with the anesthesia plan prior to the delivery of services.

(7) The agreement contains provisions detailing notice for termination or change of status involving a written collaborative agreement, except when such notice is given for just cause.

(b) The collaborating podiatrist shall have access to the records of all patients attended to by an advanced practice nurse.

(c) Nothing in this Section shall be construed to limit the delegation of tasks or duties by a podiatrist to a licensed practical nurse, a registered professional nurse, or other appropriately trained persons.

(d) A podiatrist shall not be liable for the acts or omissions of an advanced practice nurse solely on the basis of having signed guidelines or a collaborative agreement, an order, a standing

order, a standing delegation order, or other order or guideline authorizing an advanced practice nurse to perform acts, unless the podiatrist has reason to believe the advanced practice nurse lacked the competency to perform the act or acts or commits willful or wanton misconduct.
(Source: P.A. 95-639, eff. 10-5-07.)

Section 99. Effective date. This Act takes effect January 1, 2010."

Under the rules, the foregoing **Senate Bill No. 318**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 340

A bill for AN ACT concerning government.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 340

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 340

AMENDMENT NO. 1. Amend Senate Bill 340 on page 26, by replacing lines 12 through 19 with the following:

"(x) The Department shall conduct annual credit history checks to determine the financial history of children placed under its guardianship pursuant to the Juvenile Court Act of 1987. The Department shall conduct such credit checks starting when a ward turns 12 years old and each year thereafter for the duration of the guardianship as terminated pursuant to the Juvenile Court Act of 1987. The Department shall determine if financial exploitation of the child's personal information has occurred. If financial exploitation appears to have taken place or is presently on-going, the Department shall notify the proper law enforcement agency, the proper State's Attorney, or the Attorney General."; and

on page 26, by deleting lines 23 and 24.

Under the rules, the foregoing **Senate Bill No. 340**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 574

A bill for AN ACT concerning local government.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 574

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 574

AMENDMENT NO. 1. Amend Senate Bill 574 on page 1, by replacing line 7 with the following:
"Sec. 5-25026. Locally grown foods. Except in emergency situations, including but not limited to a food-borne disease outbreak, the board of health of a"

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Under the rules, the foregoing **Senate Bill No. 574**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 587

A bill for AN ACT concerning local government.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 587

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 587

AMENDMENT NO. 1. Amend Senate Bill 587 on page 1, by replacing line 4 with the following: "Section 5. The Counties Code is amended by changing Sections 5-1005 and"; and

on page 1, immediately below line 5, by inserting the following:

"(55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

Sec. 5-1005. Powers. Each county shall have power:

1. To purchase and hold the real and personal estate necessary for the uses of the county, and to purchase and hold, for the benefit of the county, real estate sold by virtue of judicial proceedings in which the county is plaintiff.

2. To sell and convey or lease any real or personal estate owned by the county.

3. To make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.

4. To take all necessary measures and institute proceedings to enforce all laws for the prevention of cruelty to animals.

5. To purchase and hold or lease real estate upon which may be erected and maintained buildings to be utilized for purposes of agricultural experiments and to purchase, hold and use personal property for the care and maintenance of such real estate in connection with such experimental purposes.

6. To cause to be erected, or otherwise provided, suitable buildings for, and maintain a county hospital and necessary branch hospitals and/or a county sheltered care home or county nursing home for the care of such sick, chronically ill or infirm persons as may by law be proper charges upon the county, or upon other governmental units, and to provide for the management of the same. The county board may establish rates to be paid by persons seeking care and treatment in such hospital or home in accordance with their financial ability to meet such charges, either personally or through a hospital plan or hospital insurance, and the rates to be paid by governmental units, including the State, for the care of sick, chronically ill or infirm persons admitted therein upon the request of such governmental units. Any hospital maintained by a county under this Section is authorized to provide any service and enter into any contract or other arrangement not prohibited for a hospital that is licensed under the Hospital Licensing Act, incorporated under the General Not-For-Profit Corporation Act, and exempt from taxation under paragraph (3) of subsection (c) of Section 501 of the Internal Revenue Code.

7. To contribute such sums of money toward erecting, building, maintaining, and supporting any non-sectarian public hospital located within its limits as the county board of the county shall deem proper.

8. To purchase and hold real estate for the preservation of forests, prairies and other natural areas and to maintain and regulate the use thereof.

9. To purchase and hold real estate for the purpose of preserving historical spots in the county, to restore, maintain and regulate the use thereof and to donate any historical spot to the State.

10. To appropriate funds from the county treasury to be used in any manner to be

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determined by the board for the suppression, eradication and control of tuberculosis among domestic cattle in such county.

11. To take all necessary measures to prevent forest fires and encourage the maintenance and planting of trees and the preservation of forests.

12. To authorize the closing on Saturday mornings of all offices of all county officers at the county seat of each county, and to otherwise regulate and fix the days and the hours of opening and closing of such offices, except when the days and the hours of opening and closing of the office of any county officer are otherwise fixed by law; but the power herein conferred shall not apply to the office of State's Attorney and the offices of judges and clerks of courts and, in counties of 500,000 or more population, the offices of county clerk.

13. To provide for the conservation, preservation and propagation of insectivorous birds through the expenditure of funds provided for such purpose.

14. To appropriate funds from the county treasury and expend the same for care and treatment of tuberculosis residents.

15. In counties having less than 1,000,000 inhabitants, to take all necessary or proper steps for the extermination of mosquitoes, flies or other insects within the county.

16. To install an adequate system of accounts and financial records in the offices and divisions of the county, suitable to the needs of the office and in accordance with generally accepted principles of accounting for governmental bodies, which system may include such reports as the county board may determine.

17. To purchase and hold real estate for the construction and maintenance of motor vehicle parking facilities for persons using county buildings, but the purchase and use of such real estate shall not be for revenue producing purposes.

18. To acquire and hold title to real property located within the county, or partly within and partly outside the county by dedication, purchase, gift, legacy or lease, for park and recreational purposes and to charge reasonable fees for the use of or admission to any such park or recreational area and to provide police protection for such park or recreational area. Personnel employed to provide such police protection shall be conservators of the peace within such park or recreational area and shall have power to make arrests on view of the offense or upon warrants for violation of any of the ordinances governing such park or recreational area or for any breach of the peace in the same manner as the police in municipalities organized and existing under the general laws of the State. All such real property outside the county shall be contiguous to the county and within the boundaries of the State of Illinois.

19. To appropriate funds from the county treasury to be used to provide supportive social services designed to prevent the unnecessary institutionalization of elderly residents, or, for operation of, and equipment for, senior citizen centers providing social services to elderly residents.

20. To appropriate funds from the county treasury and loan such funds to a county water commission created under the "Water Commission Act", approved June 30, 1984, as now or hereafter amended, in such amounts and upon such terms as the county may determine or the county and the commission may agree. The county shall not under any circumstances be obligated to make such loans. The county shall not be required to charge interest on any such loans.

21. To appropriate and expend funds from the county treasury for economic development purposes, including the making of grants to any other governmental entity or commercial enterprise deemed necessary or desirable for the promotion of economic development in the county.

22. To lease space on a telecommunications tower to a public or private entity.

23. In counties having a population of 100,000 or less and a public building commission organized by the county seat of the county, to cause to be erected or otherwise provided, and to maintain or cause to be maintained, suitable facilities to house students pursuing a post-secondary education at an academic institution located within the county. The county may provide for the management of the facilities.

All contracts for the purchase of coal under this Section shall be subject to the provisions of "An Act concerning the use of Illinois mined coal in certain plants and institutions", filed July 13, 1937, as amended.

(Source: P.A. 95-197, eff. 8-16-07; 95-813, eff. 1-1-09.)"

Under the rules, the foregoing **Senate Bill No. 587**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1390

A bill for AN ACT concerning business.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1390

House Amendment No. 2 to SENATE BILL NO. 1390

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1390

AMENDMENT NO. 1. Amend Senate Bill 1390 by replacing everything after the enacting clause with the following:

"Section 5. The General Not For Profit Corporation Act of 1986 is amended by changing Sections 101.80, 103.12, 107.10, 107.40, 107.50, 107.75, 108.05, 108.10, 108.35, 108.45, 108.60, 108.70, and 110.30 as follows:

(805 ILCS 105/101.80) (from Ch. 32, par. 101.80)

Sec. 101.80. Definitions. As used in this Act, unless the context otherwise requires, the words and phrases defined in this Section shall have the meanings set forth herein.

(a) "Anniversary" means that day each year exactly one or more years after:

(1) The date of filing the articles of incorporation prescribed by Section 102.10 of this Act, in the case of a domestic corporation;

(2) The date of filing the application for authority prescribed by Section 113.15 of this Act in the case of a foreign corporation;

(3) The date of filing the statement of acceptance prescribed by Section 101.75 of this Act, in the case of a corporation electing to accept this Act; or

(4) The date of filing the articles of consolidation prescribed by Section 111.25 of this Act in the case of a consolidation.

(b) "Anniversary month" means the month in which the anniversary of the corporation occurs.

(c) "Articles of incorporation" means the original articles of incorporation including the articles of incorporation of a new corporation set forth in the articles of consolidation or set forth in a statement of election to accept this Act, and all amendments thereto, whether evidenced by articles of amendment, articles of merger or statement of correction affecting articles. Restated articles of incorporation shall supersede the original articles of incorporation and all amendments thereto prior to the effective date of filing the articles of amendment incorporating the restated articles of incorporation. In the case of a corporation created by a Special Act of the Legislature, "Articles of incorporation" means the special charter and any amendments thereto made by Special Act of the Legislature or pursuant to general laws.

(d) "Board of directors" means the group of persons vested with the management of the affairs of the corporation irrespective of the name by which such group is designated.

(e) "Bylaws" means the code or codes of rules adopted for the regulation or management of the affairs of the corporation irrespective of the name or names by which such rules are designated.

(f) "Corporation" or "domestic corporation" means a domestic not-for-profit corporation subject to the provisions of this Act, except a foreign corporation.

(g) "Delivered," for the purpose of determining if any notice required by this Act is effective, means:

(1) Transferred or presented to someone in person;

(2) Deposited in the United States mail addressed to the person at his, her or its address as it appears on the records of the corporation, with sufficient first-class postage prepaid thereon;

(3) Posted at such place and in such manner or otherwise transmitted to the person's premises as may be authorized and set forth in the articles of incorporation or the bylaws; or

(4) Transmitted by electronic means to the e-mail address, facsimile number, or other contact information appearing ~~that appears~~ on the records of the corporation

as may be authorized or approved and set forth in the articles of incorporation or the bylaws.

(h) "Foreign corporation" means a not-for-profit corporation as defined and organized under the laws

[May 20, 2009]

other than the laws of this State, for a purpose or purposes for which a corporation may be organized under this Act.

(i) "Incorporator" means one of the signers of the original articles of incorporation.

(j) "Insolvent" means that a corporation is unable to pay its debts as they become due in the usual course of the conduct of its affairs.

(k) "Member" means a person or any organization, whether not for profit or otherwise, having membership rights in a corporation in accordance with the provisions of its articles of incorporation or bylaws.

(l) "Net assets," for the purpose of determining the authority of a corporation to make distributions, is equal to the difference between the assets of the corporation and the liabilities of the corporation.

(m) "Not-for-profit corporation" means a corporation subject to this Act and organized solely for one or more of the purposes authorized by Section 103.05 of this Act.

(n) "Registered office" means that office maintained by the corporation in this State, the address of which is on file in the office of the Secretary of State, at which any process, notice or demand required or permitted by law may be served upon the registered agent of the corporation.

(o) "Special charter" means the charter granted to a corporation created by special act of the Legislature whether or not the term "charter" or "special charter" is used in such special act.

(p) ~~Unless otherwise prohibited by~~ ~~To the extent permitted in~~ the articles of incorporation or the bylaws of the corporation, actions required to be "written", to be "in writing", to have "written consent", to have "written approval" and the like by or of members, directors, or committee members shall include any communication transmitted or received by electronic means.

(Source: P.A. 92-33, eff. 7-1-01; 92-572, eff. 6-26-02.)

(805 ILCS 105/103.12) (from Ch. 32, par. 103.12)

Sec. 103.12. Private foundations - Federal tax laws. In the absence of an express provision to the contrary in its articles of incorporation, a corporation, as defined in Section 509 of the Internal Revenue Code of 1986, ~~as may be amended from time to time~~ ~~1954~~, during the period it is a private foundation:

(a) Shall not engage in any act of self-dealing as defined in Section 4941(d) thereof;

(b) Shall distribute its income for each taxable year at such time and in such manner as not to become subject to the tax on undistributed income imposed by Section 4942 thereof;

(c) Shall not retain any excess business holdings as defined in Section 4943(c) thereof;

(d) Shall not make any investment in such manner as to subject it to tax under Section 4944 thereof;

(e) Shall not make any taxable expenditure as defined in Section 4945(d) thereof.

(Source: P.A. 84-1423.)

(805 ILCS 105/107.10) (from Ch. 32, par. 107.10)

Sec. 107.10. Informal action by members entitled to vote. (a) Unless otherwise provided in the articles of incorporation or the bylaws, any action required by this Act to be taken at any annual or special meeting of the members entitled to vote, or any other action which may be taken at a meeting of the members entitled to vote, may be taken ~~without a meeting in writing by mail, e-mail, or any other electronic means pursuant to which the action receives approval without a meeting and without a vote, if a consent in writing, setting forth the action so taken, shall be signed either: (i) by all of the members entitled to vote with respect to the subject matter thereof, or (ii) by the members having not less than the minimum number of votes that would be necessary to authorize or take such action at a meeting at which a quorum was all members entitled to vote thereon were present and voting.~~

~~(b) Such informal action by~~ ~~If such consent is signed by less than all of the members entitled to vote, then such consent shall become effective only: (1) if, at least 5 days prior to the effective date of such informal action consent, a notice in writing of the proposed action is delivered to all of the members entitled to vote with respect to the subject matter thereof who have not voted, and if prompt notice of any such informal action (2) if, after the effective date of such consent, prompt notice in writing of the taking of the corporate action without a meeting is delivered to those members entitled to vote who have not consented in writing.~~

(c) In the event that the action which is ~~approved~~ ~~consented to~~ is such as would have required the filing of a certificate under any other Section of this Act if such action had been voted on by the members at a meeting thereof, the certificate filed under such other Section shall state, in lieu of any statement required by such Section concerning any vote of members, that ~~an informal vote written consent~~ has been ~~conducted~~ ~~given~~ in accordance with the provisions of this Section and that written notice has been delivered as provided in this Section.

(Source: P.A. 84-1423.)

(805 ILCS 105/107.40) (from Ch. 32, par. 107.40)

Sec. 107.40. Voting. (a) The right of the members, or any class or classes of members, to vote may be

limited, enlarged or denied to the extent specified in the articles of incorporation or the bylaws. Unless so limited, enlarged or denied, each member, regardless of class, shall be entitled to one vote on each matter submitted to a vote of members.

(b) The articles of incorporation or the bylaws may provide that in all elections for directors every member entitled to vote shall have the right to cumulate his or her vote and to give one candidate a number of votes equal to his or her vote multiplied by the number of directors to be elected, or to distribute such votes on the same principle among as many candidates as he or she shall think fit.

(c) If a corporation has no members or its members have no right to vote with respect to a particular matter, the directors shall have the sole voting power with respect to such matter.
(Source: P.A. 84-1423.)

(805 ILCS 105/107.50) (from Ch. 32, par. 107.50)

Sec. 107.50. Proxies. A member entitled to vote may vote in person or, unless the articles of incorporation or the bylaws ~~explicitly prohibit otherwise provide~~, by proxy executed in writing by the member or by that member's duly authorized attorney-in-fact. No proxy shall be valid after 11 months from the date of its execution, unless otherwise provided in the proxy. Unless otherwise prohibited by the articles of incorporation or bylaws, the election of directors, officers, or representatives by members may be conducted by mail, e-mail, or any other electronic means as set forth in subsection (a) of Section 107.10. Where directors or officers are to be elected by members, the bylaws may provide that such elections may be conducted by mail.

(Source: P.A. 84-1423.)

(805 ILCS 105/107.75) (from Ch. 32, par. 107.75)

Sec. 107.75. Books and records.

(a) Each corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its members, board of directors and committees having any of the authority of the board of directors; and shall keep at its registered office or principal office a record giving the names and addresses of its members entitled to vote. Any voting member shall have the right to examine, in person or by agent, at any reasonable time or times, the corporation's books and records of account and minutes, and to make extracts therefrom, but only for a proper purpose. In order to exercise this right, a voting member must make written demand upon the corporation, stating with particularity the records sought to be examined and the purpose therefor. If the corporation refuses examination, the voting member may file suit in the circuit court of the county in which either the registered agent or principal office of the corporation is located to compel by mandamus or otherwise such examination as may be proper. If a voting member seeks to examine books or records of account the burden of proof is upon the voting member to establish a proper purpose. If the purpose is to examine minutes, the burden of proof is upon the corporation to establish that the voting member does not have a proper purpose. ~~All books and records of a corporation may be inspected by any member entitled to vote, or that member's agent or attorney, for any proper purpose at any reasonable time.~~

(b) A residential cooperative not-for-profit corporation containing 50 or more single family units with individual unit legal descriptions based upon a recorded plat of a subdivision and located in a county with a population between 780,000 and 3,000,000 shall keep an accurate and complete account of all transfers of membership and shall, on a quarterly basis, record all transfers of membership with the county clerk of the county in which the residential cooperative is located. Additionally, a list of all transfers of membership shall be available for inspection by any member of the corporation.

(Source: P.A. 91-465, eff. 8-6-99.)

(805 ILCS 105/108.05) (from Ch. 32, par. 108.05)

Sec. 108.05. Board of directors.

(a) Each corporation shall have a board of directors, and except as provided in articles of incorporation, the affairs of the corporation shall be managed by or under the direction of the board of directors.

(b) ~~The articles of incorporation or bylaws may prescribe qualifications for directors.~~ A director need not be a resident of this State or a member of the corporation unless the articles of incorporation or bylaws so prescribe. The articles of incorporation or the bylaws may prescribe other qualifications for directors.

(c) Unless otherwise provided in the articles of incorporation or bylaws, the board of directors, by the affirmative vote of a majority of the directors then in office, shall have authority to establish reasonable compensation of all directors for services to the corporation as directors, officers or otherwise, notwithstanding the provisions of Section 108.60 of this Act.

(d) No director may act by proxy on any matter.

(Source: P.A. 95-368, eff. 8-23-07.)

(805 ILCS 105/108.10) (from Ch. 32, par. 108.10)

Sec. 108.10. Number, election and resignation of directors. (a) The board of directors of a corporation shall consist of three or more directors. The number of directors shall be fixed by the bylaws, except the number of initial directors shall be fixed by the incorporators in the articles of incorporation. In the absence of a bylaw fixing the number of directors, the number shall be the same as that fixed in the articles of incorporation. The number of directors may be increased or decreased from time to time by amendment to the bylaws.

(b) The bylaws may establish a variable range for the size of the board by prescribing a minimum and maximum (which may not be less than 3 or exceed the minimum by more than 5) number of directors. If a variable range is established, unless the bylaws otherwise provide, the number of directors may be fixed or changed from time to time, within the minimum and maximum, by the directors without further amendment to the bylaws.

(c) The terms of all directors expire at the next meeting for the election of directors following their election unless their terms are staggered under subsection (e). The term of a director elected to fill a vacancy expires at the next annual meeting of the members entitled to vote at which his or her predecessor's term would have expired or in accordance with Section 108.30 of this Act. The term of a director elected as a result of an increase in the number of directors expires at the next annual meeting of members entitled to vote unless the term is staggered under subsection (e).

(d) Despite the expiration of a director's term, he or she continues to serve until the next meeting of members or directors entitled to vote on directors at which directors are elected. An amendment to the bylaws decreasing ~~A decrease in~~ the number of directors or eliminating the position of a director elected or appointed by persons or entities other than the members may shorten the terms of incumbent directors; provided, however, such amendment has been approved by the party with the authority to elect or appoint such directors does not shorten an incumbent director's term.

(e) The articles of incorporation or the bylaws may provide that directors may be divided into classes and the terms of office of several classes need not be uniform. Each director shall hold office for the term for which he is elected and until his successor shall have been elected and qualified.

(f) If the articles of incorporation or bylaws authorize dividing the members into classes, the articles or bylaws may also authorize the election of all or a specified number or percentage of directors by one or more authorized classes of members.

(g) A director may resign at any time by written notice delivered to the board of directors, its chairman, or to the president or secretary of the corporation. A resignation is effective when the notice is delivered unless the notice specifies a future date. The pending vacancy may be filled before the effective date, but the successor shall not take office until the effective date.

(Source: P.A. 84-1423.)

(805 ILCS 105/108.35) (from Ch. 32, par. 108.35)

Sec. 108.35. Removal of directors. (a) One or more of the directors may be removed, with or without cause. In the case of a corporation having a board of directors which is classified in accordance with subsection 108.10(e) of this Act, the articles of incorporation or bylaws may provide that such directors may only be removed for cause ~~no director may be removed except for cause if the articles of incorporation or the bylaws so provide.~~

(b) In the case of a corporation with no members or with no members entitled to vote on directors, a director may be removed by the affirmative vote of a majority of the directors then in office present and voting at a meeting of the board of directors at which a quorum is present.

(c) In the case of a corporation with members entitled to vote for directors, no director may be removed, except as follows:

(1) A director may be removed by the affirmative vote of two-thirds of the votes present and voted, either in person or by proxy.

(2) No director shall be removed at a meeting of members entitled to vote unless the written notice of such meeting is delivered to all members entitled to vote on removal of directors. Such notice shall state that a purpose of the meeting is to vote upon the removal of one or more directors named in the notice. Only the named director or directors may be removed at such meeting.

(3) In the case of a corporation having cumulative voting, if less than the entire board is to be removed, no director may be removed, with or without cause, if the votes cast against his or her removal would be sufficient to elect him or her if then cumulatively voted at an election of the entire board of directors.

(4) If a director is elected by a class of voting members entitled to vote, directors or other electors, that director may be removed only by the same class of members entitled to vote, directors or electors which elected the director.

(d) The provisions of subsections (a), (b) and (c) shall not preclude the Circuit Court from removing a director of the corporation from office in a proceeding commenced either by the corporation or by members entitled to vote holding at least 10 percent of the outstanding votes of any class if the court finds (1) the director is engaged in fraudulent or dishonest conduct or has grossly abused his or her position to the detriment of the corporation, and (2) removal is in the best interest of the corporation. If the court removes a director, it may bar the director from reelection for a period prescribed by the court. If such a proceeding is commenced by a member entitled to vote, such member shall make the corporation a party defendant.

(Source: P.A. 84-1423.)

(805 ILCS 105/108.45) (from Ch. 32, par. 108.45)

Sec. 108.45. Informal action by directors. (a) Unless specifically prohibited by the articles of incorporation or bylaws, any action required by this Act to be taken at a meeting of the board of directors of a corporation, or any other action which may be taken at a meeting of the board of directors or a committee thereof, may be taken without a meeting if a consent in writing, setting forth the action so taken, shall be signed by all of the directors and all of any nondirector committee members entitled to vote with respect to the subject matter thereof, or by all the members of such committee, as the case may be.

(b) The consent shall be evidenced by one or more written approvals, each of which sets forth the action taken and ~~provides a written record of approval~~ ~~bears the signature of one or more directors or committee members.~~ All the approvals evidencing the consent shall be delivered to the secretary to be filed in the corporate records. The action taken shall be effective when all the directors or the committee members, as the case may be, have approved the consent unless the consent specifies a different effective date.

(c) Any such consent signed by all the directors or all the committee members, as the case may be, shall have the same effect as a unanimous vote and may be stated as such in any document filed with the Secretary of State under this Act.

(Source: P.A. 84-1423.)

(805 ILCS 105/108.60) (from Ch. 32, par. 108.60)

Sec. 108.60. ~~Conflicting interest transactions~~ ~~Director conflict of interest.~~

(a) A contract or transaction between a corporation and one or more of its members, directors, members of a designated body, or officers or between a corporation and any other corporation, partnership, association, or other entity in which one or more of its directors, members of a designated body, or officers are directors or officers, hold a similar position, or have a financial interest, is not void or voidable solely for that reason, or solely because the member, director, member of a designated body, or officer is present at or participates in the meeting of the board of directors or committee having the authority of the board that authorizes the contract or transaction, or solely because his, her, or their votes are counted for that purpose, if:

(1) the material facts as to the relationship or interest and as to the contract or transaction are disclosed or are known to the board of directors or committee having the authority of the board and the board or such committee in good faith authorizes the contract or transaction by the affirmative votes of a majority of the disinterested directors even though the disinterested directors are less than a quorum;

(2) the material facts as to the relationship or interest of the member, director, or officer and as to the contract or transaction are disclosed or are known to the members entitled to vote thereon, if any, and the contract or transaction is specifically authorized, approved, or ratified in good faith by vote of those members; or

(3) the contract or transaction is fair as to the corporation as of the time it is authorized, approved, or ratified by the board of directors or the members.

(b) Common or interested directors may be counted in determining the presence of a quorum at a meeting of the board or committee having the authority of the board that authorizes a contract or transaction specified in subsection (a).

(a) If a transaction is fair to a corporation at the time it is authorized, approved, or ratified, the fact that a director of the corporation is directly or indirectly a party to the transaction is not grounds for invalidating the transaction.

(b) In a proceeding contesting the validity of a transaction described in subsection (a), the person asserting validity has the burden of proving fairness unless:

(1) The material facts of the transaction and the director's interest or relationship were disclosed or known to the board of directors or a committee consisting entirely of directors and the board or committee authorized, approved or ratified the transaction by the affirmative votes of a majority of disinterested directors, even though the disinterested directors be less than a quorum; or

~~(2) The material facts of the transaction and the director's interest or relationship were disclosed or known to the members entitled to vote, if any, and they authorized, approved or ratified the transaction without counting the vote of any member who is an interested director.~~

~~(e) The presence of the director, who is directly or indirectly a party to the transaction described in subsection (a), or a director who is otherwise not disinterested, may be counted in determining whether a quorum is present but may not be counted when the board of directors or a committee of the board takes action on the transaction.~~

~~(d) For purposes of this Section, a director is "indirectly" a party to a transaction if the other party to the transaction is an entity in which the director has a material financial interest or of which the director is an officer, director or general partner.~~

(Source: P.A. 84-1423.)

(805 ILCS 105/108.70) (from Ch. 32, par. 108.70)

Sec. 108.70. Limited Liability of directors, officers, board members, and persons who serve without compensation.

(a) No director or officer serving without compensation, other than reimbursement for actual expenses, of a corporation organized under this Act or any predecessor Act and exempt, or qualified for exemption, from taxation pursuant to Section 501(c) of the Internal Revenue Code of 1986, as amended, shall be liable, and no cause of action may be brought, for damages resulting from the exercise of judgment or discretion in connection with the duties or responsibilities of such director or officer unless the act or omission involved willful or wanton conduct.

(b) No director of a corporation organized under this Act or any predecessor Act for the purposes identified in items (14), (19), (21) and (22) of subsection (a) of Section 103.05 of this Act, and exempt or qualified for exemption from taxation pursuant to Section 501(c) of the Internal Revenue Code of 1986, as amended, shall be liable, and no cause of action may be brought for damages resulting from the exercise of judgment or discretion in connection with the duties or responsibilities of such director, unless: (1) such director earns in excess of ~~\$25,000~~ ~~\$5,000~~ per year from his duties as director, other than reimbursement for actual expenses; or (2) the act or omission involved willful or wanton conduct.

(b-5) Except for willful and wanton conduct, no volunteer board member serving without compensation, other than reimbursement for actual expenses, of a corporation organized under this Act or any predecessor Act and exempt, or qualified for exemption, from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, shall be liable, and no action may be brought, for damages resulting from any action of the executive director concerning the false reporting of or intentional tampering with financial records of the organization, where the actions of the executive director result in legal action.

This subsection (b-5) shall not apply to any action taken by the Attorney General (i) in the exercise of his or her common law or statutory power and duty to protect charitable assets or (ii) in the exercise of his or her authority to enforce the laws of this State that apply to trustees of a charity, as that term is defined in the Charitable Trust Act and the Solicitation for Charity Act.

(c) No person who, without compensation other than reimbursement for actual expenses, renders service to or for a corporation organized under this Act or any predecessor Act and exempt or qualified for exemption from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, shall be liable, and no cause of action may be brought, for damages resulting from an act or omission in rendering such services, unless the act or omission involved willful or wanton conduct.

(d) (Blank).

(e) Nothing in this Section is intended to bar any cause of action against the corporation or change the liability of the corporation arising out of an act or omission of any director, officer or person exempt from liability for negligence under this Section.

(Source: P.A. 95-342, eff. 1-1-08.)

(805 ILCS 105/110.30) (from Ch. 32, par. 110.30)

Sec. 110.30. Articles of amendment.

(a) Except as provided in Section 110.40 of this Act, the articles of amendment shall be executed and filed in duplicate in accordance with Section 101.10 of this Act and shall set forth:

- (1) The name of the corporation;
- (2) The text of each amendment adopted;
- (3) If the amendment was adopted pursuant to Section 110.15 of this Act:
 - (i) A statement that the amendment received the affirmative vote of a majority of the directors in office, at a meeting of the board of directors, and the date of the meeting; or
 - (ii) A statement that the amendment was adopted by written consent, signed by all the directors in office, in compliance with Section 108.45 of this Act;

(4) If the amendment was adopted pursuant to Section 110.20 of this Act:

(i) A statement that the amendment was adopted at a meeting of members entitled to vote by the affirmative vote of the members having not less than the minimum number of votes necessary to adopt such amendment, as provided by this Act, the articles of incorporation or the bylaws, and the date of the meeting; or

(ii) A statement that the amendment was adopted by ~~written consent signed by~~ members entitled to vote having

not less than the minimum number of votes necessary to adopt such amendment, as provided by this Act, the articles of incorporation, or the bylaws, in compliance with Section 107.10 of this Act.

(5) If the amendment restates the articles of incorporation, the amendment shall so state and shall set forth:

(i) The text of the articles as restated;

(ii) The date of incorporation, the name under which the corporation was incorporated, subsequent names, if any, that the corporation adopted pursuant to amendment of its articles of incorporation, and the effective date of any such amendments;

(iii) The address of the registered office and the name of the registered agent on the date of filing the restated articles.

The articles as restated must include all the information required by subsection

(a) of Section 102.10 of this Act, except that the articles need not set forth the information required by paragraphs 3, 4 or 5 thereof. If any provision of the articles of incorporation is amended in connection with the restatement, the articles of amendment shall clearly identify such amendment.

(6) If, pursuant to Section 110.35 of this Act, the amendment is to become effective subsequent to the date on which the articles of amendment are filed, the date on which the amendment is to become effective.

(7) If the amendment revives the articles of incorporation and extends the period of corporate duration, the amendment shall so state and shall set forth:

(i) The date the period of duration expired under the articles of incorporation;

(ii) A statement that the period of duration will be perpetual, or, if a limited duration is to be provided, the date to which the period of duration is to be extended; and

(iii) A statement that the corporation has been in continuous operation since before the date of expiration of its original period of duration.

(b) When the provisions of this Section have been complied with, the Secretary of State shall file the articles of amendment.

(Source: P.A. 92-33, eff. 7-1-01.)".

AMENDMENT NO. 2 TO SENATE BILL 1390

AMENDMENT NO. 2. Amend Senate Bill 1390, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, as follows:

on page 6, by replacing lines 5 through 25 with the following:

"(805 ILCS 105/107.10) (from Ch. 32, par. 107.10)

Sec. 107.10. Informal action by members entitled to vote. (a) Unless otherwise provided in the articles of incorporation or the bylaws, any action required by this Act to be taken at any annual or special meeting of the members entitled to vote, or any other action which may be taken at a meeting of the members entitled to vote, may be taken by ballot without a meeting in writing by mail, email, or any other electronic means pursuant to which the members entitled to vote thereon are given the opportunity to vote for or against the proposed action, and the action receives approval by a majority of the members casting votes, or such larger number as may be required by the Act, the articles of incorporation, or the bylaws, provided that the number of members casting votes would constitute a quorum if such action had been taken at a meeting. Voting must remain open for not less than 5 days from the date the ballot is delivered; provided, however, in the case of a removal of one or more directors, a merger, consolidation, dissolution or sale, lease or exchange of assets, the voting must remain open for not less than 20 days from the date the ballot is delivered, without a meeting and without a vote, if a consent in writing, setting forth the action so taken, shall be signed either: (i) by all of the members entitled to vote with respect to the subject matter thereof, or (ii) by the members having not less than the minimum number of votes that would be necessary to authorize or take such action at a meeting at which all members entitled to vote thereon were present and voting.

(b) Such informal action by members ~~If such consent is signed by less than all of the members entitled to vote, then such consent~~ shall become effective only: ~~(1) if,~~ at least 5 days prior to the effective date of

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such informal action consent, a notice in writing of the proposed action is delivered to all of the members entitled to vote with respect to the subject matter thereof, ~~and (2) if, after the effective date of such consent, prompt notice in writing of the taking of the corporate action without a meeting is delivered to those members entitled to vote who have not consented in writing.~~

(c) In the event that the action which is approved ~~consented to~~ is such as would have required the filing of a certificate under any other Section of this Act if such action had been voted on by the members at a meeting thereof, the certificate filed under such other Section shall state, in lieu of any statement required by such Section concerning any vote of members, that an informal vote ~~written consent~~ has been conducted given in accordance with the provisions of this Section and that written notice has been delivered as provided in this Section.

(Source: P.A. 84-1423.); and

on page 7, by deleting lines 1 through 17; and

on page 16, by replacing lines 18 through 25 with the following:

"(805 ILCS 105/108.60) (from Ch. 32, par. 108.60)

Sec. 108.60. Director conflict of interest. (a) If a transaction is fair to a corporation at the time it is authorized, approved, or ratified, the fact that a director of the corporation is directly or indirectly a party to the transaction is not grounds for invalidating the transaction.

(b) In a proceeding contesting the validity of a transaction described in subsection (a), the person asserting validity has the burden of proving fairness unless:

(1) The material facts of the transaction and the director's interest or relationship were disclosed or known to the board of directors or a committee consisting entirely of directors and the board or committee authorized, approved or ratified the transaction by the affirmative votes of a majority of disinterested directors, even though the disinterested directors be less than a quorum; or

(2) The material facts of the transaction and the director's interest or relationship were disclosed or known to the members entitled to vote, if any, and they authorized, approved or ratified the transaction without counting the vote of any member who is an interested director.

(c) The presence of the director, who is directly or indirectly a party to the transaction described in subsection (a), or a director who is otherwise not disinterested, may be counted in determining whether a quorum is present but may not be counted when the board of directors or a committee of the board takes action on the transaction.

(d) For purposes of this Section, a director is "indirectly" a party to a transaction if the other party to the transaction is an entity in which the director has a material financial interest or of which the director is an officer, director or general partner.

(e) The provisions of this Section do not apply where a director of the corporation is directly or indirectly a party to a transaction involving a grant or contribution, without consideration, by one organization to another.

(Source: P.A. 84-1423.); and

by deleting pages 17 through 18; and

on page 19, by deleting lines 1 through 8.

Under the rules, the foregoing **Senate Bill No. 1390**, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1408

A bill for AN ACT concerning safety.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1408

Passed the House, as amended, May 19, 2009.

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MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1408

AMENDMENT NO. 1. Amend Senate Bill 1408 as follows:

on page 3, by inserting immediately below line 7 the following:

"9. "Volunteer" means a person who operates or assists in the operation of an amusement ride or amusement attraction for an owner or operator without pay or lodging. An individual shall not be considered a volunteer if the individual is otherwise employed by the same owner or operator to perform the same type of service as those for which the individual proposes to volunteer."

Under the rules, the foregoing **Senate Bill No. 1408**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1448

A bill for AN ACT concerning utilities.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1448

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1448

AMENDMENT NO. 1. Amend Senate Bill 1448 by replacing everything after the enacting clause with the following:

"Section 5. The Public Utilities Act is amended by changing Section 9-222.1 as follows:

(220 ILCS 5/9-222.1) (from Ch. 111 2/3, par. 9-222.1)

Sec. 9-222.1. A business enterprise which is located within an area designated by a county or municipality as an enterprise zone pursuant to the Illinois Enterprise Zone Act or located in a federally designated Foreign Trade Zone or Sub-Zone shall be exempt from the additional charges added to the business enterprise's utility bills as a pass-on of municipal and State utility taxes under Sections 9-221 and 9-222 of this Act, to the extent such charges are exempted by ordinance adopted in accordance with paragraph (e) of Section 8-11-2 of the Illinois Municipal Code in the case of municipal utility taxes, and to the extent such charges are exempted by the percentage specified by the Department of Commerce and Economic Opportunity in the case of State utility taxes, provided such business enterprise meets the following criteria:

(1) it ~~either~~ (i) makes investments which cause the creation of a minimum of 200 full-time equivalent jobs in Illinois; (ii) makes investments of at least \$175,000,000 which cause the creation of a minimum of 150 full-time equivalent jobs in Illinois; ~~or~~ (iii) makes investments that cause the retention of a minimum of 300 full-time equivalent jobs in the manufacturing sector, as defined by the North American Industry Classification System, in an area in Illinois in which the unemployment rate is above 9% and makes an application to the Department within 3 months after the effective date of this amendatory Act of the 96th General Assembly and certifies relocation of the 300 full-time equivalent jobs within 36 months after the application; or (iv) makes investments which cause the retention of a minimum of 1,000 full-time jobs in Illinois; and

(2) it is either (i) located in an Enterprise Zone established pursuant to the Illinois Enterprise Zone Act or (ii) it is located in a federally designated Foreign Trade Zone or Sub-Zone and is designated a High Impact Business by the Department of Commerce and Economic Opportunity; and

(3) it is certified by the Department of Commerce and Economic Opportunity as complying with the requirements specified in clauses (1) and (2) of this Section.

The Department of Commerce and Economic Opportunity shall determine the period during which

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such exemption from the charges imposed under Section 9-222 is in effect which shall not exceed 30 years or the certified term of the enterprise zone, whichever period is shorter, except that the exemption period for a business enterprise qualifying under item (iii) of clause (1) of this Section shall not exceed 30 years.

The Department of Commerce and Economic Opportunity shall have the power to promulgate rules and regulations to carry out the provisions of this Section including procedures for complying with the requirements specified in clauses (1) and (2) of this Section and procedures for applying for the exemptions authorized under this Section; to define the amounts and types of eligible investments which business enterprises must make in order to receive State utility tax exemptions pursuant to Sections 9-222 and 9-222.1 of this Act; to approve such utility tax exemptions for business enterprises whose investments are not yet placed in service; and to require that business enterprises granted tax exemptions repay the exempted tax should the business enterprise fail to comply with the terms and conditions of the certification. However, no business enterprise shall be required, as a condition for certification under clause (3) of this Section, to attest that its decision to invest under clause (1) of this Section and to locate under clause (2) of this Section is predicated upon the availability of the exemptions authorized by this Section.

A business enterprise shall be exempt, in whole or in part, from the pass-on charges of municipal utility taxes imposed under Section 9-221, only if it meets the criteria specified in clauses (1) through (3) of this Section and the municipality has adopted an ordinance authorizing the exemption under paragraph (e) of Section 8-11-2 of the Illinois Municipal Code. Upon certification of the business enterprises by the Department of Commerce and Economic Opportunity, the Department of Commerce and Economic Opportunity shall notify the Department of Revenue of such certification. The Department of Revenue shall notify the public utilities of the exemption status of business enterprises from the pass-on charges of State and municipal utility taxes. Such exemption status shall be effective within 3 months after certification of the business enterprise.

(Source: P.A. 94-793, eff. 5-19-06.)

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

Under the rules, the foregoing **Senate Bill No. 1448**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1493

A bill for AN ACT concerning courts.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1493

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1493

AMENDMENT NO. 1. Amend Senate Bill 1493, on page 2, lines 7, 9, 17 and 22, after "Star" each time it appears, by inserting "and Fallen Heroes".

Under the rules, the foregoing **Senate Bill No. 1493**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1508

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A bill for AN ACT concerning education.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1508

Passed the House, as amended, May 19, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1508

AMENDMENT NO. 1. Amend Senate Bill 1508 on page 4, by replacing lines 1 through 3 with the following:

"confidential pursuant to applicable provisions of State or federal law or rule or regulation."

Under the rules, the foregoing **Senate Bill No. 1508**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 260

A bill for AN ACT concerning State government.

SENATE BILL NO. 310

A bill for AN ACT concerning employment.

SENATE BILL NO. 543

A bill for AN ACT concerning revenue.

SENATE BILL NO. 583

A bill for AN ACT concerning local government.

SENATE BILL NO. 613

A bill for AN ACT concerning education.

Passed the House, May 19, 2009.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1282

A bill for AN ACT concerning business.

SENATE BILL NO. 1379

A bill for AN ACT concerning transportation.

SENATE BILL NO. 1412

A bill for AN ACT concerning education.

SENATE BILL NO. 1444

A bill for AN ACT concerning regulation.

SENATE BILL NO. 1510

A bill for AN ACT concerning public employee benefits.

SENATE BILL NO. 2121

A bill for AN ACT concerning safety.

Passed the House, May 19, 2009.

MARK MAHONEY, Clerk of the House

JOINT ACTION MOTIONS FILED

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The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendments 1 and 2 to Senate Bill 266
 Motion to Concur in House Amendment 1 to Senate Bill 269
 Motion to Concur in House Amendment 1 to Senate Bill 587
 Motion to Concur in House Amendments 1 and 2 to Senate Bill 1390
 Motion to Concur in House Amendment 1 to Senate Bill 1493
 Motion to Concur in House Amendments 1 and 2 to Senate Bill 1718
 Motion to Concur in House Amendment 1 to Senate Bill 1977
 Motion to Concur in House Amendment 1 to Senate Bill 2010
 Motion to Concur in House Amendment 1 to Senate Bill 2272

HOUSE BILL RECALLED

On motion of Senator Dillard, **House Bill No. 881** was recalled from the order of third reading to the order of second reading.

Senate Floor Amendment No. 1 was postponed in the Committee on Criminal Law.

Senator Dillard offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 881

AMENDMENT NO. 2. Amend House Bill 881 on page 10, line 15, after the period, by inserting "However, the court may waive the fee if full restitution is complied with."; and

on page 17, line 9, after the period, by inserting "However, the court may waive the fee if full restitution is complied with."; and

on page 18, line 4, after the period, by inserting "However, the court may waive the fee if full restitution is complied with.".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Dillard, **House Bill No. 881**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lauzen	Righter
Bivins	Frerichs	Lightford	Risinger
Bomke	Garrett	Link	Rutherford
Bond	Haine	Luechtefeld	Sandoval
Brady	Harmon	Maloney	Schoenberg
Burzynski	Hendon	Martinez	Silverstein
Clayborne	Holmes	McCarter	Steans
Collins	Hultgren	Meeks	Sullivan
Cronin	Hunter	Millner	Syverson
Crotty	Hutchinson	Muñoz	Trotter
Dahl	Jacobs	Murphy	Viverito

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Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

Senator Syverson asked and obtained unanimous consent for a Republican caucus to begin at 10:15 o'clock a.m.

On motion of Senator Sandoval, **House Bill No. 921**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Rutherford
Bomke	Garrett	Link	Sandoval
Bond	Haine	Luechtefeld	Schoenberg
Brady	Harmon	Maloney	Silverstein
Burzynski	Hendon	Martinez	Steans
Clayborne	Holmes	McCarter	Sullivan
Collins	Hultgren	Millner	Syverson
Cronin	Hunter	Muñoz	Trotter
Crotty	Hutchinson	Murphy	Viverito
Dahl	Jacobs	Noland	Wilhelmi
Delgado	Jones, E.	Pankau	
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Raoul	
Duffy	Kotowski	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Viverito, **House Bill No. 926**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAY 1.

The following voted in the affirmative:

Althoff	Duffy	Koehler	Raoul
Bivins	Forby	Kotowski	Righter

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Bomke	Frerichs	Lauzen	Risinger
Bond	Garrett	Lightford	Rutherford
Brady	Haine	Link	Sandoval
Burzynski	Harmon	Luechtefeld	Schoenberg
Clayborne	Hendon	Maloney	Silverstein
Collins	Holmes	Martinez	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Muñoz	Syverson
Dahl	Hutchinson	Murphy	Trotter
Delgado	Jacobs	Noland	Viverito
Demuzio	Jones, E.	Pankau	Wilhelmi
Dillard	Jones, J.	Radogno	

The following voted in the negative:

Millner

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Sandoval, **House Bill No. 931**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lauzen	Righter
Bivins	Frerichs	Lightford	Risinger
Bomke	Garrett	Link	Rutherford
Bond	Haine	Luechtefeld	Sandoval
Brady	Harmon	Maloney	Schoenberg
Burzynski	Hendon	Martinez	Silverstein
Clayborne	Holmes	McCarter	Steans
Collins	Hultgren	Meeks	Sullivan
Cronin	Hunter	Millner	Syverson
Crotty	Hutchinson	Muñoz	Trotter
Dahl	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Murphy, **House Bill No. 935**, having been printed as received from the House of Representatives, together with all Senate amendments adopted thereto, was taken up and read by title a third time.

Pending roll call on motion of Senator Murphy, further consideration of **House Bill No. 935** was postponed.

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HOUSE BILL RECALLED

On motion of Senator Righter, **House Bill No. 944** was recalled from the order of third reading to the order of second reading.

Senator Righter offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 944

AMENDMENT NO. 1. Amend House Bill 944 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Section 1A-8 as follows:
(105 ILCS 5/1A-8) (from Ch. 122, par. 1A-8)

Sec. 1A-8. Powers of the Board in Assisting Districts Deemed in Financial Difficulties. To promote the financial integrity of school districts, the State Board of Education shall be provided the necessary powers to promote sound financial management and continue operation of the public schools.

The State Superintendent of Education may require a school district, including any district subject to Article 34A of this Code, to share financial information relevant to a proper investigation of the district's financial condition and the delivery of appropriate State financial, technical, and consulting services to the district if the district (i) has been designated, through the State Board of Education's School District Financial Profile System, as on financial warning or financial watch status, (ii) has failed to file an annual financial report, annual budget, deficit reduction plan, or other financial information as required by law, or (iii) has been identified, through the district's annual audit or other financial and management information, as in serious financial difficulty in the current or next school year. In addition to financial, technical, and consulting services provided by the State Board of Education, at the request of a school district, the State Superintendent may provide for an independent financial consultant to assist the district review its financial condition and options.

The State Board of Education, after proper investigation of a district's financial condition, may certify that a district, including any district subject to Article 34A, is in financial difficulty when any of the following conditions occur:

- (1) The district has issued school or teacher orders for wages as permitted in Sections 8-16, 32-7.2 and 34-76 of this Code;
- (2) The district has issued tax anticipation warrants or tax anticipation notes in anticipation of a second year's taxes when warrants or notes in anticipation of current year taxes are still outstanding, as authorized by Sections 17-16, 34-23, 34-59 and 34-63 of this Code, or has issued short-term debt against 2 future revenue sources, such as, but not limited to, tax anticipation warrants and general State Aid certificates or tax anticipation warrants and revenue anticipation notes;
- (3) The district has for 2 consecutive years shown an excess of expenditures and other financing uses over revenues and other financing sources and beginning fund balances on its annual financial report for the aggregate totals of the Educational, Operations and Maintenance, Transportation, and Working Cash Funds;
- (4) The district refuses to provide financial information or cooperate with the State Superintendent in an investigation of the district's financial condition.

No school district shall be certified by the State Board of Education to be in financial difficulty solely by reason of any of the above circumstances arising as a result of (i) the failure of the county to make any distribution of property tax money due the district at the time such distribution is due or (ii) the failure of this State to make timely payments of general State aid or any of the mandated categorical; or if the district clearly demonstrates to the satisfaction of the State Board of Education at the time of its determination that such condition no longer exists. If the State Board of Education certifies that a district in a city with 500,000 inhabitants or more is in financial difficulty, the State Board shall so notify the Governor and the Mayor of the city in which the district is located. The State Board of Education may require school districts certified in financial difficulty, except those districts subject to Article 34A, to develop, adopt and submit a financial plan within 45 days after certification of financial difficulty. The financial plan shall be developed according to guidelines presented to the district by the State Board of Education within 14 days of certification. Such guidelines shall address the specific nature of each district's financial difficulties. Any proposed budget of the district shall be consistent with the financial plan submitted to and approved by the State Board of Education.

A district certified to be in financial difficulty, other than a district subject to Article 34A, shall report to the State Board of Education at such times and in such manner as the State Board may direct,

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concerning the district's compliance with each financial plan. The State Board may review the district's operations, obtain budgetary data and financial statements, require the district to produce reports, and have access to any other information in the possession of the district that it deems relevant. The State Board may issue recommendations or directives within its powers to the district to assist in compliance with the financial plan. The district shall produce such budgetary data, financial statements, reports and other information and comply with such directives. If the State Board of Education determines that a district has failed to comply with its financial plan, the State Board of Education may rescind approval of the plan and appoint a Financial Oversight Panel for the district as provided in Section 1B-4. This action shall be taken only after the district has been given notice and an opportunity to appear before the State Board of Education to discuss its failure to comply with its financial plan.

No bonds, notes, teachers orders, tax anticipation warrants or other evidences of indebtedness shall be issued or sold by a school district or be legally binding upon or enforceable against a local board of education of a district certified to be in financial difficulty unless and until the financial plan required under this Section has been approved by the State Board of Education.

Any financial profile compiled and watch list distributed by the State Board of Education in Fiscal Year 2009 or any fiscal year thereafter pursuant to this Section shall incorporate such adjustments as may be needed in the profile scores to reflect the financial effects of the ~~designate those school districts on the watch list that would not otherwise be on the watch list were it not for the~~ inability or refusal of the State of Illinois to make timely disbursements of any general State aid or mandated categorical aid payments due school districts or to fully reimburse school districts for mandated categorical programs pursuant to reimbursement formulas provided in this School Code.

(Source: P.A. 94-234, eff. 7-1-06.)

Section 99. Effective date. This Act takes effect July 1, 2009."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Righter, **House Bill No. 944**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 58; NAYS None.

The following voted in the affirmative:

Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	
Duffy	Kotowski	Raoul	

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This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Althoff, **House Bill No. 976**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAY 1.

The following voted in the affirmative:

Althoff	Frerichs	Link	Rutherford
Bivins	Garrett	Luechtefeld	Sandoval
Bomke	Haine	Maloney	Schoenberg
Bond	Harmon	Martinez	Silverstein
Brady	Hendon	McCarter	Steans
Clayborne	Holmes	Meeks	Sullivan
Collins	Hultgren	Millner	Syverson
Crotty	Hunter	Muñoz	Trotter
Dahl	Hutchinson	Murphy	Viverito
DeLeo	Jacobs	Noland	Wilhelmi
Delgado	Jones, E.	Pankau	Mr. President
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Raoul	
Duffy	Kotowski	Righter	
Forby	Lightford	Risinger	

The following voted in the negative:

Lauzen

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Hutchinson, **House Bill No. 1057**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 58; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Righter
Bivins	Forby	Lauzen	Risinger
Bomke	Frerichs	Lightford	Rutherford
Bond	Garrett	Link	Sandoval
Brady	Haine	Luechtefeld	Schoenberg
Burzynski	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans

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Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
DeLeo	Jacobs	Murphy	Wilhelmi
Delgado	Jones, E.	Pankau	Mr. President
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Radogno, **House Bill No. 1060**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Sullivan, **House Bill No. 1087**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter

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Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Raoul, **House Bill No. 1098**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 57; NAY 1.

The following voted in the affirmative:

Althoff	Forby	Lightford	Risinger
Bivins	Frerichs	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	Martinez	Silverstein
Burzynski	Hendon	McCarter	Steans
Clayborne	Holmes	Meeks	Sullivan
Collins	Hultgren	Millner	Syverson
Cronin	Hunter	Muñoz	Trotter
Crotty	Hutchinson	Murphy	Viverito
Dahl	Jacobs	Noland	Wilhelmi
DeLeo	Jones, E.	Pankau	Mr. President
Delgado	Jones, J.	Radogno	
Demuzio	Koehler	Raoul	
Dillard	Kotowski	Righter	

The following voted in the negative:

Lauzen

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

Senator Syverson announced the Republican caucus has been cancelled.

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On motion of Senator Dillard, **House Bill No. 1148**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Risinger
Bivins	Forby	Lauzen	Rutherford
Bomke	Frerichs	Lightford	Sandoval
Bond	Garrett	Luechtefeld	Schoenberg
Brady	Haine	Maloney	Silverstein
Burzynski	Harmon	Martinez	Steans
Clayborne	Hendon	McCarter	Sullivan
Collins	Holmes	Meeks	Syverson
Cronin	Hultgren	Millner	Trotter
Crotty	Hunter	Muñoz	Viverito
Dahl	Hutchinson	Murphy	Wilhelmi
DeLeo	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Pankau	
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Clayborne, **House Bill No. 1142**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 58; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lauzen	Righter
Bivins	Frerichs	Lightford	Risinger
Bomke	Garrett	Link	Rutherford
Bond	Haine	Luechtefeld	Sandoval
Brady	Harmon	Maloney	Schoenberg
Burzynski	Hendon	Martinez	Silverstein
Clayborne	Holmes	McCarter	Steans
Collins	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	
Duffy	Kotowski	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

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Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Forby, **House Bill No. 1181**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

Althoff	Forby	Lauzen	Risinger
Bivins	Frerichs	Lightford	Rutherford
Bomke	Garrett	Link	Sandoval
Bond	Haine	Luechtefeld	Schoenberg
Brady	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans
Collins	Holmes	Meeks	Sullivan
Cronin	Hultgren	Millner	Syverson
Crotty	Hunter	Muñoz	Trotter
Dahl	Hutchinson	Murphy	Wilhelmi
DeLeo	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Pankau	
Demuzio	Jones, J.	Radogno	
Dillard	Koehler	Raoul	
Duffy	Kotowski	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Schoenberg, **House Bill No. 1200**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President

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Dillard

Koehler

Radogno

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Haine, **House Bill No. 1293**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Hultgren, **House Bill No. 1348**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson

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Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 20, 2009 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committee of the Senate:

Executive: **HOUSE BILL 7; Senate Floor Amendment No. 1 to House Bill 255; Senate Floor Amendment No. 1 to House Bill 312; Senate Floor Amendment No. 1 to House Bill 2400.**

POSTING NOTICE WAIVED

Senator Crotty moved to waive the six-day posting requirement on **House Bill No. 7** so that the bill may be heard in the Committee on Executive that is scheduled to meet May 20, 2009.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the Education Committee will meet immediately upon recess in Room 212 and the Executive Committee will meet at 1:15 o'clock p.m. in Room 212.

At the hour of 12:18 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 2:25 o'clock p.m., the Senate resumed consideration of business.
Senator DeLeo, presiding.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to House Bill 83
 Senate Committee Amendment No. 1 to House Bill 84
 Senate Committee Amendment No. 1 to House Bill 609
 Senate Committee Amendment No. 1 to House Bill 859
 Senate Committee Amendment No. 1 to House Bill 962
 Senate Committee Amendment No. 1 to House Bill 991
 Senate Committee Amendment No. 1 to House Bill 2270
 Senate Committee Amendment No. 1 to House Bill 2314
 Senate Committee Amendment No. 1 to House Bill 2469
 Senate Committee Amendment No. 1 to House Bill 2640
 Senate Committee Amendment No. 1 to House Bill 3841

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The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 2 to House Bill 255
 Senate Floor Amendment No. 3 to House Bill 255
 Senate Floor Amendment No. 2 to House Bill 312
 Senate Floor Amendment No. 2 to House Bill 2400
 Senate Floor Amendment No. 2 to House Bill 3987

JOINT ACTION MOTIONS FILED

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendment 1 to Senate Bill 246
 Motion to Concur in House Amendment 1 to Senate Bill 1882

REPORTS FROM STANDING COMMITTEE

Senator Meeks, Chairperson of the Committee on Education, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 750
 Senate Amendment No. 3 to Senate Bill 750

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred **House Bill No. 7**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to House Bill 255
 Senate Amendment No. 1 to House Bill 312
 Senate Amendment No. 1 to House Bill 2400

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 294

Offered by Senator Link and all Senators:
 Mourns the death of Donald James Landsverk of Wadsworth.

SENATE RESOLUTION NO. 295

Offered by Senator Link and all Senators:
 Mourns the death of Patrick J. Corcoran, Sr., of Waukegan.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Collins offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 68

WHEREAS, In 2006, the federal Secretaries of State, Education, and Defense and the Director of National Intelligence joined together to take part in an initiative to dramatically increase the number of Americans learning and teaching foreign languages of critical need for reasons of national security and global competitiveness; and

WHEREAS, In 2008, the initiative, entitled the National Security Language Initiative, designated certain languages to be categorized as "Critical Need"; and

WHEREAS, The National Security Language Initiative was implemented on the notion that recognizes that "speaking another's language promotes understanding; conveys respect; strengthens our ability to engage foreign peoples and governments; and provides others with an opportunity to learn more about America and its people"; and

WHEREAS, In 2008, Arabic was one of the languages designated as a "Critical Need" language; and

WHEREAS, The National Security Language Initiative provides for federal funding for language instruction under Foreign Language Assistance Program grants; and

WHEREAS, In 2008, federal grants have been used to aid in instruction of Arabic in Illinois programs, such as grants totaling \$240,000 allowing for summer instruction for Chicago public school students to intensify their Arabic at the University of Chicago; and

WHEREAS, To date, this State still remains to be startlingly under-represented among Foreign Language Assistant Program grant recipients; and

WHEREAS, The State Board of Education also designates funding for an Arabic Language Initiative under its Arts and Foreign Language Education Grant Program; and

WHEREAS, In May 2008, Mayor Richard M. Daley announced that Chicago public schools were initiating a \$1,000,000 expansion of the Critical Languages Program; and

WHEREAS, Concerned local communities of this State have initiated a concerted effort since the creation of the National Security Language Initiative to propose the introduction of Arabic as a foreign language option for high school, junior high, and elementary school students; and

WHEREAS, The concerted effort has included numerous signed petitions, town hall meetings, and numerous personal one-on-one meetings with principals, students, teachers, parents, and superintendents; and

WHEREAS, These concerned communities have continued their efforts to maintain the goal of building a competitive advantage for Illinois students in a changing global dynamic; and

WHEREAS, A few public schools in this State have already begun to offer Arabic as a foreign language, such as Lindblom Math & Science Academy, Lincoln Park High School, Roosevelt High School, Volta Elementary School, Durkin Park Elementary School, and Peck Elementary School; and

WHEREAS, Funding options, research, and community interest have shown Arabic to be a foreign language that will be a welcomed option in school districts, providing competitive advantage for students in this State; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we

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encourage school districts in this State to explore the introduction of Arabic as a foreign language in their curriculum, particularly school districts that have constituencies with an interest in the instruction of Arabic, through a transparent and collaborative process with the community that takes full advantage of State and federal funding resources; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the school districts of this State.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1544

A bill for AN ACT concerning finance.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1544

House Amendment No. 2 to SENATE BILL NO. 1544

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1544

AMENDMENT NO. 1. Amend Senate Bill 1544 on page 1, by replacing lines 10 through 13 with the following:

"the Fund, the Department shall make grants to food banks for the purpose of purchasing food and related supplies. In this Section, "food bank" means an entity that collects donations and purchases food and related supplies for distribution to the needy."

AMENDMENT NO. 2 TO SENATE BILL 1544

AMENDMENT NO. 2. Amend Senate Bill 1544, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 1, by replacing lines 6 and 7 with the following:

"Section, "food bank" means a public or charitable institution that maintains an established operation involving the provision of food or edible commodities, or the products of food or edible commodities, to food pantries, soup kitchens, hunger relief centers, or other food or feeding centers that, as an integral part of their normal activities, provide meals or food to feed needy persons on a regular basis"; and

on page 1, line 8, by deleting "needy".

Under the rules, the foregoing **Senate Bill No. 1544**, with House Amendment numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1698

A bill for AN ACT concerning education.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1698

House Amendment No. 2 to SENATE BILL NO. 1698

Passed the House, as amended, May 20, 2009.

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AMENDMENT NO. 1 TO SENATE BILL 1698

AMENDMENT NO. 1. Amend Senate Bill 1698 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Task Force on Higher Education Private Student Loans.

Section 5. Legislative findings. The General Assembly makes all of the following findings:

- (1) Today, private loans constitute 20% of total education loan money, whereas 10 years ago private loans constituted 5% of student loans.
- (2) Tuition at public universities has risen 57% in the past 5 years.
- (3) Between 2000-2001 and 2005-2006, private student loan volume grew at an average rate of 27% to a total of \$17.3 billion.
- (4) Borrowers who do not complete their degrees are 10 times as likely to default on their loan and twice as likely to be unemployed.
- (5) Predatory and subprime lending practices have caused a crisis in the housing and real estate industry, and it is the interest of all parties involved to avoid a similar crisis involving private student loans.

Section 10. Creation of Task Force. There is created the Task Force on Higher Education Private Student Loans consisting of all of the following members:

- (1) One member each appointed by the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.
- (2) One member appointed by the executive director of the Illinois Student Assistance Commission to serve as chairperson of the Task Force.
- (3) One member appointed by the Attorney General.
- (4) Members appointed by the Governor as follows:
 - (A) One member representing a banking organization.
 - (B) One member representing private schools and universities.
 - (C) One member representing a student loan corporation.
- (5) The executive director of the Board of Higher Education or his or her designee.
- (6) The State Treasurer or his or her designee to serve as the co-chairperson of the Task Force.
- (7) The Director of the Division of Financial Institutions of the Department of Financial and Professional Regulation or his or her designee.

Section 15. Duties. The duties of the Task Force on Higher Education Private Student Loans shall include without limitation all of the following:

- (1) To investigate the rates, fees, and terms associated with private student loans made to students in this State.
- (2) To investigate how rates, fees, and terms impact the accessibility of private student loans, affordability of student loans, and choice of institution students have.
- (3) To investigate the impact rates, fees, and terms have on students after graduation, specifically the following:
 - (A) The amount of debt they carry.
 - (B) The impact on pursuing post-graduate degrees.
 - (C) The ability to repay their loans.
- (4) To investigate the relationship between rising tuition and the availability of private loans.
- (5) To assess the impact of capping private student loan fees charged by lenders.
- (6) To investigate how many private student loans are in default or are not able to be repaid.
- (7) To investigate what rates, fees, and terms are common to those private student loans in default.

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- (8) To assess what impact loan defaults have on lending institutions.
- (9) To assess the impact a loan default has on the borrower.
- (10) To study what additional disclosures can be made to students regarding high risk loans, financial information, financial choices, and financial aid available.
- (11) To investigate what higher education institutions can do to advise students on their financial aid and loan resources.
- (12) To investigate if race and ethnicity are a factor in the rates, fees, and terms associated with private student loans.

Section 20. Task Force assistance. The Office of the Illinois Student Assistance Commission shall be responsible for administrative and logistical support of the Task Force on Higher Education Private Student Loans, including coordination of Task Force member appointments, distribution of meeting notices and minutes, coordination of meeting logistics, facilitation of public meetings, and the drafting and filing of the report under Section 25 of this Act. Task Force members or staff liaisons or both may confer and collaborate with relevant State and national organizations with expertise.

Section 25. Report; dissolution of Task Force. The Task Force on Higher Education Private Student Loans shall report its findings and recommendations to the General Assembly by filing copies of its report by December 31, 2010 as provided in Section 3.1 of the General Assembly Organization Act. Upon filing this report the Task Force is dissolved.

Section 90. Expiration of Act. This Act is repealed on January 1, 2011."

AMENDMENT NO. 2 TO SENATE BILL 1698

AMENDMENT NO. 2. Amend Senate Bill 1698, AS AMENDED, immediately below Section 90, by inserting the following:

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

Under the rules, the foregoing **Senate Bill No. 1698**, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1729

A bill for AN ACT concerning transportation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1729

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1729

AMENDMENT NO. 1. Amend Senate Bill 1729 on page 1, by replacing lines 8 through 11 with the following:

"Sec. 2705-441. Intercity passenger rail equipment; public-private partnerships. The Department, on behalf of the State, may enter into public-private partnerships for the acquisition of equipment for intercity passenger rail service."

Under the rules, the foregoing **Senate Bill No. 1729**, with House Amendment No. 1, was referred to the Secretary's Desk.

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A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1801

A bill for AN ACT concerning elections.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1801

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1801

AMENDMENT NO. 1. Amend Senate Bill 1801 by replacing everything after the enacting clause with the following:

"Section 5. The Election Code is amended by changing Section 19A-15 as follows:

(10 ILCS 5/19A-15)

Sec. 19A-15. Period for early voting; hours.

(a) The period for early voting by personal appearance begins the 22nd day preceding a general primary, consolidated primary, consolidated, or general election and extends through the 5th day before election day.

(b) A permanent polling place for early voting must remain open during the hours of 8:30 a.m. to 4:30 p.m., or 9:00 a.m. to 5:00 p.m., on weekdays and 9:00 a.m. to 12:00 p.m. on Saturdays, Sundays, and holidays; except that, in addition to the hours required by this subsection, a permanent early voting polling place designated by an election authority under subsection (c) of Section 19A-10 must remain open for a total of at least 8 hours on any holiday during the early voting period and a total of at least 14 hours on the final weekend during the early voting period.

(Source: P.A. 94-645, eff. 8-22-05)."

Under the rules, the foregoing **Senate Bill No. 1801**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1866

A bill for AN ACT concerning transportation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1866

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1866

AMENDMENT NO. 1. Amend Senate Bill 1866 on page 11, line 20, by replacing the period with "in conformance with the State Manual on Uniform Traffic Control Devices adopted pursuant to Section 11-301 of this Code."

Under the rules, the foregoing **Senate Bill No. 1866**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by
Mr. Mahoney, Clerk:

[May 20, 2009]

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1877

A bill for AN ACT concerning insurance.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1877

House Amendment No. 2 to SENATE BILL NO. 1877

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1877

AMENDMENT NO. 1. Amend Senate Bill 1877 as follows:

on page 3, line 9, after "plan", by inserting "Individuals unable to participate in these incentives due to an adverse health factor shall not be penalized based upon an adverse health status"; and

on page 3, immediately below line 15, by inserting the following:

"For the purposes of this Section, "reasonably designed program" means a program of wellness coverage that has a reasonable chance of improving health or preventing disease; is not overly burdensome; does not discriminate based upon factors of health; and is not otherwise contrary to law."; and

on page 4, by replacing lines 18 through 26 with the following:

"reduction established under this Section and included in the policy or certificate does not violate Section 151 of this Code.".

AMENDMENT NO. 2 TO SENATE BILL 1877

AMENDMENT NO. 2. Amend Senate Bill 1877, AS AMENDED, as follows:

in Section 10, Sec. 356z.15, subsection (a), the sentence beginning "A group or individual policy", by deleting "health spending account"; and

in Section 10, Sec. 356z.15, subsection (a), the sentence beginning "The insured or enrollee may", by deleting ", or demonstrative compliance with treatment recommendations as determined by the health insurer or managed care plan"; and

in Section 10, Sec. 356z.15, subsection (f), the sentence beginning "A reward", by deleting "health spending account".

Under the rules, the foregoing **Senate Bill No. 1877**, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1922

A bill for AN ACT concerning information referral.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1922

House Amendment No. 2 to SENATE BILL NO. 1922

Passed the House, as amended, May 20, 2009.

MARK MAHONEY, Clerk of the House

[May 20, 2009]

AMENDMENT NO. 1 TO SENATE BILL 1922

AMENDMENT NO. 1. Amend Senate Bill 1922 on page 3, by replacing lines 5 through 11 with the following:

"to that term in Section 13-202 of the Public Utilities Act."; and

on page 6, line 3, by replacing "providers" with "providers or telecommunications carriers"; and

on page 6, line 4, by replacing "provider" with "provider or telecommunications carrier"; and

on page 6, line 7, by replacing "provider, or" with "provider or telecommunications carrier, and"; and

on page 6, line 15, by replacing "provider or" with "provider or telecommunications carrier and"; and

on page 8, line 11, by replacing "Commission" with "Department"; and

on page 8, by replacing lines 13 through 20 with the following:

"Section 65. Compliance. All telecommunications carriers and pay telephone providers shall program or provision their equipment and software to allow a calling party to dial and access 2-1-1 where it is being implemented in the State."

AMENDMENT NO. 2 TO SENATE BILL 1922

AMENDMENT NO. 2. Amend Senate Bill 1922, AS AMENDED, by replacing Section 65 with the following:

"Section 65. Private branch exchange implementation. An entity that utilizes a private branch exchange may implement 2-1-1 service. This Section is repealed 2 years after the effective date of this Act."

Under the rules, the foregoing **Senate Bill No. 1922**, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1512

A bill for AN ACT concerning law enforcement.

SENATE BILL NO. 1592

A bill for AN ACT concerning government.

SENATE BILL NO. 1611

A bill for AN ACT in relation to public employee benefits.

SENATE BILL NO. 1738

A bill for AN ACT concerning civil law.

SENATE BILL NO. 1932

A bill for AN ACT concerning safety.

Passed the House, May 20, 2009.

MARK MAHONEY, Clerk of the House

JOINT ACTION MOTIONS FILED

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendment 1 to Senate Bill 1801

Motion to Concur in House Amendments 1 and 2 to Senate Bill 1922

[May 20, 2009]

CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator Hultgren moved that **Senate Resolution No. 219**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Hultgren moved that Senate Resolution No. 219 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 57; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Lightford	Risinger
Bivins	Forby	Link	Rutherford
Bomke	Garrett	Luechtefeld	Sandoval
Bond	Haine	Maloney	Schoenberg
Brady	Harmon	Martinez	Silverstein
Burzynski	Hendon	McCarter	Steans
Clayborne	Holmes	Meeks	Sullivan
Collins	Hultgren	Millner	Syverson
Cronin	Hunter	Muñoz	Trotter
Crotty	Hutchinson	Murphy	Viverito
Dahl	Jacobs	Noland	Wilhelmi
DeLeo	Jones, E.	Pankau	Mr. President
Delgado	Jones, J.	Radogno	
Demuzio	Kotowski	Raoul	
Dillard	Lauzen	Righter	

The motion prevailed.

And the resolution was adopted.

Senator Bond moved that **Senate Resolution No. 75**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Bond moved that Senate Resolution No. 75 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

The motion prevailed.
And the resolution was adopted.

Senator Bond moved that **Senate Joint Resolution No. 4**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Bond moved that Senate Joint Resolution No. 4 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Laufen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

The motion prevailed.
And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

Senator Althoff moved that **Senate Joint Resolution No. 59**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Althoff moved that Senate Joint Resolution No. 59 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 56; NAY 1.

The following voted in the affirmative:

Althoff	Forby	Laufen	Risinger
Bivins	Frerichs	Lightford	Rutherford
Bomke	Garrett	Link	Schoenberg
Bond	Haine	Maloney	Silverstein
Brady	Harmon	Martinez	Steans
Clayborne	Hendon	McCarter	Sullivan
Collins	Holmes	Meeks	Syverson
Cronin	Hultgren	Millner	Trotter
Crotty	Hunter	Muñoz	Viverito
Dahl	Hutchinson	Murphy	Wilhelmi
DeLeo	Jacobs	Noland	Mr. President
Delgado	Jones, E.	Pankau	

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Demuzio	Jones, J.	Radogno
Dillard	Koehler	Raoul
Duffy	Kotowski	Righter

The following voted in the negative:

Sandoval

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Haine, **House Bill No. 2246**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAY 1.

The following voted in the affirmative:

Althoff	Frerichs	Lauzen	Risinger
Bivins	Garrett	Lightford	Rutherford
Bomke	Haine	Link	Sandoval
Bond	Harmon	Luechtefeld	Schoenberg
Brady	Hendon	Maloney	Silverstein
Burzynski	Holmes	Martinez	Steans
Clayborne	Hultgren	Meeks	Sullivan
Collins	Hunter	Millner	Syverson
Cronin	Hutchinson	Muñoz	Trotter
Crotty	Jacobs	Noland	Viverito
DeLeo	Jones, E.	Pankau	Wilhelmi
Delgado	Jones, J.	Radogno	Mr. President
Demuzio	Koehler	Raoul	
Forby	Kotowski	Righter	

The following voted in the negative:

Dahl

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Dillard, **House Bill No. 2279**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 56; NAYS None.

The following voted in the affirmative:

Bivins	Forby	Lauzen	Risinger
Bomke	Frerichs	Lightford	Rutherford
Bond	Garrett	Link	Sandoval
Brady	Haine	Luechtefeld	Schoenberg
Burzynski	Harmon	Maloney	Silverstein
Clayborne	Hendon	Martinez	Steans
Collins	Holmes	McCarter	Sullivan
Cronin	Hultgren	Meeks	Syverson
Crotty	Hunter	Millner	Trotter
Dahl	Hutchinson	Muñoz	Viverito
DeLeo	Jacobs	Murphy	Mr. President
Delgado	Jones, E.	Noland	
Demuzio	Jones, J.	Pankau	
Dillard	Koehler	Radogno	
Duffy	Kotowski	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).
Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Martinez, **House Bill No. 2283**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Link, **House Bill No. 2302**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

[May 20, 2009]

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Laufen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Haine, **House Bill No. 2335**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Koehler	Risinger
Bivins	Forby	Kotowski	Rutherford
Bomke	Frerichs	Laufen	Sandoval
Bond	Garrett	Lightford	Schoenberg
Burzynski	Haine	Link	Silverstein
Clayborne	Harmon	Maloney	Steans
Collins	Hendon	Martinez	Sullivan
Cronin	Holmes	Meeks	Syverson
Crotty	Hultgren	Muñoz	Trotter
Dahl	Hunter	Murphy	Viverito
DeLeo	Hutchinson	Noland	Wilhelmi
Delgado	Jacobs	Radogno	Mr. President
Demuzio	Jones, E.	Raoul	
Dillard	Jones, J.	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

HOUSE BILL RECALLED

On motion of Senator Kotowski, **House Bill No. 2394** was recalled from the order of third reading to the order of second reading.

Senator Kotowski offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 2394

AMENDMENT NO. 2. Amend House Bill 2394 on page 32, line 1, immediately before "Notwithstanding", by inserting "(p-1)"; and

on page 32, by replacing line 12 with the following:

"(q) "Redevelopment project costs", except for redevelopment project areas created pursuant to subsection (p-1), mean and include the sum"; and

on page 50, immediately below line 1, by inserting the following:

"(q-1) For redevelopment project areas created pursuant to subsection (p-1), "redevelopment project costs" are limited to those costs in paragraph (q) that are related to the existing or proposed Regional Transportation Authority Suburban Transit Access Route (STAR Line) station"; and

on page 85, line 16, before "Notwithstanding", by inserting "(p-1)"; and

on page 86, by replacing line 1 with the following:

"(q) "Redevelopment project costs", except for redevelopment project areas created pursuant to subsection (p-1), mean and include the sum"; and

on page 103, immediately below line 16, by inserting the following:

"(q-1) For redevelopment project areas created pursuant to subsection (p-1), "redevelopment project costs" are limited to those costs in paragraph (q) that are related to the existing or proposed Regional Transportation Authority Suburban Transit Access Route (STAR Line) station".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Kotowski, **House Bill No. 2394**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS 2.

The following voted in the affirmative:

Althoff	Frerichs	Lauzen	Righter
Bivins	Garrett	Lightford	Risinger
Bomke	Haine	Link	Rutherford
Bond	Harmon	Luechtefeld	Sandoval
Clayborne	Hendon	Maloney	Schoenberg
Collins	Holmes	Martinez	Silverstein
Cronin	Hultgren	Meeks	Steans
Crotty	Hunter	Millner	Sullivan
DeLeo	Hutchinson	Muñoz	Syverson
Delgado	Jacobs	Murphy	Trotter
Demuzio	Jones, E.	Noland	Viverito
Dillard	Jones, J.	Pankau	Wilhelmi

[May 20, 2009]

Duffy
Forby

Koehler
Kotowski

Radogno
Raoul

Mr. President

The following voted in the negative:

Burzynski
Dahl

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

Senator Muñoz asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Burzynski asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 3:10 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 3:49 o'clock p.m., the Senate resumed consideration of business.
Senator DeLeo, presiding.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the Senate Bill listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 5 to Senate Bill 744
Senate Floor Amendment No. 6 to Senate Bill 744

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

May 20, 2009

Ms. Jillayne Rock
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish May 31, 2009 as the 3rd Reading deadline for House Bill 810.

[May 20, 2009]

Sincerely,
 s/John J. Cullerton
 Senate President

cc: Senate Republican Leader Christine Radogno

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 20, 2009 meeting, reported that the following Legislative Measures have been approved for consideration:

Senate Floor Amendment No. 3 to House Bill 255
Senate Floor Amendment No. 2 to House Bill 312
Senate Floor Amendment No. 2 to House Bill 2400

The foregoing floor amendments were placed on the Secretary's Desk.

HOUSE BILL RECALLED

On motion of Senator Cullerton, **House Bill No. 255** was recalled from the order of third reading to the order of second reading.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 255

AMENDMENT NO. 1. Amend House Bill 255 by replacing everything after the enacting clause with the following:

"ARTICLE 5.

Section 1. Short title. This Article may be cited as the Video Gaming Act. Any references in this Article to "this Act" mean this Article.

Section 5. Definitions. As used in this Act:

"Board" means the Illinois Gaming Board.

"Credit" means 5, 10, or 25 cents either won or purchased by a player.

"Distributor" means an individual, partnership, or corporation licensed under this Act to buy, sell, lease, or distribute video gaming terminals or major components or parts of video gaming terminals to or from terminal operators.

"Terminal operator" means an individual, partnership or corporation that is licensed under this Act and that owns, services, and maintains video gaming terminals for placement in licensed establishments, licensed fraternal establishments, or licensed veterans establishments.

"Licensed technician" means an individual who is licensed under this Act to repair, service, and maintain video gaming terminals.

"Manufacturer" means an individual, partnership, or corporation that is licensed under this Act and that manufactures or assembles video gaming terminals.

"Supplier" means an individual, partnership, or corporation that is licensed under this Act to supply major components or parts to video gaming terminals to licensed terminal operators.

"Net terminal income" means money put into a video gaming terminal minus credits paid out to players.

"Video gaming terminal" means any electronic video game machine that, upon insertion of cash, is available to play or simulate the play of a video game, including but not limited to video poker, line up, and blackjack, authorized by the Board utilizing a video display and microprocessors in which the player may receive free games or credits that can be redeemed for cash. The term does not include a machine that directly dispenses coins, cash, or tokens or is for amusement purposes only.

"Licensed establishment" means any licensed retail establishment where alcoholic liquor is drawn, poured, mixed, or otherwise served for consumption on the premises. "Licensed establishment" does not include a facility operated by an organization licensee, an intertrack wagering licensee, or an intertrack wagering location licensee licensed under the Illinois Horse Racing Act of 1975 or a riverboat licensed under the Riverboat Gambling Act.

[May 20, 2009]

"Licensed fraternal establishment" means the location where a qualified fraternal organization that derives its charter from a national fraternal organization regularly meets.

"Licensed veterans establishment" means the location where a qualified veterans organization that derives its charter from a national veterans organization regularly meets.

"Licensed truck stop establishment" means a facility that is at least a 3-acre facility with a convenience store and with separate diesel islands for fueling commercial motor vehicles and parking spaces for commercial motor vehicles as defined in Section 18b-101 of the Illinois Vehicle Code.

Section 15. Minimum requirements for licensing and registration. Every video gaming terminal offered for play shall first be tested and approved pursuant to the rules of the Board, and each video gaming terminal offered in this State for play shall conform to an approved model. The Board may utilize the services of an independent outside testing laboratory for the examination of video gaming machines and associated equipment as required by this Section. Each approved model shall, at a minimum, meet the following criteria:

(1) It must conform to all requirements of federal law and regulations, including FCC Class A Emissions Standards.

(2) It must theoretically pay out a mathematically demonstrable percentage during the expected lifetime of the machine of all amounts played, which must not be less than 80%. Video gaming terminals that may be affected by skill must meet this standard when using a method of play that will provide the greatest return to the player over a period of continuous play.

(3) It must use a random selection process to determine the outcome of each play of a game. The random selection process must meet 99% confidence limits using a standard chi-squared test for (randomness) goodness of fit.

(4) It must display an accurate representation of the game outcome.

(5) It must not automatically alter pay tables or any function of the video gaming terminal based on internal computation of hold percentage or have any means of manipulation that affects the random selection process or probabilities of winning a game.

(6) It must not be adversely affected by static discharge or other electromagnetic interference.

(7) It must be capable of detecting and displaying the following conditions during idle states or on demand: power reset; door open; and door just closed.

(8) It must have the capacity to display complete play history (outcome, intermediate play steps, credits available, bets placed, credits paid, and credits cashed out) for the most recent game played and 10 games prior thereto.

(9) The theoretical payback percentage of a video gaming terminal must not be capable of being changed without making a hardware or software change in the video gaming terminal.

(10) Video gaming terminals must be designed so that replacement of parts or modules required for normal maintenance does not necessitate replacement of the electromechanical meters.

(11) It must have nonresettable meters housed in a locked area of the terminal that keep a permanent record of all cash inserted into the machine, all winnings made by the terminal printer, credits played in for video gaming terminals, and credits won by video gaming players. The video gaming terminal must provide the means for on-demand display of stored information as determined by the Board.

(12) Electronically stored meter information required by this Section must be preserved for a minimum of 180 days after a power loss to the service.

(13) It must have one or more mechanisms that accept cash in the form of bills. The mechanisms shall be designed to prevent obtaining credits without paying by stringing, slamming, drilling, or other means.

(14) It shall have accounting software that keeps an electronic record which includes, but is not limited to, the following: total cash inserted into the video gaming terminal; the value of winning tickets claimed by players; the total credits played; and the total credits awarded by a video gaming terminal.

(15) It shall be linked by a central communications system to provide auditing program information as approved by the Board. In no event may the communications system approved by the Board limit participation to only one manufacturer of video gaming terminals by either the cost in implementing the necessary program modifications to communicate or the inability to communicate with the central communications system.

(16) It shall be able to receive and broadcast amber alert messages.

Section 20. Direct dispensing of receipt tickets only. A video gaming terminal may not directly dispense coins, cash, tokens, or any other article of exchange or value except for receipt tickets. Tickets shall be dispensed by pressing the ticket dispensing button on the video gaming terminal at the end of one's turn or play. The ticket shall

indicate the total amount of credits and the cash award, the time of day in a 24-hour format showing hours and minutes, the date, the terminal serial number, the sequential number of the ticket, and an encrypted validation number from which the validity of the prize may be determined. The player shall turn in this ticket to the appropriate person at the licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment to receive the cash award. The cost of the credit shall be 5 cents, 10 cents, or 25 cents, and the maximum wager played per hand shall not exceed \$2. No cash award for the maximum wager on any individual hand shall exceed \$500.

Section 25. Restriction of licensees.

(a) Manufacturer. A person may not be licensed as a manufacturer of a video gaming terminal in Illinois unless the person has a valid manufacturer's license issued under this Act. A manufacturer may only sell video gaming terminals for use in Illinois to persons having a valid distributor's license.

(b) Distributor. A person may not sell, distribute, or lease or market a video gaming terminal in Illinois unless the person has a valid distributor's license issued under this Act. A distributor may only sell video gaming terminals for use in Illinois to persons having a valid distributor's or terminal operator's license.

(c) Terminal operator. A person may not own, maintain, or place a video gaming terminal unless he has a valid terminal operator's license issued under this Act. A terminal operator may only place video gaming terminals for use in Illinois in licensed establishments, licensed truck stop establishments, licensed fraternal establishments, and licensed veterans establishments. No terminal operator may give anything of value, including but not limited to a loan or financing arrangement, to a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment as any incentive or inducement to locate video terminals in that establishment. Of the after-tax profits from a video gaming terminal, 50% shall be paid to the terminal operator and 50% shall be paid to the licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment. No terminal operator may own or have a substantial interest in more than 5% of the video gaming terminals licensed in this State.

(d) Licensed technician. A person may not service, maintain, or repair a video gaming terminal in this State unless he or she (1) has a valid technician's license issued under this Act, (2) is a terminal operator, or (3) is employed by a terminal operator, distributor, or manufacturer.

(e) Licensed establishment. No video gaming terminal may be placed in any licensed establishment, licensed veterans establishment, licensed truck stop establishment, or licensed fraternal establishment unless the owner or agent of the owner of the licensed establishment, licensed veterans establishment, licensed truck stop establishment, or licensed fraternal establishment has entered into a written use agreement with the terminal operator for placement of the terminals. A copy of the use agreement shall be on file in the terminal operator's place of business and available for inspection by individuals authorized by the Board. A licensed establishment, licensed truck stop establishment, licensed veterans establishment, or licensed fraternal establishment may operate up to 5 video gaming terminals on its premises at any time, unless the Board authorizes a greater number.

(f) Residency requirement. Each licensed distributor and terminal operator must be an Illinois resident. However, if an out of state distributor or terminal operator has performed its respective business within Illinois for at least 48 months prior to the effective date of this Act, the out of state person may be eligible for licensing under this Act, upon application to and approval of the Board.

(g) Financial interest restrictions. As used in this Act, "substantial interest" in a partnership, a corporation, an organization, an association, or a business means:

(A) When, with respect to a sole proprietorship, an individual or his or her spouse owns, operates, manages, or conducts, directly or indirectly, the organization, association, or business, or any part thereof; or

(B) When, with respect to a partnership, the individual or his or her spouse shares in any of the profits, or potential profits, of the partnership activities; or

(C) When, with respect to a corporation, an individual or his or her spouse is an officer or director, or the individual or his or her spouse is a holder, directly or beneficially, of 5% or more of any class of stock of the corporation; or

(D) When, with respect to an organization not covered in (A), (B) or (C) above, an individual or his or her spouse is an officer or manages the business affairs, or the individual or his or her spouse is the owner of or otherwise controls 10% or more of the assets of the organization; or

(E) When an individual or his or her spouse furnishes 5% or more of the capital, whether in cash, goods, or services, for the operation of any business, association, or organization during any calendar year.

(h) Location restriction. A licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment that is located within 1,000 feet of a facility operated by an organizational licensee, an intertrack wagering licensee, or an intertrack wagering location licensee licensed under

the Illinois Horse Racing Act of 1975, the home dock of a riverboat licensed under the Riverboat Gambling Act, a school, or a place of worship under the Religious Corporation Act is ineligible to operate a video gaming terminal.

Section 27. Prohibition of video gaming by political subdivision. A municipality may pass an ordinance prohibiting video gaming within the corporate limits of the municipality. A county board may, for the unincorporated area of the county, pass an ordinance prohibiting video gaming within the unincorporated area of the county.

Section 30. Multiple types of licenses prohibited. A video gaming terminal manufacturer may not be licensed as a video gaming terminal operator or own, manage, or control a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment, and shall be licensed only to sell to distributors. A video gaming terminal distributor may not be licensed as a video gaming terminal operator or own, manage, or control a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment, and shall only contract with a licensed terminal operator. A video gaming terminal operator may not be licensed as a video gaming terminal manufacturer or distributor or own, manage, or control a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment, and shall be licensed only to contract with licensed distributors and licensed establishments, licensed truck stop establishments, licensed fraternal establishments, and licensed veterans establishments. An owner or manager of a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment may not be licensed as a video gaming terminal manufacturer, distributor, or operator, and shall only contract with a licensed operator to place and service this equipment.

Section 35. Display of license; confiscation; violation as felony. Each video gaming terminal shall be licensed by the Board before placement or operation on the premises of a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment. The license of each video gaming terminal shall be maintained at the location where the video gaming terminal is operated. Failure to do so is a petty offense with a fine not to exceed \$100. Any licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment used for the conduct of gambling games in violation of this Act shall be considered a gambling place in violation of Section 28-3 of the Criminal Code of 1961. Every gambling device found in a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment operating gambling games in violation of this Act shall be subject to seizure, confiscation, and destruction as provided in Section 28-5 of the Criminal Code of 1961. Any license issued under the Liquor Control Act of 1934 to any owner or operator of a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment that operates or permits the operation of a video gaming terminal within its establishment in violation of this Act shall be immediately revoked. No person may own, operate, have in his or her possession or custody or under his or her control, or permit to be kept in any place under his or her possession or control, any device that awards credits and contains a circuit, meter, or switch capable of removing and recording the removal of credits when the award of credits is dependent upon chance. A violation of this Section is a Class 4 felony. All devices that are owned, operated, or possessed in violation of this Section are hereby declared to be public nuisances and shall be subject to seizure, confiscation, and destruction as provided in Section 28-5 of the Criminal Code of 1961. The provisions of this Section do not apply to devices or electronic video game terminals licensed pursuant to this Act.

Section 40. Video gaming terminal use by minors prohibited. No licensee shall cause or permit any person under the age of 21 years to use or play a video gaming terminal. Any licensee who knowingly permits a person under the age of 21 years to use or play a video gaming terminal is guilty of a business offense and shall be fined an amount not to exceed \$5,000.

Section 45. Issuance of license.

(a) The burden is upon each applicant to demonstrate his suitability for licensure. Each video gaming terminal manufacturer, distributor, supplier, operator, licensed establishment, licensed truck stop establishment, licensed fraternal establishment, and licensed veterans establishment shall be licensed by the Board. The Board may issue or deny a license under this Act to any person pursuant to the same criteria set forth in Section 9 of the Riverboat Gambling Act.

(b) A non-refundable application fee shall be paid at the time an application for a license is filed with the Board in the following amounts:

- (1) Manufacturer.....\$5,000
- (2) Distributor.....\$5,000

(3) Terminal operator.....	\$5,000
(4) Supplier.....	\$2,500
(5) Technician.....	\$100

(c) (Blank).

(d) Each licensed distributor, terminal operator, or person with a substantial interest in a distributor or terminal operator must have resided in Illinois for at least 24 months prior to application unless he or she has performed his or her respective business in Illinois for at least 48 months prior to the effective date of this Act.

The Board shall establish an annual fee for each license not to exceed the following:

(1) Manufacturer.....	\$10,000
(2) Distributor.....	\$10,000
(3) Terminal operator.....	\$5,000
(4) Supplier.....	\$2,000
(5) Technician.....	\$100
(6) Licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment.....	\$100
(7) Video gaming terminal.....	\$100

Section 50. Distribution of license fees.

(a) All fees collected under Section 45 shall be deposited into the State Gaming Fund.

(b) Fees collected under Section 45 shall be used as follows:

(1) Twenty-five percent shall be paid to programs for the treatment of compulsive gambling.

(2) Seventy-five percent shall be used for the administration of this Act.

(c) All licenses issued by the Board under this Act are renewable annually unless sooner cancelled or terminated. No license issued under this Act is transferable or assignable.

Section 55. Precondition for licensed establishment. In all cases of application for a licensed establishment, to operate a video gaming terminal, each licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment shall possess a valid liquor license issued by the Illinois Liquor Control Commission in effect at the time of application and at all times thereafter during which a video gaming terminal is made available to the public for play at that location.

Section 57. Insurance. Each licensed establishment, licensed truck stop establishment, licensed fraternal establishment, and licensed veterans establishment shall maintain insurance on any gaming device on its premises in an amount set by the Board.

Section 58. Location of terminals. Video gaming terminals must be located in an area restricted to persons over 21 years of age the entrance to which is within the view of at least one employee, who is over 21 years of age, of the establishment in which they are located.

Section 60. Imposition and distribution of tax.

(a) A tax of 30% is imposed on net terminal income and shall be collected by the Board.

(b) Of the tax collected under this Section, five-sixths shall be deposited into the Capital Projects Fund and one-sixth shall be deposited into the Local Government Video Gaming Distributive Fund.

(c) Revenues generated from the play of video gaming terminals shall be deposited by the terminal operator, who is responsible for tax payments, in a specially created, separate bank account maintained by the video gaming terminal operator to allow for electronic fund transfers of moneys for tax payment.

(d) Each licensed establishment, licensed truck stop establishment, licensed fraternal establishment, and licensed veterans establishment shall maintain an adequate video gaming fund, with the amount to be determined by the Board.

Section 65. Fees. A non-home rule unit of government may not impose any fee for the operation of a video gaming terminal in excess of \$25 per year.

Section 70. Referendum. Upon the filing in the office of the clerk, at least 90 days before an election in any municipality or county, as the case may be, of a petition directed to such clerk, containing the signatures of not less than 25% of the legal voters of that municipality or county, the clerk shall certify such proposition to the proper election officials, who shall submit the proposition at such election to the voters of such municipality or county.

[May 20, 2009]

The proposition shall be in the following form:

Shall video gaming be prohibited in?	YES
	NO

If a majority of the voters voting upon such last mentioned proposition in any municipality or county vote "YES", such video gaming shall be prohibited in such municipality or county. The petition mentioned in this Section shall be a public document and shall be subject to inspection by the public.

Section 75. Revenue sharing; Local Government Video Gaming Distributive Fund.

(a) As soon as may be after the first day of each month, the Department of Revenue shall allocate among those municipalities and counties of this State that have not prohibited video gaming pursuant to Section 27 or Section 70 the amount available in the Local Government Video Gaming Distributive Fund, a special fund in the State Treasury, as provided in Section 60. The Department shall then certify such allocations to the State Comptroller, who shall pay over to those eligible municipalities and counties the respective amounts allocated to them. The amount of such funds allocable to each such municipality and county shall be in proportion to the tax revenue generated from video gaming within the eligible municipality or county compared to the tax revenue generated from video gaming Statewide.

(b) The amounts allocated and paid to a municipality or county of this State pursuant to the provisions of this Section may be used for any general corporate purpose authorized for that municipality or county.

(c) Upon determination by the Department that an amount has been paid pursuant to this Section in excess of the amount to which the county or municipality receiving such payment was entitled, the county or municipality shall, upon demand by the Department, repay such amount. If such repayment is not made within a reasonable time, the Department shall withhold from future payments an amount equal to such overpayment. The Department shall redistribute the amount of such payment to the county or municipality entitled thereto.

ARTICLE 800.

Section 801. Short title. This Article may be cited as the Capital Spending Accountability Law.

Section 805. Reports on capital spending. On the first day of each quarterly period in each fiscal year, the Governor's Office of Management and Budget shall provide to the Comptroller, the Treasurer, the President and the Minority Leader of the Senate, and the Speaker and the Minority Leader of the House of Representatives a report on the status of all capital projects in the State. The report must be provided in both written and electronic format. The report must include all of the following:

- (1) A brief description or stated purpose of each capital project where applicable (as referred to in this Section, "project").
- (2) The amount and source of funds (whether from bond funds or other revenues) appropriated for each project, organized into categories including roads, mass transit, schools, environment, civic centers and other categories as applicable (as referred to in this Section, "category or categories"), with subtotals for each category.
- (3) The date the appropriation bill relating to each project was signed by the Governor, organized into categories.
- (4) The date the written release of the Governor for each project was submitted to the Comptroller or is projected to be submitted and, if a release for any project has not been submitted within 6 months after its appropriation became law, an explanation why the project has not yet been released, all organized into categories.
- (5) The amount of expenditures to date by the State relating to each project and estimated amount of total State expenditures and proposed schedule of future State expenditures relating to each project, all organized into categories.
- (6) A timeline for completion of each project, including the dates, if applicable, of execution by the State of any grant agreement, any required engineering or design work or environmental approvals, and the estimated or actual dates of the start and completion of construction, all organized into categories. Any substantial variances on any project from this reported timeline must be explained in the next quarterly report.
- (7) A summary report of the status of all projects, including the amount of undisbursed funds intended to be held or used in the next quarter.

ARTICLE 900.

Section 900. The Illinois Lottery Law is amended by changing Sections 2 and 3 and adding Sections 7.12, 7.15, 7.16, 7.17, and 9.1, as follows:

(20 ILCS 1605/2) (from Ch. 120, par. 1152)

Sec. 2. This Act is enacted to implement and establish within the State a lottery to be conducted ~~operated~~ by the State through the Department. The entire net proceeds of the Lottery which ~~are~~ to be used for the support of the State's Common School Fund, except as provided in subsection (o) of Section 9.1 and Sections 21.2, 21.5, 21.6, 21.7, and 21.8. The General Assembly finds that it is in the public interest for the Department to conduct the functions of the Lottery with the assistance of a private manager under a management agreement overseen by the Department. The Department shall be accountable to the General Assembly and the people of the State through a comprehensive system of regulation, audits, reports, and enduring operational oversight. The Department's ongoing conduct of the Lottery through a management agreement with a private manager shall act to promote and ensure the integrity, security, honesty, and fairness of the Lottery's operation and administration. It is the intent of the General Assembly that the Department shall conduct the Lottery with the assistance of a private manager under a management agreement at all times in a manner consistent with 18 U.S.C. 1307(a)(1), 1307(b)(1), 1953(b)(4). (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05; 95-331, eff. 8-21-07; 95-673, eff. 10-11-07; 95-674, eff. 10-11-07; 95-876, eff. 8-21-08.)

(20 ILCS 1605/3) (from Ch. 120, par. 1153)

Sec. 3. For the purposes of this Act:

- a. "Lottery" or "State Lottery" means the lottery or lotteries established and operated pursuant to this Act.
- b. "Board" means the Lottery Control Board created by this Act.
- c. "Department" means the Department of Revenue.
- d. "Director" means the Director of Revenue.
- e. "Chairman" means the Chairman of the Lottery Control Board.
- f. "Multi-state game directors" means such persons, including the Superintendent, as may be designated by an agreement between the Division and one or more additional lotteries operated under the laws of another state or states.
- g. "Division" means the Division of the State Lottery of the Department of Revenue.
- h. "Superintendent" means the Superintendent of the Division of the State Lottery of the Department of Revenue.
- i. "Management agreement" means an agreement or contract between the Department on behalf of the State with a private manager, as an independent contractor, whereby the private manager provides management services to the Lottery in exchange for the receipt of no more than 5% of Lottery ticket and share sales and related proceeds so long as the Department continues to exercise actual control over all significant business decisions made by the private manager as set forth in Section 9.1.
- j. "Person" means any individual, firm, association, joint venture, partnership, estate, trust, syndicate, fiduciary, corporation, or other legal entity, group, or combination.
- k. "Private manager" means a person that provides management services to the Lottery on behalf of the Department under a management agreement.

(Source: P.A. 94-776, eff. 5-19-06.)

(20 ILCS 1605/7.12 new)

Sec. 7.12. Internet pilot program. The General Assembly finds that:

- (1) the consumer market in Illinois has changed since the creation of the Illinois State Lottery in 1974;
- (2) the Internet has become an integral part of everyday life for a significant number of Illinois residents not only in regards to their professional life, but also in regards to personal business and communication; and
- (3) the current practices of selling lottery tickets does not appeal to the new form of market participants who prefer to make purchases on the internet at their own convenience.

It is the intent of the General Assembly to create an Internet pilot program for the sale of lottery tickets to capture this new form of market participant.

The Department shall create a pilot program that allows an individual to purchase lottery tickets or shares on the Internet without using a Lottery retailer with on-line status, as those terms are defined by rule. The Department shall adopt rules necessary for the administration of this program. These rules shall include requirements for marketing of the Lottery to infrequent players. The provisions of this Act and the rules adopted under this Act shall apply to the sale of lottery tickets or shares under this program.

Before beginning the pilot program, the Department of Revenue must seek a clarifying memorandum from the federal Department of Justice that it is legal for Illinois residents and non-Illinois residents to purchase and the private company to sell lottery tickets on the Internet on behalf of the State of Illinois under the federal Unlawful Internet Gambling Enforcement Act of 2006.

The Department shall limit the individuals authorized to purchase lottery tickets on the Internet to individuals who are 18 years of age or older and Illinois residents, unless the clarifying memorandum from the federal Department of Justice indicates that it is legal for non-Illinois residents to purchase lottery tickets on the Internet, and shall set a limitation on the monthly purchases that may be made through any one individual's lottery account. The Department is obligated to implement the pilot program set forth in this Section and Sections 7.15, 7.16, and 7.17 only to the extent permitted by the federal Department of Justice in its clarifying memorandum. Only Lotto and Mega Million games offered by the Illinois Lottery may be offered through the pilot program.

The pilot program must be conducted pursuant to a contract with a private vendor that has the expertise, technical capability, and knowledge of the Illinois lottery marketplace to conduct the program. The Department of the Lottery must ensure cooperation from existing vendors for the program.

The pilot program shall last for not less than 36 months, but not more than 48 months.

(20 ILCS 1605/7.15 new)

Sec. 7.15. Verification of age and residency for Internet program; security for Internet lottery accounts. The Department must establish a procedure to verify that an individual is 18 years of age or older and an Illinois resident before he or she may establish one Internet lottery account and purchase lottery tickets or shares through the Internet program. Non-residents of Illinois shall only be allowed to participate in the pilot program if the federal Department of Justice indicates that it is legal for non-residents to do so. By rule, the Department shall establish funding procedures for Internet lottery accounts and shall provide a mechanism for each Internet lottery account to have a personal identification number to prevent the unauthorized use of Internet lottery accounts. If any participant in the pilot program violates any of provisions of this amendatory Act of the 96th General Assembly or rule established by the Department, all such winnings shall be forfeited. Such forfeited winnings shall be deposited in the Common School Fund.

(20 ILCS 1605/7.16 new)

Sec. 7.16. Voluntary self-exclusion program for Internet lottery sales. Any resident, or non-resident if allowed to participate in the pilot program, may voluntarily prohibit themselves from establishing an Internet lottery account. The Department shall incorporate the voluntary self-exclusion program for Internet lottery accounts into any existing self-exclusion program that it operates on the effective date of this amendatory Act of the 96th General Assembly.

(20 ILCS 1605/7.17 new)

Sec. 7.17. Contracts. The contract with a private vendor to fulfill the pilot program requirements of Sections 7.12, 7.15, and 7.16 of this Act must be separate from lottery contracts existing on the effective date of this Section. The Department shall enter into a contract with a private vendor no later than December 1, 2009 and the private vendor must begin performance on the contract no later than January 1, 2010. The Department must ensure cooperation from all existing contractors supporting the Lottery and any private manager selected under Section 9.1 of the Act.

All contracts entered into (i) with a private vendor to fulfill the requirements for the pilot program under Section 7.12 or (ii) for the development and provision of technology and controls under this Section shall be awarded pursuant to Section 20-35 of the Illinois Procurement Code.

The Department shall award contracts for the development and provision of technology and controls to ensure compliance with the age and residency requirements for the purchase of lottery tickets on the Internet pursuant to competitive bidding processes. The technology and controls must include appropriate data security standards to prevent unauthorized access to Internet lottery accounts.

(20 ILCS 1605/9.1 new)

Sec. 9.1. Private manager and management agreement.

(a) As used in this Section:

"Offeror" means a person or group of persons that responds to a request for qualifications under this Section.

"Request for qualifications" means all materials and documents prepared by the Department to solicit the following from offerors:

(1) Statements of qualifications.

(2) Proposals to enter into a management agreement.

"Final offeror" means the offeror ultimately selected by the Governor to be the private manager for the Lottery under subsection (h) of this Section.

(b) By March 1, 2010, the Department shall enter into a management agreement with a private manager for the total management of the Lottery with integrated functions, such as lottery game design, supply of goods and services, and advertising and as specified in this Section.

(c) In connection with the selection of the private manager, the Department shall endeavor to expeditiously terminate the existing contracts in support of the Lottery as follows:

(1) where such contracts contain a provision authorizing termination upon notice, the Department shall provide notice of termination to occur upon the effective date of the management agreement with the private

manager:

(2) upon the expiration of any initial term or renewal term of the current Lottery contracts, the Department shall not renew such contract for a term extending beyond the effective date of the management agreement with the private manager; or

(3) in the event any current contract provides for termination of that contract upon the implementation of a contract with the private manager, the Department shall perform all necessary actions to terminate the contract.

If the contracts to support the current operation of the Lottery in effect on the effective date of this amendatory Act of the 96th General Assembly are not subject to termination as provided for in this subsection (c), then the Department may include a provision in the contract with the private manager specifying a mutually agreeable methodology for incorporation.

(d) The management agreement with the private manager shall include all of the following:

(1) A term not to exceed 10 years, including any renewals.

(2) A provision specifying that the Department:

(A) has the authority to direct or countermand operating decisions by the private manager at any time;

(B) has ready access to information regarding Lottery operations;

(C) has the right to demand and receive information from the private manager concerning any aspect of the Lottery operations at any time; and

(D) retains ownership of all trade names, trademarks, and intellectual property associated with the Lottery.

(3) A provision imposing an affirmative duty on the private manager to provide the Department with any information the private manager reasonably believes the Department would want to know to enable the Department to conduct the Lottery.

(4) A provision requiring the private manager to provide the Department with advance notice of any operating decision that bears significantly on the public interest, including, but not limited to, decisions on the kinds of games to be offered to the public and decisions affecting the relative risk and reward of the games being offered, so the Department has a reasonable opportunity to evaluate and countermand that decision.

(5) A provision providing the private manager with a percentage of Lottery ticket or share sales or related proceeds in consideration for managing the Lottery, including terms that may provide the private manager with an increase in compensation if Lottery revenues grow by a specified percentage in a given year.

(6) (Blank).

(7) A provision requiring the deposit of all Lottery proceeds to be deposited into the State Lottery Fund.

(8) A provision requiring the private manager to locate its principal office within the State.

(9) A requirement that so long as the private manager complies with all the conditions of the agreement under the oversight of the Department, the private manager shall have the following duties and obligations with respect to the management of the Lottery:

(A) The right to use equipment and other assets used in the operation of the Lottery.

(B) The rights and obligations under contracts with retailers with retailers and vendors.

(C) The implementation of a comprehensive security program by the private manager.

(D) The implementation of a comprehensive system of internal audits.

(E) The implementation of a program by the private manager to curb compulsive gambling by persons playing the Lottery.

(F) A system for determining (i) the type of Lottery games, (ii) the method of selecting winning tickets, (iii) the manner of payment of prizes to holders of winning tickets, (iv) the frequency of drawings of winning tickets, (v) the method to be used in selling tickets, (vi) a system for verifying the validity of tickets claimed to be winning tickets, (vii) the basis upon which retailer commissions are established by the manager, and (viii) minimum payouts.

(10) A requirement that advertising and promotion must be consistent with Section 7.8a of this Act.

(11) A requirement that the private manager market the Lottery to those residents who are new, infrequent, or lapsed players of the Lottery, especially those who are most likely to make regular purchases on the Internet as permitted by law.

(12) A code of ethics for the private manager's officers and employees.

(13) A requirement that the Department monitor and oversee the private manager's practices and take action that the Department considers appropriate to ensure that the private manager is in compliance with the terms of the management agreement, while allowing the manager, unless specifically prohibited by law or the management agreement, to negotiate and sign its own contracts with vendors.

(14) A provision requiring the private manager to periodically file, at least on an annual basis, appropriate financial statements in a form and manner acceptable to the Department.

(15) Cash reserves requirements.

(16) Procedural requirements for obtaining the prior approval of the Department when a management agreement or an interest in a management agreement is sold, assigned, transferred, or pledged as collateral to secure

financing.

(17) Grounds for the termination of the management agreement by the Department or the private manager.

(18) Procedures for amendment of the agreement.

(19) A provision prohibiting the Department from entering into another management agreement under this section as long as the original management agreement has not been terminated.

(20) The transition of rights and obligations, including any associated equipment or other assets used in the operation of the Lottery, from the manager to any successor manager of the lottery, including the Department, following the termination of or foreclosure upon the management agreement.

(21) Right of use of copyrights, trademarks, and service marks held by the Department in the name of the State. The agreement must provide that any use of them by the manager shall only be for the purpose of fulfilling its obligations under the management agreement during the term of the agreement.

(e) Notwithstanding any other law to the contrary, the Department shall select a private manager through a competitive request for qualifications process consistent with Section 20-35 of the Illinois Procurement Code, which shall take into account:

(1) the offeror's ability to market the Lottery to those residents who are new, infrequent, or lapsed players of the Lottery, especially those who are most likely to make regular purchases on the Internet;

(2) the offeror's ability to address the State's concern with the social effects of gambling on those who can least afford to do so;

(3) the offeror's ability to provide the most successful management of the Lottery for the benefit of the people of the State based on current and past business practices or plans of the offeror; and

(4) the offeror's poor or inadequate past performance in servicing, equipping, operating or managing a lottery on behalf of Illinois, another State or foreign government and attracting persons who are not currently regular players of a lottery.

(f) The Department shall retain the services of an advisor or advisors with significant experience in the management, operation, and procurement of goods, services, and equipment for a government-run lottery to assist in the preparation of the terms of the request for qualifications. No advisor or advisors retained may be affiliated with an offeror or have any prior or present affiliation with any contractor or subcontractor presently providing goods, services or equipment to the Department to support the Lottery. The Department shall not include terms in the request for qualifications that provides an advantage whether directly or indirectly to any contractor or subcontractor presenting providing goods, services or equipment to the Department to support the Lottery, including terms contained in a contractor or subcontractor's responses to requests for proposals or qualifications submitted to Illinois, another State or foreign government. The request for proposals offered by the Department on December 22, 2008 as "LOT08GAMESYS" and reference number "22016176" is declared void.

The Department shall issue the request for qualifications no later than 30 calendar days after the effective date of this amendatory Act of the 96th General Assembly. The deadline for the submission of responsive qualifications proposals shall be 30 calendar days after the date the request for qualifications is issued.

(g) The Department shall select at least 2 offerors as finalists to potentially serve as the private manager no later than February 1, 2010. Upon making preliminary selections, the Department shall schedule a public hearing on the finalists' proposals and provide public notice of the hearing at least 7 calendar days before the hearing. The notice must include all of the following:

(1) The date, time, and place of the hearing.

(2) The subject matter of the hearing.

(3) A brief description of the management agreement to be awarded.

(4) The identity of the offerors that have been selected as finalists to serve as the private manager.

(5) The address and telephone number of the Department.

(h) At the public hearing, the Department shall (i) provide sufficient time for each finalist to present and explain its proposal to the Department and the Governor or the Governor's designee, including an opportunity to respond to questions posed by the Department, Governor, or designee and (ii) allow the public and non-selected offerors to comment on the presentations. The Governor or a designee shall attend the public hearing. After the public hearing, the Department shall have 14 calendar days to recommend to the Governor whether a management agreement should be entered into with a particular finalist. After reviewing the Department's recommendation, the Governor may accept or reject the Department's recommendation, and shall select a final offeror as the private manager by publication of a notice in the Illinois Procurement Bulletin. The Governor shall include in the notice a detailed explanation and the reasons why the final offeror is superior to other offerors and will provide management services in a manner that best achieves the objectives of this Section. The Governor shall designate a final offeror as the private manager with sufficient time for the Department to enter into a management agreement on or before March 1, 2010. The Governor shall also sign the management agreement with the private manager.

(i) Any action to contest the validity of a management agreement entered into under this Section must be brought within 14 calendar days after the publication of the notice of the designation of the private manager as provided in

subsection (h) of this Section.

(j) The Lottery shall remain, for so long as a private manager manages the Lottery in accordance with provisions of this Act, a Lottery conducted by the State, and the State shall not be authorized to sell or transfer the Lottery to a third party.

(k) Any tangible personal property used exclusively in connection with the lottery that is owned by the Department and leased to the private manager shall be owned by the Department in the name of the State and shall be considered to be public property devoted to an essential public and governmental function.

(l) The Department may exercise any of its powers under this Section or any other law as necessary or desirable for the execution of the Department's powers under this Section.

(m) Neither this Section nor any management agreement entered into under this Section prohibits the General Assembly from authorizing forms of gambling that are not in direct competition with the Lottery.

(n) The private manager shall be subject to a complete investigation in the third, seventh, and tenth years of the agreement (if the agreement is for a 10-year term) by the Department in cooperation with the Auditor General to determine whether the private manager has complied with this Section and the management agreement. The private manager shall bear the cost of an investigation or reinvestigation of the private manager under this subsection.

(o) The powers conferred by this Section are in addition and supplemental to the powers conferred by any other law. If any other law or rule is inconsistent with this Section, this Section controls as to any management agreement entered into under this Section. This Section and any rules adopted under this Section contain full and complete authority for a management agreement between the Department and a manager. No law, procedure, proceeding, publication, notice, consent, approval, order, or act by the Department or any other officer, Department, agency, or instrumentality of the State or any political subdivision is required for the Department to enter into a management agreement under this Section. This Section contains full and complete authority for the Department to approve any subcontracts entered into by a private manager under the terms of a management agreement.

Notwithstanding any other State law to the contrary, the Department shall distribute all proceeds of lottery tickets and shares sold in the following priority and manner:

(1) Provide the sums due to the private manager under the management agreement with the Department.

(2) Provide the sums due to the private vendor for lottery tickets and shares sold on the Internet via the pilot program as compensation under its contract with the Department.

(3) On the last day of each month or as soon thereafter as possible, the State Comptroller shall direct and the State Treasurer shall transfer from the Lottery Fund to the Common School Fund an amount that is equal to the proceeds transferred in the corresponding month of fiscal year 2009, as adjusted for inflation, to the Common School Fund.

(4) On or before the last day of each fiscal year, deposit any remaining proceeds, subject to payments under items (1), (2), and (3) into the Capital Projects Fund each fiscal year.

Section 905. The State Finance Act is amended by changing Section 8.3 and by adding Sections 5.723, 5.724, and 6z-77 as follows:

(30 ILCS 105/5.723 new)

Sec. 5.723. The Capital Projects Fund.

(30 ILCS 105/5.724 new)

Sec. 5.724. The Local Government Video Gaming Distributive Fund.

(30 ILCS 105/6z-77 new)

Sec. 6z-77. The Capital Projects Fund. The Capital Projects Fund is created as a special fund in the State Treasury. The State Comptroller and State Treasurer shall transfer from the Capital Projects Fund to the General Revenue Fund \$61,294,550 on October 1, 2009, \$122,589,100 on January 1, 2010, and \$61,294,550 on April 1, 2010. Beginning on July 1, 2010, and on July 1 and January 1 of each year thereafter, the State Comptroller and State Treasurer shall transfer the sum of \$122,589,100 from the Capital Projects Fund to the General Revenue Fund. Subject to appropriation, the Capital Projects Fund may be used only for capital projects and the payment of debt service on bonds issued for capital projects. All interest earned on moneys in the Fund shall be deposited into the Fund. The Fund shall not be subject to administrative charges or chargebacks, such as but not limited to those authorized under Section 8h.

(30 ILCS 105/8.3) (from Ch. 127, par. 144.3)

Sec. 8.3. Money in the Road Fund shall, if and when the State of Illinois incurs any bonded indebtedness for the construction of permanent highways, be set aside and used for the purpose of paying and discharging annually the principal and interest on that bonded indebtedness then due and payable, and for no other purpose. The surplus, if any, in the Road Fund after the payment of principal and interest on that bonded indebtedness then annually due shall be used as follows:

first -- to pay the cost of administration of Chapters 2 through 10 of the Illinois

Vehicle Code, except the cost of administration of Articles I and II of Chapter 3 of that Code; and

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secondly -- for expenses of the Department of Transportation for construction, reconstruction, improvement, repair, maintenance, operation, and administration of highways in accordance with the provisions of laws relating thereto, or for any purpose related or incident to and connected therewith, including the separation of grades of those highways with railroads and with highways and including the payment of awards made by the Illinois Workers' Compensation Commission under the terms of the Workers' Compensation Act or Workers' Occupational Diseases Act for injury or death of an employee of the Division of Highways in the Department of Transportation; or for the acquisition of land and the erection of buildings for highway purposes, including the acquisition of highway right-of-way or for investigations to determine the reasonably anticipated future highway needs; or for making of surveys, plans, specifications and estimates for and in the construction and maintenance of flight strips and of highways necessary to provide access to military and naval reservations, to defense industries and defense-industry sites, and to the sources of raw materials and for replacing existing highways and highway connections shut off from general public use at military and naval reservations and defense-industry sites, or for the purchase of right-of-way, except that the State shall be reimbursed in full for any expense incurred in building the flight strips; or for the operating and maintaining of highway garages; or for patrolling and policing the public highways and conserving the peace; or for the operating expenses of the Department relating to the administration of public transportation programs; or for any of those purposes or any other purpose that may be provided by law.

Appropriations for any of those purposes are payable from the Road Fund. Appropriations may also be made from the Road Fund for the administrative expenses of any State agency that are related to motor vehicles or arise from the use of motor vehicles.

Beginning with fiscal year 1980 and thereafter, no Road Fund monies shall be appropriated to the following Departments or agencies of State government for administration, grants, or operations; but this limitation is not a restriction upon appropriating for those purposes any Road Fund monies that are eligible for federal reimbursement;

1. Department of Public Health;
2. Department of Transportation, only with respect to subsidies for one-half fare Student Transportation and Reduced Fare for Elderly;
3. Department of Central Management Services, except for expenditures incurred for group insurance premiums of appropriate personnel;
4. Judicial Systems and Agencies.

Beginning with fiscal year 1981 and thereafter, no Road Fund monies shall be appropriated to the following Departments or agencies of State government for administration, grants, or operations; but this limitation is not a restriction upon appropriating for those purposes any Road Fund monies that are eligible for federal reimbursement:

1. Department of State Police, except for expenditures with respect to the Division of Operations;
2. Department of Transportation, only with respect to Intercity Rail Subsidies and Rail Freight Services.

Beginning with fiscal year 1982 and thereafter, no Road Fund monies shall be appropriated to the following Departments or agencies of State government for administration, grants, or operations; but this limitation is not a restriction upon appropriating for those purposes any Road Fund monies that are eligible for federal reimbursement: Department of Central Management Services, except for awards made by the Illinois Workers' Compensation Commission under the terms of the Workers' Compensation Act or Workers' Occupational Diseases Act for injury or death of an employee of the Division of Highways in the Department of Transportation.

Beginning with fiscal year 1984 and thereafter, no Road Fund monies shall be appropriated to the following Departments or agencies of State government for administration, grants, or operations; but this limitation is not a restriction upon appropriating for those purposes any Road Fund monies that are eligible for federal reimbursement:

1. Department of State Police, except not more than 40% of the funds appropriated for the Division of Operations;
2. State Officers.

Beginning with fiscal year 1984 and thereafter, no Road Fund monies shall be appropriated to any Department or agency of State government for administration, grants, or operations except as provided hereafter; but this limitation is not a restriction upon appropriating for those purposes any Road Fund monies that are eligible for federal reimbursement. It shall not be lawful to circumvent the above appropriation limitations by governmental reorganization or other methods. Appropriations shall be made from the Road Fund only in accordance with the provisions of this Section.

Money in the Road Fund shall, if and when the State of Illinois incurs any bonded indebtedness for the construction of permanent highways, be set aside and used for the purpose of paying and discharging during each

fiscal year the principal and interest on that bonded indebtedness as it becomes due and payable as provided in the Transportation Bond Act, and for no other purpose. The surplus, if any, in the Road Fund after the payment of principal and interest on that bonded indebtedness then annually due shall be used as follows:

first -- to pay the cost of administration of Chapters 2 through 10 of the Illinois

Vehicle Code; and

secondly -- no Road Fund monies derived from fees, excises, or license taxes relating to registration, operation and use of vehicles on public highways or to fuels used for the propulsion of those vehicles, shall be appropriated or expended other than for costs of administering the laws imposing those fees, excises, and license taxes, statutory refunds and adjustments allowed thereunder, administrative costs of the Department of Transportation, including, but not limited to, the operating expenses of the Department relating to the administration of public transportation programs, payment of debts and liabilities incurred in construction and reconstruction of public highways and bridges, acquisition of rights-of-way for and the cost of construction, reconstruction, maintenance, repair, and operation of public highways and bridges under the direction and supervision of the State, political subdivision, or municipality collecting those monies, and the costs for patrolling and policing the public highways (by State, political subdivision, or municipality collecting that money) for enforcement of traffic laws. The separation of grades of such highways with railroads and costs associated with protection of at-grade highway and railroad crossing shall also be permissible.

Appropriations for any of such purposes are payable from the Road Fund or the Grade Crossing Protection Fund as provided in Section 8 of the Motor Fuel Tax Law.

Except as provided in this paragraph, beginning with fiscal year 1991 and thereafter, no Road Fund monies shall be appropriated to the Department of State Police for the purposes of this Section in excess of its total fiscal year 1990 Road Fund appropriations for those purposes unless otherwise provided in Section 5g of this Act. For fiscal years 2003, 2004, 2005, 2006, and 2007 only, no Road Fund monies shall be appropriated to the Department of State Police for the purposes of this Section in excess of \$97,310,000. For fiscal year 2008 only, no Road Fund monies shall be appropriated to the Department of State Police for the purposes of this Section in excess of \$106,100,000. For fiscal year 2009 only, no Road Fund monies shall be appropriated to the Department of State Police for the purposes of this Section in excess of \$114,700,000. Beginning in fiscal year 2010, no road fund moneys shall be appropriated to the Department of State Police. It shall not be lawful to circumvent this limitation on appropriations by governmental reorganization or other methods unless otherwise provided in Section 5g of this Act.

In fiscal year 1994, no Road Fund monies shall be appropriated to the Secretary of State for the purposes of this Section in excess of the total fiscal year 1991 Road Fund appropriations to the Secretary of State for those purposes, plus \$9,800,000. It shall not be lawful to circumvent this limitation on appropriations by governmental reorganization or other method.

Beginning with fiscal year 1995 and thereafter, no Road Fund monies shall be appropriated to the Secretary of State for the purposes of this Section in excess of the total fiscal year 1994 Road Fund appropriations to the Secretary of State for those purposes. It shall not be lawful to circumvent this limitation on appropriations by governmental reorganization or other methods.

Beginning with fiscal year 2000, total Road Fund appropriations to the Secretary of State for the purposes of this Section shall not exceed the amounts specified for the following fiscal years:

Fiscal Year 2000	\$80,500,000;
Fiscal Year 2001	\$80,500,000;
Fiscal Year 2002	\$80,500,000;
Fiscal Year 2003	\$130,500,000;
Fiscal Year 2004	\$130,500,000;
Fiscal Year 2005	\$130,500,000;
Fiscal Year 2006	\$130,500,000;
Fiscal Year 2007	\$130,500,000;
Fiscal Year 2008	\$130,500,000;
Fiscal Year 2009	\$130,500,000; †
<u>Fiscal Year 2010 and each year thereafter</u>	<u>\$30,500,000.</u>

Beginning in fiscal year 2010, no road fund moneys shall be appropriated to the Secretary of State.

It shall not be lawful to circumvent this limitation on appropriations by governmental reorganization or other methods.

No new program may be initiated in fiscal year 1991 and thereafter that is not consistent with the limitations imposed by this Section for fiscal year 1984 and thereafter, insofar as appropriation of Road Fund monies is concerned.

Nothing in this Section prohibits transfers from the Road Fund to the State Construction Account Fund under Section 5e of this Act; nor to the General Revenue Fund, as authorized by this amendatory Act of the 93rd General

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Assembly.

The additional amounts authorized for expenditure in this Section by Public Acts 92-0600, 93-0025, 93-0839, and 94-91 shall be repaid to the Road Fund from the General Revenue Fund in the next succeeding fiscal year that the General Revenue Fund has a positive budgetary balance, as determined by generally accepted accounting principles applicable to government.

The additional amounts authorized for expenditure by the Secretary of State and the Department of State Police in this Section by this amendatory Act of the 94th General Assembly shall be repaid to the Road Fund from the General Revenue Fund in the next succeeding fiscal year that the General Revenue Fund has a positive budgetary balance, as determined by generally accepted accounting principles applicable to government.

(Source: P.A. 94-91, eff. 7-1-05; 94-839, eff. 6-6-06; 95-707, eff. 1-11-08; 95-744, eff. 7-18-08.)

Section 910. The Use Tax Act is amended by changing Sections 3-10 and 9 as follows:
(35 ILCS 105/3-10) (from Ch. 120, par. 439.3-10)

Sec. 3-10. Rate of tax. Unless otherwise provided in this Section, the tax imposed by this Act is at the rate of 6.25% of either the selling price or the fair market value, if any, of the tangible personal property. In all cases where property functionally used or consumed is the same as the property that was purchased at retail, then the tax is imposed on the selling price of the property. In all cases where property functionally used or consumed is a by-product or waste product that has been refined, manufactured, or produced from property purchased at retail, then the tax is imposed on the lower of the fair market value, if any, of the specific property so used in this State or on the selling price of the property purchased at retail. For purposes of this Section "fair market value" means the price at which property would change hands between a willing buyer and a willing seller, neither being under any compulsion to buy or sell and both having reasonable knowledge of the relevant facts. The fair market value shall be established by Illinois sales by the taxpayer of the same property as that functionally used or consumed, or if there are no such sales by the taxpayer, then comparable sales or purchases of property of like kind and character in Illinois.

Beginning on July 1, 2000 and through December 31, 2000, with respect to motor fuel, as defined in Section 1.1 of the Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of the Use Tax Act, the tax is imposed at the rate of 1.25%.

With respect to gasohol, the tax imposed by this Act applies to (i) 70% of the proceeds of sales made on or after January 1, 1990, and before July 1, 2003, (ii) 80% of the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013, and (iii) 100% of the proceeds of sales made thereafter. If, at any time, however, the tax under this Act on sales of gasohol is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of gasohol made during that time.

With respect to majority blended ethanol fuel, the tax imposed by this Act does not apply to the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the proceeds of sales made thereafter.

With respect to biodiesel blends with no less than 1% and no more than 10% biodiesel, the tax imposed by this Act applies to (i) 80% of the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 and (ii) 100% of the proceeds of sales made thereafter. If, at any time, however, the tax under this Act on sales of biodiesel blends with no less than 1% and no more than 10% biodiesel is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of biodiesel blends with no less than 1% and no more than 10% biodiesel made during that time.

With respect to 100% biodiesel and biodiesel blends with more than 10% but no more than 99% biodiesel, the tax imposed by this Act does not apply to the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the proceeds of sales made thereafter.

With respect to food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances, modifications to a motor vehicle for the purpose of rendering it usable by a disabled person, and insulin, urine testing materials, syringes, and needles used by diabetics, for human use, the tax is imposed at the rate of 1%. For the purposes of this Section, until August 1, 2009: the term "soft drinks" means any complete, finished, ready-to-use, non-alcoholic drink, whether carbonated or not, including but not limited to soda water, cola, fruit juice, vegetable juice, carbonated water, and all other preparations commonly known as soft drinks of whatever kind or description that are contained in any closed or sealed bottle, can, carton, or container, regardless of size; but "soft ~~soft~~ drinks" does not include coffee, tea, non-carbonated water, infant formula, milk or milk products as defined in the Grade A Pasteurized Milk and Milk Products Act, or drinks containing 50% or more natural fruit or vegetable juice.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "soft drinks" mean non-alcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" do not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

Notwithstanding any other provisions of this Act, "food for human consumption that is to be consumed off the premises where it is sold" includes all food sold through a vending machine, except soft drinks, candy, and food products that are dispensed hot from a vending machine, regardless of the location of the vending machine.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "food for human consumption that is to be consumed off the premises where it is sold" does not include candy. For purposes of this Section, "candy" means a preparation of sugar, honey, or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops, or pieces. "Candy" does not include any preparation that contains flour or requires refrigeration.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "nonprescription medicines and drugs" does not include grooming and hygiene products. For purposes of this Section, "grooming and hygiene products" includes, but is not limited to, soaps and cleaning solutions, shampoo, toothpaste, mouthwash, antiperspirants, and sun tan lotions and screens, unless those products are available by prescription only, regardless of whether the products meet the definition of "over-the-counter-drugs". For the purposes of this paragraph, "over-the-counter-drug" means a drug for human use that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The "over-the-counter-drug" label includes:

(A) A "Drug Facts" panel; or

(B) A statement of the "active ingredient(s)" with a list of those ingredients contained in the compound, substance or preparation.

If the property that is purchased at retail from a retailer is acquired outside Illinois and used outside Illinois before being brought to Illinois for use here and is taxable under this Act, the "selling price" on which the tax is computed shall be reduced by an amount that represents a reasonable allowance for depreciation for the period of prior out-of-state use.

(Source: P.A. 93-17, eff. 6-11-03.)

(35 ILCS 105/9) (from Ch. 120, par. 439.9)

Sec. 9. Except as to motor vehicles, watercraft, aircraft, and trailers that are required to be registered with an agency of this State, each retailer required or authorized to collect the tax imposed by this Act shall pay to the Department the amount of such tax (except as otherwise provided) at the time when he is required to file his return for the period during which such tax was collected, less a discount of 2.1% prior to January 1, 1990, and 1.75% on and after January 1, 1990, or \$5 per calendar year, whichever is greater, which is allowed to reimburse the retailer for expenses incurred in collecting the tax, keeping records, preparing and filing returns, remitting the tax and supplying data to the Department on request. In the case of retailers who report and pay the tax on a transaction by transaction basis, as provided in this Section, such discount shall be taken with each such tax remittance instead of when such retailer files his periodic return. A retailer need not remit that part of any tax collected by him to the extent that he is required to remit and does remit the tax imposed by the Retailers' Occupation Tax Act, with respect to the sale of the same property.

Where such tangible personal property is sold under a conditional sales contract, or under any other form of sale wherein the payment of the principal sum, or a part thereof, is extended beyond the close of the period for which the return is filed, the retailer, in collecting the tax (except as to motor vehicles, watercraft, aircraft, and trailers that are required to be registered with an agency of this State), may collect for each tax return period, only the tax applicable to that part of the selling price actually received during such tax return period.

Except as provided in this Section, on or before the twentieth day of each calendar month, such retailer shall file a return for the preceding calendar month. Such return shall be filed on forms prescribed by the Department and shall furnish such information as the Department may reasonably require.

The Department may require returns to be filed on a quarterly basis. If so required, a return for each calendar quarter shall be filed on or before the twentieth day of the calendar month following the end of such calendar quarter. The taxpayer shall also file a return with the Department for each of the first two months of each calendar quarter, on or before the twentieth day of the following calendar month, stating:

1. The name of the seller;
2. The address of the principal place of business from which he engages in the business of selling tangible personal property at retail in this State;
3. The total amount of taxable receipts received by him during the preceding calendar month from sales of tangible personal property by him during such preceding calendar month, including receipts from charge and time sales, but less all deductions allowed by law;
4. The amount of credit provided in Section 2d of this Act;
5. The amount of tax due;
- 5-5. The signature of the taxpayer; and
6. Such other reasonable information as the Department may require.

If a taxpayer fails to sign a return within 30 days after the proper notice and demand for signature by the Department, the return shall be considered valid and any amount shown to be due on the return shall be deemed

assessed.

Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1994, a taxpayer who has an average monthly tax liability of \$100,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1995, a taxpayer who has an average monthly tax liability of \$50,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 2000, a taxpayer who has an annual tax liability of \$200,000 or more shall make all payments required by rules of the Department by electronic funds transfer. The term "annual tax liability" shall be the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year. The term "average monthly tax liability" means the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year divided by 12. Beginning on October 1, 2002, a taxpayer who has a tax liability in the amount set forth in subsection (b) of Section 2505-210 of the Department of Revenue Law shall make all payments required by rules of the Department by electronic funds transfer.

Before August 1 of each year beginning in 1993, the Department shall notify all taxpayers required to make payments by electronic funds transfer. All taxpayers required to make payments by electronic funds transfer shall make those payments for a minimum of one year beginning on October 1.

Any taxpayer not required to make payments by electronic funds transfer may make payments by electronic funds transfer with the permission of the Department.

All taxpayers required to make payment by electronic funds transfer and any taxpayers authorized to voluntarily make payments by electronic funds transfer shall make those payments in the manner authorized by the Department.

The Department shall adopt such rules as are necessary to effectuate a program of electronic funds transfer and the requirements of this Section.

Before October 1, 2000, if the taxpayer's average monthly tax liability to the Department under this Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act, the Service Use Tax Act was \$10,000 or more during the preceding 4 complete calendar quarters, he shall file a return with the Department each month by the 20th day of the month next following the month during which such tax liability is incurred and shall make payments to the Department on or before the 7th, 15th, 22nd and last day of the month during which such liability is incurred. On and after October 1, 2000, if the taxpayer's average monthly tax liability to the Department under this Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act, and the Service Use Tax Act was \$20,000 or more during the preceding 4 complete calendar quarters, he shall file a return with the Department each month by the 20th day of the month next following the month during which such tax liability is incurred and shall make payment to the Department on or before the 7th, 15th, 22nd and last day of the month during which such liability is incurred. If the month during which such tax liability is incurred began prior to January 1, 1985, each payment shall be in an amount equal to 1/4 of the taxpayer's actual liability for the month or an amount set by the Department not to exceed 1/4 of the average monthly liability of the taxpayer to the Department for the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability in such 4 quarter period). If the month during which such tax liability is incurred begins on or after January 1, 1985, and prior to January 1, 1987, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 27.5% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1987, and prior to January 1, 1988, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 26.25% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1988, and prior to January 1, 1989, or begins on or after January 1, 1996, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 25% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1989, and prior to January 1, 1996, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 25% of the taxpayer's liability for the same calendar month of the preceding year or 100% of the taxpayer's actual liability for the quarter monthly reporting period. The amount of such quarter monthly payments shall be credited against the final tax liability of the taxpayer's return for that month. Before October 1, 2000, once applicable, the requirement of the making of quarter monthly payments to the Department shall continue until such taxpayer's average monthly liability to the Department during the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability) is less than \$9,000, or until such taxpayer's average monthly liability to the Department as computed for each calendar quarter of the 4 preceding complete calendar quarter period is less than \$10,000. However, if a taxpayer can show the Department that a substantial change in the taxpayer's business has occurred which causes the taxpayer to anticipate that his average monthly tax liability for the reasonably foreseeable future

will fall below the \$10,000 threshold stated above, then such taxpayer may petition the Department for change in such taxpayer's reporting status. On and after October 1, 2000, once applicable, the requirement of the making of quarter monthly payments to the Department shall continue until such taxpayer's average monthly liability to the Department during the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability) is less than \$19,000 or until such taxpayer's average monthly liability to the Department as computed for each calendar quarter of the 4 preceding complete calendar quarter period is less than \$20,000. However, if a taxpayer can show the Department that a substantial change in the taxpayer's business has occurred which causes the taxpayer to anticipate that his average monthly tax liability for the reasonably foreseeable future will fall below the \$20,000 threshold stated above, then such taxpayer may petition the Department for a change in such taxpayer's reporting status. The Department shall change such taxpayer's reporting status unless it finds that such change is seasonal in nature and not likely to be long term. If any such quarter monthly payment is not paid at the time or in the amount required by this Section, then the taxpayer shall be liable for penalties and interest on the difference between the minimum amount due and the amount of such quarter monthly payment actually and timely paid, except insofar as the taxpayer has previously made payments for that month to the Department in excess of the minimum payments previously due as provided in this Section. The Department shall make reasonable rules and regulations to govern the quarter monthly payment amount and quarter monthly payment dates for taxpayers who file on other than a calendar monthly basis.

If any such payment provided for in this Section exceeds the taxpayer's liabilities under this Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act and the Service Use Tax Act, as shown by an original monthly return, the Department shall issue to the taxpayer a credit memorandum no later than 30 days after the date of payment, which memorandum may be submitted by the taxpayer to the Department in payment of tax liability subsequently to be remitted by the taxpayer to the Department or be assigned by the taxpayer to a similar taxpayer under this Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act or the Service Use Tax Act, in accordance with reasonable rules and regulations to be prescribed by the Department, except that if such excess payment is shown on an original monthly return and is made after December 31, 1986, no credit memorandum shall be issued, unless requested by the taxpayer. If no such request is made, the taxpayer may credit such excess payment against tax liability subsequently to be remitted by the taxpayer to the Department under this Act, the Retailers' Occupation Tax Act, the Service Occupation Tax Act or the Service Use Tax Act, in accordance with reasonable rules and regulations prescribed by the Department. If the Department subsequently determines that all or any part of the credit taken was not actually due to the taxpayer, the taxpayer's 2.1% or 1.75% vendor's discount shall be reduced by 2.1% or 1.75% of the difference between the credit taken and that actually due, and the taxpayer shall be liable for penalties and interest on such difference.

If the retailer is otherwise required to file a monthly return and if the retailer's average monthly tax liability to the Department does not exceed \$200, the Department may authorize his returns to be filed on a quarter annual basis, with the return for January, February, and March of a given year being due by April 20 of such year; with the return for April, May and June of a given year being due by July 20 of such year; with the return for July, August and September of a given year being due by October 20 of such year, and with the return for October, November and December of a given year being due by January 20 of the following year.

If the retailer is otherwise required to file a monthly or quarterly return and if the retailer's average monthly tax liability to the Department does not exceed \$50, the Department may authorize his returns to be filed on an annual basis, with the return for a given year being due by January 20 of the following year.

Such quarter annual and annual returns, as to form and substance, shall be subject to the same requirements as monthly returns.

Notwithstanding any other provision in this Act concerning the time within which a retailer may file his return, in the case of any retailer who ceases to engage in a kind of business which makes him responsible for filing returns under this Act, such retailer shall file a final return under this Act with the Department not more than one month after discontinuing such business.

In addition, with respect to motor vehicles, watercraft, aircraft, and trailers that are required to be registered with an agency of this State, every retailer selling this kind of tangible personal property shall file, with the Department, upon a form to be prescribed and supplied by the Department, a separate return for each such item of tangible personal property which the retailer sells, except that if, in the same transaction, (i) a retailer of aircraft, watercraft, motor vehicles or trailers transfers more than one aircraft, watercraft, motor vehicle or trailer to another aircraft, watercraft, motor vehicle or trailer retailer for the purpose of resale or (ii) a retailer of aircraft, watercraft, motor vehicles, or trailers transfers more than one aircraft, watercraft, motor vehicle, or trailer to a purchaser for use as a qualifying rolling stock as provided in Section 3-55 of this Act, then that seller may report the transfer of all the aircraft, watercraft, motor vehicles or trailers involved in that transaction to the Department on the same uniform invoice-transaction reporting return form. For purposes of this Section, "watercraft" means a Class 2, Class 3, or Class 4 watercraft as defined in Section 3-2 of the Boat Registration and Safety Act, a personal watercraft, or any boat equipped with an inboard motor.

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The transaction reporting return in the case of motor vehicles or trailers that are required to be registered with an agency of this State, shall be the same document as the Uniform Invoice referred to in Section 5-402 of the Illinois Vehicle Code and must show the name and address of the seller; the name and address of the purchaser; the amount of the selling price including the amount allowed by the retailer for traded-in property, if any; the amount allowed by the retailer for the traded-in tangible personal property, if any, to the extent to which Section 2 of this Act allows an exemption for the value of traded-in property; the balance payable after deducting such trade-in allowance from the total selling price; the amount of tax due from the retailer with respect to such transaction; the amount of tax collected from the purchaser by the retailer on such transaction (or satisfactory evidence that such tax is not due in that particular instance, if that is claimed to be the fact); the place and date of the sale; a sufficient identification of the property sold; such other information as is required in Section 5-402 of the Illinois Vehicle Code, and such other information as the Department may reasonably require.

The transaction reporting return in the case of watercraft and aircraft must show the name and address of the seller; the name and address of the purchaser; the amount of the selling price including the amount allowed by the retailer for traded-in property, if any; the amount allowed by the retailer for the traded-in tangible personal property, if any, to the extent to which Section 2 of this Act allows an exemption for the value of traded-in property; the balance payable after deducting such trade-in allowance from the total selling price; the amount of tax due from the retailer with respect to such transaction; the amount of tax collected from the purchaser by the retailer on such transaction (or satisfactory evidence that such tax is not due in that particular instance, if that is claimed to be the fact); the place and date of the sale, a sufficient identification of the property sold, and such other information as the Department may reasonably require.

Such transaction reporting return shall be filed not later than 20 days after the date of delivery of the item that is being sold, but may be filed by the retailer at any time sooner than that if he chooses to do so. The transaction reporting return and tax remittance or proof of exemption from the tax that is imposed by this Act may be transmitted to the Department by way of the State agency with which, or State officer with whom, the tangible personal property must be titled or registered (if titling or registration is required) if the Department and such agency or State officer determine that this procedure will expedite the processing of applications for title or registration.

With each such transaction reporting return, the retailer shall remit the proper amount of tax due (or shall submit satisfactory evidence that the sale is not taxable if that is the case), to the Department or its agents, whereupon the Department shall issue, in the purchaser's name, a tax receipt (or a certificate of exemption if the Department is satisfied that the particular sale is tax exempt) which such purchaser may submit to the agency with which, or State officer with whom, he must title or register the tangible personal property that is involved (if titling or registration is required) in support of such purchaser's application for an Illinois certificate or other evidence of title or registration to such tangible personal property.

No retailer's failure or refusal to remit tax under this Act precludes a user, who has paid the proper tax to the retailer, from obtaining his certificate of title or other evidence of title or registration (if titling or registration is required) upon satisfying the Department that such user has paid the proper tax (if tax is due) to the retailer. The Department shall adopt appropriate rules to carry out the mandate of this paragraph.

If the user who would otherwise pay tax to the retailer wants the transaction reporting return filed and the payment of tax or proof of exemption made to the Department before the retailer is willing to take these actions and such user has not paid the tax to the retailer, such user may certify to the fact of such delay by the retailer, and may (upon the Department being satisfied of the truth of such certification) transmit the information required by the transaction reporting return and the remittance for tax or proof of exemption directly to the Department and obtain his tax receipt or exemption determination, in which event the transaction reporting return and tax remittance (if a tax payment was required) shall be credited by the Department to the proper retailer's account with the Department, but without the 2.1% or 1.75% discount provided for in this Section being allowed. When the user pays the tax directly to the Department, he shall pay the tax in the same amount and in the same form in which it would be remitted if the tax had been remitted to the Department by the retailer.

Where a retailer collects the tax with respect to the selling price of tangible personal property which he sells and the purchaser thereafter returns such tangible personal property and the retailer refunds the selling price thereof to the purchaser, such retailer shall also refund, to the purchaser, the tax so collected from the purchaser. When filing his return for the period in which he refunds such tax to the purchaser, the retailer may deduct the amount of the tax so refunded by him to the purchaser from any other use tax which such retailer may be required to pay or remit to the Department, as shown by such return, if the amount of the tax to be deducted was previously remitted to the Department by such retailer. If the retailer has not previously remitted the amount of such tax to the Department, he is entitled to no deduction under this Act upon refunding such tax to the purchaser.

Any retailer filing a return under this Section shall also include (for the purpose of paying tax thereon) the total tax covered by such return upon the selling price of tangible personal property purchased by him at retail from a retailer, but as to which the tax imposed by this Act was not collected from the retailer filing such return, and such

retailer shall remit the amount of such tax to the Department when filing such return.

If experience indicates such action to be practicable, the Department may prescribe and furnish a combination or joint return which will enable retailers, who are required to file returns hereunder and also under the Retailers' Occupation Tax Act, to furnish all the return information required by both Acts on the one form.

Where the retailer has more than one business registered with the Department under separate registration under this Act, such retailer may not file each return that is due as a single return covering all such registered businesses, but shall file separate returns for each such registered business.

Beginning January 1, 1990, each month the Department shall pay into the State and Local Sales Tax Reform Fund, a special fund in the State Treasury which is hereby created, the net revenue realized for the preceding month from the 1% tax on sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food which has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics.

Beginning January 1, 1990, each month the Department shall pay into the County and Mass Transit District Fund 4% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property which is purchased outside Illinois at retail from a retailer and which is titled or registered by an agency of this State's government.

Beginning January 1, 1990, each month the Department shall pay into the State and Local Sales Tax Reform Fund, a special fund in the State Treasury, 20% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property, other than tangible personal property which is purchased outside Illinois at retail from a retailer and which is titled or registered by an agency of this State's government.

Beginning August 1, 2000, each month the Department shall pay into the State and Local Sales Tax Reform Fund 100% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning January 1, 1990, each month the Department shall pay into the Local Government Tax Fund 16% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property which is purchased outside Illinois at retail from a retailer and which is titled or registered by an agency of this State's government.

Beginning September 1, 2009, each month the Department shall pay into the Capital Projects Fund an amount that is equal to an amount estimated by the Department to represent 80% of the net revenue realized for the preceding month from the sale of candy, grooming and hygiene products, and soft drinks that had been taxed at a rate of 1% prior to August 1, 2009 but that is now taxed at 6.25%.

Of the remainder of the moneys received by the Department pursuant to this Act, (a) 1.75% thereof shall be paid into the Build Illinois Fund and (b) prior to July 1, 1989, 2.2% and on and after July 1, 1989, 3.8% thereof shall be paid into the Build Illinois Fund; provided, however, that if in any fiscal year the sum of (1) the aggregate of 2.2% or 3.8%, as the case may be, of the moneys received by the Department and required to be paid into the Build Illinois Fund pursuant to Section 3 of the Retailers' Occupation Tax Act, Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, and Section 9 of the Service Occupation Tax Act, such Acts being hereinafter called the "Tax Acts" and such aggregate of 2.2% or 3.8%, as the case may be, of moneys being hereinafter called the "Tax Act Amount", and (2) the amount transferred to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall be less than the Annual Specified Amount (as defined in Section 3 of the Retailers' Occupation Tax Act), an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and further provided, that if on the last business day of any month the sum of (1) the Tax Act Amount required to be deposited into the Build Illinois Bond Account in the Build Illinois Fund during such month and (2) the amount transferred during such month to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall have been less than 1/12 of the Annual Specified Amount, an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and, further provided, that in no event shall the payments required under the preceding proviso result in aggregate payments into the Build Illinois Fund pursuant to this clause (b) for any fiscal year in excess of the greater of (i) the Tax Act Amount or (ii) the Annual Specified Amount for such fiscal year; and, further provided, that the amounts payable into the Build Illinois Fund under this clause (b) shall be payable only until such time as the aggregate amount on deposit under each trust indenture securing Bonds issued and outstanding pursuant to the Build Illinois Bond Act is sufficient, taking into account any future investment income, to fully provide, in accordance with such indenture, for the defeasance of or the payment of the principal of, premium, if any, and interest on the Bonds secured by such indenture and on any Bonds expected to be issued thereafter and all fees and costs payable with respect thereto, all as certified by the Director of the Bureau of the Budget (now Governor's Office of Management and Budget). If on the last business day of any month in which Bonds are outstanding pursuant to the Build Illinois Bond Act, the aggregate of the moneys

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deposited in the Build Illinois Bond Account in the Build Illinois Fund in such month shall be less than the amount required to be transferred in such month from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund pursuant to Section 13 of the Build Illinois Bond Act, an amount equal to such deficiency shall be immediately paid from other moneys received by the Department pursuant to the Tax Acts to the Build Illinois Fund; provided, however, that any amounts paid to the Build Illinois Fund in any fiscal year pursuant to this sentence shall be deemed to constitute payments pursuant to clause (b) of the preceding sentence and shall reduce the amount otherwise payable for such fiscal year pursuant to clause (b) of the preceding sentence. The moneys received by the Department pursuant to this Act and required to be deposited into the Build Illinois Fund are subject to the pledge, claim and charge set forth in Section 12 of the Build Illinois Bond Act.

Subject to payment of amounts into the Build Illinois Fund as provided in the preceding paragraph or in any amendment thereto hereafter enacted, the following specified monthly installment of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority provided under Section 8.25f of the State Finance Act, but not in excess of the sums designated as "Total Deposit", shall be deposited in the aggregate from collections under Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, Section 9 of the Service Occupation Tax Act, and Section 3 of the Retailers' Occupation Tax Act into the McCormick Place Expansion Project Fund in the specified fiscal years.

Fiscal Year	Total Deposit
1993	\$0
1994	53,000,000
1995	58,000,000
1996	61,000,000
1997	64,000,000
1998	68,000,000
1999	71,000,000
2000	75,000,000
2001	80,000,000
2002	93,000,000
2003	99,000,000
2004	103,000,000
2005	108,000,000
2006	113,000,000
2007	119,000,000
2008	126,000,000
2009	132,000,000
2010	139,000,000
2011	146,000,000
2012	153,000,000
2013	161,000,000
2014	170,000,000
2015	179,000,000
2016	189,000,000
2017	199,000,000
2018	210,000,000
2019	221,000,000
2020	233,000,000
2021	246,000,000
2022	260,000,000
2023 and each fiscal year thereafter that bonds are outstanding under Section 13.2 of the Metropolitan Pier and Exposition Authority Act, but not after fiscal year 2042.	275,000,000

Beginning July 20, 1993 and in each month of each fiscal year thereafter, one-eighth of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority for that fiscal year, less the amount deposited into the McCormick Place Expansion Project Fund by the State Treasurer in the respective month under subsection (g) of Section 13 of the Metropolitan Pier and Exposition Authority Act, plus cumulative

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deficiencies in the deposits required under this Section for previous months and years, shall be deposited into the McCormick Place Expansion Project Fund, until the full amount requested for the fiscal year, but not in excess of the amount specified above as "Total Deposit", has been deposited.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning July 1, 1993, the Department shall each month pay into the Illinois Tax Increment Fund 0.27% of 80% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning with the receipt of the first report of taxes paid by an eligible business and continuing for a 25-year period, the Department shall each month pay into the Energy Infrastructure Fund 80% of the net revenue realized from the 6.25% general rate on the selling price of Illinois-mined coal that was sold to an eligible business. For purposes of this paragraph, the term "eligible business" means a new electric generating facility certified pursuant to Section 605-332 of the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois.

Of the remainder of the moneys received by the Department pursuant to this Act, 75% thereof shall be paid into the State Treasury and 25% shall be reserved in a special account and used only for the transfer to the Common School Fund as part of the monthly transfer from the General Revenue Fund in accordance with Section 8a of the State Finance Act.

As soon as possible after the first day of each month, upon certification of the Department of Revenue, the Comptroller shall order transferred and the Treasurer shall transfer from the General Revenue Fund to the Motor Fuel Tax Fund an amount equal to 1.7% of 80% of the net revenue realized under this Act for the second preceding month. Beginning April 1, 2000, this transfer is no longer required and shall not be made.

Net revenue realized for a month shall be the revenue collected by the State pursuant to this Act, less the amount paid out during that month as refunds to taxpayers for overpayment of liability.

For greater simplicity of administration, manufacturers, importers and wholesalers whose products are sold at retail in Illinois by numerous retailers, and who wish to do so, may assume the responsibility for accounting and paying to the Department all tax accruing under this Act with respect to such sales, if the retailers who are affected do not make written objection to the Department to this arrangement.

(Source: P.A. 94-793, eff. 5-19-06; 94-1074, eff. 12-26-06.)

Section 915. The Service Use Tax Act is amended by changing Sections 3-10 and 9 as follows:
(35 ILCS 110/3-10) (from Ch. 120, par. 439.33-10)

Sec. 3-10. Rate of tax. Unless otherwise provided in this Section, the tax imposed by this Act is at the rate of 6.25% of the selling price of tangible personal property transferred as an incident to the sale of service, but, for the purpose of computing this tax, in no event shall the selling price be less than the cost price of the property to the serviceman.

Beginning on July 1, 2000 and through December 31, 2000, with respect to motor fuel, as defined in Section 1.1 of the Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of the Use Tax Act, the tax is imposed at the rate of 1.25%.

With respect to gasohol, as defined in the Use Tax Act, the tax imposed by this Act applies to (i) 70% of the selling price of property transferred as an incident to the sale of service on or after January 1, 1990, and before July 1, 2003, (ii) 80% of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013, and (iii) 100% of the selling price thereafter. If, at any time, however, the tax under this Act on sales of gasohol, as defined in the Use Tax Act, is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of gasohol made during that time.

With respect to majority blended ethanol fuel, as defined in the Use Tax Act, the tax imposed by this Act does not apply to the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the selling price thereafter.

With respect to biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel, the tax imposed by this Act applies to (i) 80% of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 and (ii) 100% of the proceeds of the selling price thereafter. If, at any time, however, the tax under this Act on sales of biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of biodiesel blends with no less than 1% and no more than 10% biodiesel made during that time.

With respect to 100% biodiesel, as defined in the Use Tax Act, and biodiesel blends, as defined in the Use Tax Act, with more than 10% but no more than 99% biodiesel, the tax imposed by this Act does not apply to the proceeds of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the selling price thereafter.

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At the election of any registered serviceman made for each fiscal year, sales of service in which the aggregate annual cost price of tangible personal property transferred as an incident to the sales of service is less than 35%, or 75% in the case of servicemen transferring prescription drugs or servicemen engaged in graphic arts production, of the aggregate annual total gross receipts from all sales of service, the tax imposed by this Act shall be based on the serviceman's cost price of the tangible personal property transferred as an incident to the sale of those services.

The tax shall be imposed at the rate of 1% on food prepared for immediate consumption and transferred incident to a sale of service subject to this Act or the Service Occupation Tax Act by an entity licensed under the Hospital Licensing Act, the Nursing Home Care Act, or the Child Care Act of 1969. The tax shall also be imposed at the rate of 1% on food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption and is not otherwise included in this paragraph) and prescription and nonprescription medicines, drugs, medical appliances, modifications to a motor vehicle for the purpose of rendering it usable by a disabled person, and insulin, urine testing materials, syringes, and needles used by diabetics, for human use. For the purposes of this Section, until August 1, 2009: the term "soft drinks" means any complete, finished, ready-to-use, non-alcoholic drink, whether carbonated or not, including but not limited to soda water, cola, fruit juice, vegetable juice, carbonated water, and all other preparations commonly known as soft drinks of whatever kind or description that are contained in any closed or sealed bottle, can, carton, or container, regardless of size; but "soft" —"~~Soft~~ drinks" does not include coffee, tea, non-carbonated water, infant formula, milk or milk products as defined in the Grade A Pasteurized Milk and Milk Products Act, or drinks containing 50% or more natural fruit or vegetable juice.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "soft drinks" mean non-alcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" do not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

Notwithstanding any other provisions of this Act, "food for human consumption that is to be consumed off the premises where it is sold" includes all food sold through a vending machine, except soft drinks, candy, and food products that are dispensed hot from a vending machine, regardless of the location of the vending machine.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "food for human consumption that is to be consumed off the premises where it is sold" does not include candy. For purposes of this Section, "candy" means a preparation of sugar, honey, or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops, or pieces. "Candy" does not include any preparation that contains flour or requires refrigeration.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "nonprescription medicines and drugs" does not include grooming and hygiene products. For purposes of this Section, "grooming and hygiene products" includes, but is not limited to, soaps and cleaning solutions, shampoo, toothpaste, mouthwash, antiperspirants, and sun tan lotions and screens, unless those products are available by prescription only, regardless of whether the products meet the definition of "over-the-counter-drugs". For the purposes of this paragraph, "over-the-counter-drug" means a drug for human use that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The "over-the-counter-drug" label includes:

(A) A "Drug Facts" panel; or

(B) A statement of the "active ingredient(s)" with a list of those ingredients contained in the compound, substance or preparation.

If the property that is acquired from a serviceman is acquired outside Illinois and used outside Illinois before being brought to Illinois for use here and is taxable under this Act, the "selling price" on which the tax is computed shall be reduced by an amount that represents a reasonable allowance for depreciation for the period of prior out-of-state use.

(Source: P.A. 93-17, eff. 6-11-03.)

(35 ILCS 110/9) (from Ch. 120, par. 439.39)

Sec. 9. Each serviceman required or authorized to collect the tax herein imposed shall pay to the Department the amount of such tax (except as otherwise provided) at the time when he is required to file his return for the period during which such tax was collected, less a discount of 2.1% prior to January 1, 1990 and 1.75% on and after January 1, 1990, or \$5 per calendar year, whichever is greater, which is allowed to reimburse the serviceman for expenses incurred in collecting the tax, keeping records, preparing and filing returns, remitting the tax and supplying data to the Department on request. A serviceman need not remit that part of any tax collected by him to the extent that he is required to pay and does pay the tax imposed by the Service Occupation Tax Act with respect to his sale of service involving the incidental transfer by him of the same property.

Except as provided hereinafter in this Section, on or before the twentieth day of each calendar month, such serviceman shall file a return for the preceding calendar month in accordance with reasonable Rules and Regulations to be promulgated by the Department. Such return shall be filed on a form prescribed by the Department and shall contain such information as the Department may reasonably require.

The Department may require returns to be filed on a quarterly basis. If so required, a return for each calendar

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quarter shall be filed on or before the twentieth day of the calendar month following the end of such calendar quarter. The taxpayer shall also file a return with the Department for each of the first two months of each calendar quarter, on or before the twentieth day of the following calendar month, stating:

1. The name of the seller;
2. The address of the principal place of business from which he engages in business as a serviceman in this State;
3. The total amount of taxable receipts received by him during the preceding calendar month, including receipts from charge and time sales, but less all deductions allowed by law;
4. The amount of credit provided in Section 2d of this Act;
5. The amount of tax due;
- 5-5. The signature of the taxpayer; and
6. Such other reasonable information as the Department may require.

If a taxpayer fails to sign a return within 30 days after the proper notice and demand for signature by the Department, the return shall be considered valid and any amount shown to be due on the return shall be deemed assessed.

Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1994, a taxpayer who has an average monthly tax liability of \$100,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1995, a taxpayer who has an average monthly tax liability of \$50,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 2000, a taxpayer who has an annual tax liability of \$200,000 or more shall make all payments required by rules of the Department by electronic funds transfer. The term "annual tax liability" shall be the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year. The term "average monthly tax liability" means the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year divided by 12. Beginning on October 1, 2002, a taxpayer who has a tax liability in the amount set forth in subsection (b) of Section 2505-210 of the Department of Revenue Law shall make all payments required by rules of the Department by electronic funds transfer.

Before August 1 of each year beginning in 1993, the Department shall notify all taxpayers required to make payments by electronic funds transfer. All taxpayers required to make payments by electronic funds transfer shall make those payments for a minimum of one year beginning on October 1.

Any taxpayer not required to make payments by electronic funds transfer may make payments by electronic funds transfer with the permission of the Department.

All taxpayers required to make payment by electronic funds transfer and any taxpayers authorized to voluntarily make payments by electronic funds transfer shall make those payments in the manner authorized by the Department.

The Department shall adopt such rules as are necessary to effectuate a program of electronic funds transfer and the requirements of this Section.

If the serviceman is otherwise required to file a monthly return and if the serviceman's average monthly tax liability to the Department does not exceed \$200, the Department may authorize his returns to be filed on a quarter annual basis, with the return for January, February and March of a given year being due by April 20 of such year; with the return for April, May and June of a given year being due by July 20 of such year; with the return for July, August and September of a given year being due by October 20 of such year, and with the return for October, November and December of a given year being due by January 20 of the following year.

If the serviceman is otherwise required to file a monthly or quarterly return and if the serviceman's average monthly tax liability to the Department does not exceed \$50, the Department may authorize his returns to be filed on an annual basis, with the return for a given year being due by January 20 of the following year.

Such quarter annual and annual returns, as to form and substance, shall be subject to the same requirements as monthly returns.

Notwithstanding any other provision in this Act concerning the time within which a serviceman may file his return, in the case of any serviceman who ceases to engage in a kind of business which makes him responsible for filing returns under this Act, such serviceman shall file a final return under this Act with the Department not more than 1 month after discontinuing such business.

Where a serviceman collects the tax with respect to the selling price of property which he sells and the purchaser thereafter returns such property and the serviceman refunds the selling price thereof to the purchaser, such serviceman shall also refund, to the purchaser, the tax so collected from the purchaser. When filing his return for the period in which he refunds such tax to the purchaser, the serviceman may deduct the amount of the tax so refunded by him to the purchaser from any other Service Use Tax, Service Occupation Tax, retailers' occupation

tax or use tax which such serviceman may be required to pay or remit to the Department, as shown by such return, provided that the amount of the tax to be deducted shall previously have been remitted to the Department by such serviceman. If the serviceman shall not previously have remitted the amount of such tax to the Department, he shall be entitled to no deduction hereunder upon refunding such tax to the purchaser.

Any serviceman filing a return hereunder shall also include the total tax upon the selling price of tangible personal property purchased for use by him as an incident to a sale of service, and such serviceman shall remit the amount of such tax to the Department when filing such return.

If experience indicates such action to be practicable, the Department may prescribe and furnish a combination or joint return which will enable servicemen, who are required to file returns hereunder and also under the Service Occupation Tax Act, to furnish all the return information required by both Acts on the one form.

Where the serviceman has more than one business registered with the Department under separate registration hereunder, such serviceman shall not file each return that is due as a single return covering all such registered businesses, but shall file separate returns for each such registered business.

Beginning January 1, 1990, each month the Department shall pay into the State and Local Tax Reform Fund, a special fund in the State Treasury, the net revenue realized for the preceding month from the 1% tax on sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food which has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics.

Beginning January 1, 1990, each month the Department shall pay into the State and Local Sales Tax Reform Fund 20% of the net revenue realized for the preceding month from the 6.25% general rate on transfers of tangible personal property, other than tangible personal property which is purchased outside Illinois at retail from a retailer and which is titled or registered by an agency of this State's government.

Beginning August 1, 2000, each month the Department shall pay into the State and Local Sales Tax Reform Fund 100% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning September 1, 2009, each month the Department shall pay into the Capital Projects Fund an amount that is equal to an amount estimated by the Department to represent 80% of the net revenue realized for the preceding month from the sale of candy, grooming and hygiene products, and soft drinks that had been taxed at a rate of 1% prior to August 1, 2009 but that is now taxed at 6.25%.

Of the remainder of the moneys received by the Department pursuant to this Act, (a) 1.75% thereof shall be paid into the Build Illinois Fund and (b) prior to July 1, 1989, 2.2% and on and after July 1, 1989, 3.8% thereof shall be paid into the Build Illinois Fund; provided, however, that if in any fiscal year the sum of (1) the aggregate of 2.2% or 3.8%, as the case may be, of the moneys received by the Department and required to be paid into the Build Illinois Fund pursuant to Section 3 of the Retailers' Occupation Tax Act, Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, and Section 9 of the Service Occupation Tax Act, such Acts being hereinafter called the "Tax Acts" and such aggregate of 2.2% or 3.8%, as the case may be, of moneys being hereinafter called the "Tax Act Amount", and (2) the amount transferred to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall be less than the Annual Specified Amount (as defined in Section 3 of the Retailers' Occupation Tax Act), an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and further provided, that if on the last business day of any month the sum of (1) the Tax Act Amount required to be deposited into the Build Illinois Bond Account in the Build Illinois Fund during such month and (2) the amount transferred during such month to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall have been less than 1/12 of the Annual Specified Amount, an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and, further provided, that in no event shall the payments required under the preceding proviso result in aggregate payments into the Build Illinois Fund pursuant to this clause (b) for any fiscal year in excess of the greater of (i) the Tax Act Amount or (ii) the Annual Specified Amount for such fiscal year; and, further provided, that the amounts payable into the Build Illinois Fund under this clause (b) shall be payable only until such time as the aggregate amount on deposit under each trust indenture securing Bonds issued and outstanding pursuant to the Build Illinois Bond Act is sufficient, taking into account any future investment income, to fully provide, in accordance with such indenture, for the defeasance of or the payment of the principal of, premium, if any, and interest on the Bonds secured by such indenture and on any Bonds expected to be issued thereafter and all fees and costs payable with respect thereto, all as certified by the Director of the Bureau of the Budget (now Governor's Office of Management and Budget). If on the last business day of any month in which Bonds are outstanding pursuant to the Build Illinois Bond Act, the aggregate of or the payment deposited in the Build Illinois Bond Account in the Build Illinois Fund in such month shall be less than the amount required to be transferred in such month from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund pursuant to Section 13 of the Build Illinois Bond Act, an amount equal to such

deficiency shall be immediately paid from other moneys received by the Department pursuant to the Tax Acts to the Build Illinois Fund; provided, however, that any amounts paid to the Build Illinois Fund in any fiscal year pursuant to this sentence shall be deemed to constitute payments pursuant to clause (b) of the preceding sentence and shall reduce the amount otherwise payable for such fiscal year pursuant to clause (b) of the preceding sentence. The moneys received by the Department pursuant to this Act and required to be deposited into the Build Illinois Fund are subject to the pledge, claim and charge set forth in Section 12 of the Build Illinois Bond Act.

Subject to payment of amounts into the Build Illinois Fund as provided in the preceding paragraph or in any amendment thereto hereafter enacted, the following specified monthly installment of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority provided under Section 8.25f of the State Finance Act, but not in excess of the sums designated as "Total Deposit", shall be deposited in the aggregate from collections under Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, Section 9 of the Service Occupation Tax Act, and Section 3 of the Retailers' Occupation Tax Act into the McCormick Place Expansion Project Fund in the specified fiscal years.

Fiscal Year	Total Deposit
1993	\$0
1994	53,000,000
1995	58,000,000
1996	61,000,000
1997	64,000,000
1998	68,000,000
1999	71,000,000
2000	75,000,000
2001	80,000,000
2002	93,000,000
2003	99,000,000
2004	103,000,000
2005	108,000,000
2006	113,000,000
2007	119,000,000
2008	126,000,000
2009	132,000,000
2010	139,000,000
2011	146,000,000
2012	153,000,000
2013	161,000,000
2014	170,000,000
2015	179,000,000
2016	189,000,000
2017	199,000,000
2018	210,000,000
2019	221,000,000
2020	233,000,000
2021	246,000,000
2022	260,000,000
2023 and each fiscal year thereafter that bonds are outstanding under Section 13.2 of the Metropolitan Pier and Exposition Authority Act, but not after fiscal year 2042.	275,000,000

Beginning July 20, 1993 and in each month of each fiscal year thereafter, one-eighth of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority for that fiscal year, less the amount deposited into the McCormick Place Expansion Project Fund by the State Treasurer in the respective month under subsection (g) of Section 13 of the Metropolitan Pier and Exposition Authority Act, plus cumulative deficiencies in the deposits required under this Section for previous months and years, shall be deposited into the McCormick Place Expansion Project Fund, until the full amount requested for the fiscal year, but not in excess of the amount specified above as "Total Deposit", has been deposited.

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Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning July 1, 1993, the Department shall each month pay into the Illinois Tax Increment Fund 0.27% of 80% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning with the receipt of the first report of taxes paid by an eligible business and continuing for a 25-year period, the Department shall each month pay into the Energy Infrastructure Fund 80% of the net revenue realized from the 6.25% general rate on the selling price of Illinois-mined coal that was sold to an eligible business. For purposes of this paragraph, the term "eligible business" means a new electric generating facility certified pursuant to Section 605-332 of the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois.

All remaining moneys received by the Department pursuant to this Act shall be paid into the General Revenue Fund of the State Treasury.

As soon as possible after the first day of each month, upon certification of the Department of Revenue, the Comptroller shall order transferred and the Treasurer shall transfer from the General Revenue Fund to the Motor Fuel Tax Fund an amount equal to 1.7% of 80% of the net revenue realized under this Act for the second preceding month. Beginning April 1, 2000, this transfer is no longer required and shall not be made.

Net revenue realized for a month shall be the revenue collected by the State pursuant to this Act, less the amount paid out during that month as refunds to taxpayers for overpayment of liability.

(Source: P.A. 94-793, eff. 5-19-06; 94-1074, eff. 12-26-06.)

Section 920. The Service Occupation Tax Act is amended by changing Sections 3-10 and 9 as follows:
(35 ILCS 115/3-10) (from Ch. 120, par. 439.103-10)

Sec. 3-10. Rate of tax. Unless otherwise provided in this Section, the tax imposed by this Act is at the rate of 6.25% of the "selling price", as defined in Section 2 of the Service Use Tax Act, of the tangible personal property. For the purpose of computing this tax, in no event shall the "selling price" be less than the cost price to the serviceman of the tangible personal property transferred. The selling price of each item of tangible personal property transferred as an incident of a sale of service may be shown as a distinct and separate item on the serviceman's billing to the service customer. If the selling price is not so shown, the selling price of the tangible personal property is deemed to be 50% of the serviceman's entire billing to the service customer. When, however, a serviceman contracts to design, develop, and produce special order machinery or equipment, the tax imposed by this Act shall be based on the serviceman's cost price of the tangible personal property transferred incident to the completion of the contract.

Beginning on July 1, 2000 and through December 31, 2000, with respect to motor fuel, as defined in Section 1.1 of the Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of the Use Tax Act, the tax is imposed at the rate of 1.25%.

With respect to gasohol, as defined in the Use Tax Act, the tax imposed by this Act shall apply to (i) 70% of the cost price of property transferred as an incident to the sale of service on or after January 1, 1990, and before July 1, 2003, (ii) 80% of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013, and (iii) 100% of the cost price thereafter. If, at any time, however, the tax under this Act on sales of gasohol, as defined in the Use Tax Act, is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of gasohol made during that time.

With respect to majority blended ethanol fuel, as defined in the Use Tax Act, the tax imposed by this Act does not apply to the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the selling price thereafter.

With respect to biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel, the tax imposed by this Act applies to (i) 80% of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 and (ii) 100% of the proceeds of the selling price thereafter. If, at any time, however, the tax under this Act on sales of biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of biodiesel blends with no less than 1% and no more than 10% biodiesel made during that time.

With respect to 100% biodiesel, as defined in the Use Tax Act, and biodiesel blends, as defined in the Use Tax Act, with more than 10% but no more than 99% biodiesel material, the tax imposed by this Act does not apply to the proceeds of the selling price of property transferred as an incident to the sale of service on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the selling price thereafter.

At the election of any registered serviceman made for each fiscal year, sales of service in which the aggregate annual cost price of tangible personal property transferred as an incident to the sales of service is less than 35%, or 75% in the case of servicemen transferring prescription drugs or servicemen engaged in graphic arts production, of

the aggregate annual total gross receipts from all sales of service, the tax imposed by this Act shall be based on the serviceman's cost price of the tangible personal property transferred incident to the sale of those services.

The tax shall be imposed at the rate of 1% on food prepared for immediate consumption and transferred incident to a sale of service subject to this Act or the Service Occupation Tax Act by an entity licensed under the Hospital Licensing Act, the Nursing Home Care Act, or the Child Care Act of 1969. The tax shall also be imposed at the rate of 1% on food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption and is not otherwise included in this paragraph) and prescription and nonprescription medicines, drugs, medical appliances, modifications to a motor vehicle for the purpose of rendering it usable by a disabled person, and insulin, urine testing materials, syringes, and needles used by diabetics, for human use. For the purposes of this Section, until August 1, 2009: the term "soft drinks" means any complete, finished, ready-to-use, non-alcoholic drink, whether carbonated or not, including but not limited to soda water, cola, fruit juice, vegetable juice, carbonated water, and all other preparations commonly known as soft drinks of whatever kind or description that are contained in any closed or sealed can, carton, or container, regardless of size; but "soft" ~~Soft~~ drinks" does not include coffee, tea, non-carbonated water, infant formula, milk or milk products as defined in the Grade A Pasteurized Milk and Milk Products Act, or drinks containing 50% or more natural fruit or vegetable juice.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "soft drinks" mean non-alcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" do not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

Notwithstanding any other provisions of this Act, "food for human consumption that is to be consumed off the premises where it is sold" includes all food sold through a vending machine, except soft drinks, candy, and food products that are dispensed hot from a vending machine, regardless of the location of the vending machine.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "food for human consumption that is to be consumed off the premises where it is sold" does not include candy. For purposes of this Section, "candy" means a preparation of sugar, honey, or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops, or pieces. "Candy" does not include any preparation that contains flour or requires refrigeration.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "nonprescription medicines and drugs" does not include grooming and hygiene products. For purposes of this Section, "grooming and hygiene products" includes, but is not limited to, soaps and cleaning solutions, shampoo, toothpaste, mouthwash, antiperspirants, and sun tan lotions and screens, unless those products are available by prescription only, regardless of whether the products meet the definition of "over-the-counter-drugs". For the purposes of this paragraph, "over-the-counter-drug" means a drug for human use that contains a label that identifies the product as a drug as required by 21 C.F.R. § 201.66. The "over-the-counter-drug" label includes:

(A) A "Drug Facts" panel; or

(B) A statement of the "active ingredient(s)" with a list of those ingredients contained in the compound, substance or preparation.

(Source: P.A. 93-17, eff. 6-11-03.)

(35 ILCS 115/9) (from Ch. 120, par. 439.109)

Sec. 9. Each serviceman required or authorized to collect the tax herein imposed shall pay to the Department the amount of such tax at the time when he is required to file his return for the period during which such tax was collectible, less a discount of 2.1% prior to January 1, 1990, and 1.75% on and after January 1, 1990, or \$5 per calendar year, whichever is greater, which is allowed to reimburse the serviceman for expenses incurred in collecting the tax, keeping records, preparing and filing returns, remitting the tax and supplying data to the Department on request.

Where such tangible personal property is sold under a conditional sales contract, or under any other form of sale wherein the payment of the principal sum, or a part thereof, is extended beyond the close of the period for which the return is filed, the serviceman, in collecting the tax may collect, for each tax return period, only the tax applicable to the part of the selling price actually received during such tax return period.

Except as provided hereinafter in this Section, on or before the twentieth day of each calendar month, such serviceman shall file a return for the preceding calendar month in accordance with reasonable rules and regulations to be promulgated by the Department of Revenue. Such return shall be filed on a form prescribed by the Department and shall contain such information as the Department may reasonably require.

The Department may require returns to be filed on a quarterly basis. If so required, a return for each calendar quarter shall be filed on or before the twentieth day of the calendar month following the end of such calendar quarter. The taxpayer shall also file a return with the Department for each of the first two months of each calendar quarter, on or before the twentieth day of the following calendar month, stating:

1. The name of the seller;
2. The address of the principal place of business from which he engages in business as

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a serviceman in this State;

3. The total amount of taxable receipts received by him during the preceding calendar month, including receipts from charge and time sales, but less all deductions allowed by law;
4. The amount of credit provided in Section 2d of this Act;
5. The amount of tax due;
- 5-5. The signature of the taxpayer; and
6. Such other reasonable information as the Department may require.

If a taxpayer fails to sign a return within 30 days after the proper notice and demand for signature by the Department, the return shall be considered valid and any amount shown to be due on the return shall be deemed assessed.

Prior to October 1, 2003, and on and after September 1, 2004 a serviceman may accept a Manufacturer's Purchase Credit certification from a purchaser in satisfaction of Service Use Tax as provided in Section 3-70 of the Service Use Tax Act if the purchaser provides the appropriate documentation as required by Section 3-70 of the Service Use Tax Act. A Manufacturer's Purchase Credit certification, accepted prior to October 1, 2003 or on or after September 1, 2004 by a serviceman as provided in Section 3-70 of the Service Use Tax Act, may be used by that serviceman to satisfy Service Occupation Tax liability in the amount claimed in the certification, not to exceed 6.25% of the receipts subject to tax from a qualifying purchase. A Manufacturer's Purchase Credit reported on any original or amended return filed under this Act after October 20, 2003 for reporting periods prior to September 1, 2004 shall be disallowed. Manufacturer's Purchase Credit reported on annual returns due on or after January 1, 2005 will be disallowed for periods prior to September 1, 2004. No Manufacturer's Purchase Credit may be used after September 30, 2003 through August 31, 2004 to satisfy any tax liability imposed under this Act, including any audit liability.

If the serviceman's average monthly tax liability to the Department does not exceed \$200, the Department may authorize his returns to be filed on a quarter annual basis, with the return for January, February and March of a given year being due by April 20 of such year; with the return for April, May and June of a given year being due by July 20 of such year; with the return for July, August and September of a given year being due by October 20 of such year, and with the return for October, November and December of a given year being due by January 20 of the following year.

If the serviceman's average monthly tax liability to the Department does not exceed \$50, the Department may authorize his returns to be filed on an annual basis, with the return for a given year being due by January 20 of the following year.

Such quarter annual and annual returns, as to form and substance, shall be subject to the same requirements as monthly returns.

Notwithstanding any other provision in this Act concerning the time within which a serviceman may file his return, in the case of any serviceman who ceases to engage in a kind of business which makes him responsible for filing returns under this Act, such serviceman shall file a final return under this Act with the Department not more than 1 month after discontinuing such business.

Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1994, a taxpayer who has an average monthly tax liability of \$100,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1995, a taxpayer who has an average monthly tax liability of \$50,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 2000, a taxpayer who has an annual tax liability of \$200,000 or more shall make all payments required by rules of the Department by electronic funds transfer. The term "annual tax liability" shall be the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year. The term "average monthly tax liability" means the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year divided by 12. Beginning on October 1, 2002, a taxpayer who has a tax liability in the amount set forth in subsection (b) of Section 2505-210 of the Department of Revenue Law shall make all payments required by rules of the Department by electronic funds transfer.

Before August 1 of each year beginning in 1993, the Department shall notify all taxpayers required to make payments by electronic funds transfer. All taxpayers required to make payments by electronic funds transfer shall make those payments for a minimum of one year beginning on October 1.

Any taxpayer not required to make payments by electronic funds transfer may make payments by electronic funds transfer with the permission of the Department.

All taxpayers required to make payment by electronic funds transfer and any taxpayers authorized to voluntarily make payments by electronic funds transfer shall make those payments in the manner authorized by the Department.

The Department shall adopt such rules as are necessary to effectuate a program of electronic funds transfer and the requirements of this Section.

Where a serviceman collects the tax with respect to the selling price of tangible personal property which he sells and the purchaser thereafter returns such tangible personal property and the serviceman refunds the selling price thereof to the purchaser, such serviceman shall also refund, to the purchaser, the tax so collected from the purchaser. When filing his return for the period in which he refunds such tax to the purchaser, the serviceman may deduct the amount of the tax so refunded by him to the purchaser from any other Service Occupation Tax, Service Use Tax, Retailers' Occupation Tax or Use Tax which such serviceman may be required to pay or remit to the Department, as shown by such return, provided that the amount of the tax to be deducted shall previously have been remitted to the Department by such serviceman. If the serviceman shall not previously have remitted the amount of such tax to the Department, he shall be entitled to no deduction hereunder upon refunding such tax to the purchaser.

If experience indicates such action to be practicable, the Department may prescribe and furnish a combination or joint return which will enable servicemen, who are required to file returns hereunder and also under the Retailers' Occupation Tax Act, the Use Tax Act or the Service Use Tax Act, to furnish all the return information required by all said Acts on the one form.

Where the serviceman has more than one business registered with the Department under separate registrations hereunder, such serviceman shall file separate returns for each registered business.

Beginning January 1, 1990, each month the Department shall pay into the Local Government Tax Fund the revenue realized for the preceding month from the 1% tax on sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food which has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics.

Beginning January 1, 1990, each month the Department shall pay into the County and Mass Transit District Fund 4% of the revenue realized for the preceding month from the 6.25% general rate.

Beginning August 1, 2000, each month the Department shall pay into the County and Mass Transit District Fund 20% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning January 1, 1990, each month the Department shall pay into the Local Government Tax Fund 16% of the revenue realized for the preceding month from the 6.25% general rate on transfers of tangible personal property.

Beginning August 1, 2000, each month the Department shall pay into the Local Government Tax Fund 80% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning September 1, 2009, each month the Department shall pay into the Capital Projects Fund an amount that is equal to an amount estimated by the Department to represent 80% of the net revenue realized for the preceding month from the sale of candy, grooming and hygiene products, and soft drinks that had been taxed at a rate of 1% prior to August 1, 2009 but that is now taxed at 6.25%.

Of the remainder of the moneys received by the Department pursuant to this Act, (a) 1.75% thereof shall be paid into the Build Illinois Fund and (b) prior to July 1, 1989, 2.2% and on and after July 1, 1989, 3.8% thereof shall be paid into the Build Illinois Fund; provided, however, that if in any fiscal year the sum of (1) the aggregate of 2.2% or 3.8%, as the case may be, of the moneys received by the Department and required to be paid into the Build Illinois Fund pursuant to Section 3 of the Retailers' Occupation Tax Act, Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, and Section 9 of the Service Occupation Tax Act, such Acts being hereinafter called the "Tax Acts" and such aggregate of 2.2% or 3.8%, as the case may be, of moneys being hereinafter called the "Tax Act Amount", and (2) the amount transferred to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall be less than the Annual Specified Amount (as defined in Section 3 of the Retailers' Occupation Tax Act), an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and further provided, that if on the last business day of any month the sum of (1) the Tax Act Amount required to be deposited into the Build Illinois Account in the Build Illinois Fund during such month and (2) the amount transferred during such month to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall have been less than 1/12 of the Annual Specified Amount, an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and, further provided, that in no event shall the payments required under the preceding proviso result in aggregate payments into the Build Illinois Fund pursuant to this clause (b) for any fiscal year in excess of the greater of (i) the Tax Act Amount or (ii) the Annual Specified Amount for such fiscal year; and, further provided, that the amounts payable into the Build Illinois Fund under this clause (b) shall be payable only until such time as the aggregate amount on deposit under each trust indenture securing Bonds issued and outstanding pursuant to the Build Illinois Bond Act is sufficient, taking into account any future investment income, to fully provide, in accordance with such indenture, for the defeasance of or the payment of the principal of, premium, if any, and interest on the Bonds secured by such indenture and on any Bonds expected to be issued thereafter and all fees and costs payable with respect thereto, all as certified by the Director of the Bureau of

the Budget (now Governor's Office of Management and Budget). If on the last business day of any month in which Bonds are outstanding pursuant to the Build Illinois Bond Act, the aggregate of the moneys deposited in the Build Illinois Bond Account in the Build Illinois Fund in such month shall be less than the amount required to be transferred in such month from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund pursuant to Section 13 of the Build Illinois Bond Act, an amount equal to such deficiency shall be immediately paid from other moneys received by the Department pursuant to the Tax Acts to the Build Illinois Fund; provided, however, that any amounts paid to the Build Illinois Fund in any fiscal year pursuant to this sentence shall be deemed to constitute payments pursuant to clause (b) of the preceding sentence and shall reduce the amount otherwise payable for such fiscal year pursuant to clause (b) of the preceding sentence. The moneys received by the Department pursuant to this Act and required to be deposited into the Build Illinois Fund are subject to the pledge, claim and charge set forth in Section 12 of the Build Illinois Bond Act.

Subject to payment of amounts into the Build Illinois Fund as provided in the preceding paragraph or in any amendment thereto hereafter enacted, the following specified monthly installment of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority provided under Section 8.25f of the State Finance Act, but not in excess of the sums designated as "Total Deposit", shall be deposited in the aggregate from collections under Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, Section 9 of the Service Occupation Tax Act, and Section 3 of the Retailers' Occupation Tax Act into the McCormick Place Expansion Project Fund in the specified fiscal years.

Fiscal Year	Total Deposit
1993	\$0
1994	53,000,000
1995	58,000,000
1996	61,000,000
1997	64,000,000
1998	68,000,000
1999	71,000,000
2000	75,000,000
2001	80,000,000
2002	93,000,000
2003	99,000,000
2004	103,000,000
2005	108,000,000
2006	113,000,000
2007	119,000,000
2008	126,000,000
2009	132,000,000
2010	139,000,000
2011	146,000,000
2012	153,000,000
2013	161,000,000
2014	170,000,000
2015	179,000,000
2016	189,000,000
2017	199,000,000
2018	210,000,000
2019	221,000,000
2020	233,000,000
2021	246,000,000
2022	260,000,000
2023 and each fiscal year thereafter that bonds are outstanding under Section 13.2 of the Metropolitan Pier and Exposition Authority Act, but not after fiscal year 2042.	275,000,000

Beginning July 20, 1993 and in each month of each fiscal year thereafter, one-eighth of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority for that fiscal year, less the

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amount deposited into the McCormick Place Expansion Project Fund by the State Treasurer in the respective month under subsection (g) of Section 13 of the Metropolitan Pier and Exposition Authority Act, plus cumulative deficiencies in the deposits required under this Section for previous months and years, shall be deposited into the McCormick Place Expansion Project Fund, until the full amount requested for the fiscal year, but not in excess of the amount specified above as "Total Deposit", has been deposited.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning July 1, 1993, the Department shall each month pay into the Illinois Tax Increment Fund 0.27% of 80% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning with the receipt of the first report of taxes paid by an eligible business and continuing for a 25-year period, the Department shall each month pay into the Energy Infrastructure Fund 80% of the net revenue realized from the 6.25% general rate on the selling price of Illinois-mined coal that was sold to an eligible business. For purposes of this paragraph, the term "eligible business" means a new electric generating facility certified pursuant to Section 605-332 of the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois.

Remaining moneys received by the Department pursuant to this Act shall be paid into the General Revenue Fund of the State Treasury.

The Department may, upon separate written notice to a taxpayer, require the taxpayer to prepare and file with the Department on a form prescribed by the Department within not less than 60 days after receipt of the notice an annual information return for the tax year specified in the notice. Such annual return to the Department shall include a statement of gross receipts as shown by the taxpayer's last Federal income tax return. If the total receipts of the business as reported in the Federal income tax return do not agree with the gross receipts reported to the Department of Revenue for the same period, the taxpayer shall attach to his annual return a schedule showing a reconciliation of the 2 amounts and the reasons for the difference. The taxpayer's annual return to the Department shall also disclose the cost of goods sold by the taxpayer during the year covered by such return, opening and closing inventories of such goods for such year, cost of goods used from stock or taken from stock and given away by the taxpayer during such year, pay roll information of the taxpayer's business during such year and any additional reasonable information which the Department deems would be helpful in determining the accuracy of the monthly, quarterly or annual returns filed by such taxpayer as hereinbefore provided for in this Section.

If the annual information return required by this Section is not filed when and as required, the taxpayer shall be liable as follows:

(i) Until January 1, 1994, the taxpayer shall be liable for a penalty equal to 1/6 of

1% of the tax due from such taxpayer under this Act during the period to be covered by the annual return for each month or fraction of a month until such return is filed as required, the penalty to be assessed and collected in the same manner as any other penalty provided for in this Act.

(ii) On and after January 1, 1994, the taxpayer shall be liable for a penalty as described in Section 3-4 of the Uniform Penalty and Interest Act.

The chief executive officer, proprietor, owner or highest ranking manager shall sign the annual return to certify the accuracy of the information contained therein. Any person who willfully signs the annual return containing false or inaccurate information shall be guilty of perjury and punished accordingly. The annual return form prescribed by the Department shall include a warning that the person signing the return may be liable for perjury.

The foregoing portion of this Section concerning the filing of an annual information return shall not apply to a serviceman who is not required to file an income tax return with the United States Government.

As soon as possible after the first day of each month, upon certification of the Department of Revenue, the Comptroller shall order transferred and the Treasurer shall transfer from the General Revenue Fund to the Motor Fuel Tax Fund an amount equal to 1.7% of 80% of the net revenue realized under this Act for the second preceding month. Beginning April 1, 2000, this transfer is no longer required and shall not be made.

Net revenue realized for a month shall be the revenue collected by the State pursuant to this Act, less the amount paid out during that month as refunds to taxpayers for overpayment of liability.

For greater simplicity of administration, it shall be permissible for manufacturers, importers and wholesalers whose products are sold by numerous servicemen in Illinois, and who wish to do so, to assume the responsibility for accounting and paying to the Department all tax accruing under this Act with respect to such sales, if the servicemen who are affected do not make written objection to the Department to this arrangement.

(Source: P.A. 93-24, eff. 6-20-03; 93-840, eff. 7-30-04; 94-1074, eff. 12-26-06.)

Section 925. The Retailers' Occupation Tax Act is amended by changing Sections 2-10 and 3 as follows:

(35 ILCS 120/2-10) (from Ch. 120, par. 441-10)

Sec. 2-10. Rate of tax. Unless otherwise provided in this Section, the tax imposed by this Act is at the rate of

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6.25% of gross receipts from sales of tangible personal property made in the course of business.

Beginning on July 1, 2000 and through December 31, 2000, with respect to motor fuel, as defined in Section 1.1 of the Motor Fuel Tax Law, and gasohol, as defined in Section 3-40 of the Use Tax Act, the tax is imposed at the rate of 1.25%.

Within 14 days after the effective date of this amendatory Act of the 91st General Assembly, each retailer of motor fuel and gasohol shall cause the following notice to be posted in a prominently visible place on each retail dispensing device that is used to dispense motor fuel or gasohol in the State of Illinois: "As of July 1, 2000, the State of Illinois has eliminated the State's share of sales tax on motor fuel and gasohol through December 31, 2000. The price on this pump should reflect the elimination of the tax." The notice shall be printed in bold print on a sign that is no smaller than 4 inches by 8 inches. The sign shall be clearly visible to customers. Any retailer who fails to post or maintain a required sign through December 31, 2000 is guilty of a petty offense for which the fine shall be \$500 per day per each retail premises where a violation occurs.

With respect to gasohol, as defined in the Use Tax Act, the tax imposed by this Act applies to (i) 70% of the proceeds of sales made on or after January 1, 1990, and before July 1, 2003, (ii) 80% of the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013, and (iii) 100% of the proceeds of sales made thereafter. If, at any time, however, the tax under this Act on sales of gasohol, as defined in the Use Tax Act, is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of gasohol made during that time.

With respect to majority blended ethanol fuel, as defined in the Use Tax Act, the tax imposed by this Act does not apply to the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the proceeds of sales made thereafter.

With respect to biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel, the tax imposed by this Act applies to (i) 80% of the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 and (ii) 100% of the proceeds of sales made thereafter. If, at any time, however, the tax under this Act on sales of biodiesel blends, as defined in the Use Tax Act, with no less than 1% and no more than 10% biodiesel is imposed at the rate of 1.25%, then the tax imposed by this Act applies to 100% of the proceeds of sales of biodiesel blends with no less than 1% and no more than 10% biodiesel made during that time.

With respect to 100% biodiesel, as defined in the Use Tax Act, and biodiesel blends, as defined in the Use Tax Act, with more than 10% but no more than 99% biodiesel, the tax imposed by this Act does not apply to the proceeds of sales made on or after July 1, 2003 and on or before December 31, 2013 but applies to 100% of the proceeds of sales made thereafter.

With respect to food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances, modifications to a motor vehicle for the purpose of rendering it usable by a disabled person, and insulin, urine testing materials, syringes, and needles used by diabetics, for human use, the tax is imposed at the rate of 1%. For the purposes of this Section, until August 1, 2009: the term "soft drinks" means any complete, finished, ready-to-use, non-alcoholic drink, whether carbonated or not, including but not limited to soda water, cola, fruit juice, vegetable juice, carbonated water, and all other preparations commonly known as soft drinks of whatever kind or description that are contained in any closed or sealed bottle, can, carton, or container, regardless of size; ~~but "soft --Soft drinks" does not include coffee, tea, non-carbonated water, infant formula, milk or milk products as defined in the Grade A Pasteurized Milk and Milk Products Act, or drinks containing 50% or more natural fruit or vegetable juice.~~

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "soft drinks" mean non-alcoholic beverages that contain natural or artificial sweeteners. "Soft drinks" do not include beverages that contain milk or milk products, soy, rice or similar milk substitutes, or greater than 50% of vegetable or fruit juice by volume.

Notwithstanding any other provisions of this Act, "food for human consumption that is to be consumed off the premises where it is sold" includes all food sold through a vending machine, except soft drinks, candy, and food products that are dispensed hot from a vending machine, regardless of the location of the vending machine.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "food for human consumption that is to be consumed off the premises where it is sold" does not include candy. For purposes of this Section, "candy" means a preparation of sugar, honey, or other natural or artificial sweeteners in combination with chocolate, fruits, nuts or other ingredients or flavorings in the form of bars, drops, or pieces. "Candy" does not include any preparation that contains flour or requires refrigeration.

Notwithstanding any other provisions of this Act, beginning August 1, 2009, "nonprescription medicines and drugs" does not include grooming and hygiene products. For purposes of this Section, "grooming and hygiene products" includes, but is not limited to, soaps and cleaning solutions, shampoo, toothpaste, mouthwash, antiperspirants, and sun tan lotions and screens, unless those products are available by prescription only, regardless of whether the products meet the definition of "over-the-counter-drugs". For the purposes of this paragraph, "over-the-counter-drug" means a drug for human use that contains a label that identifies the product as a drug as

required by 21 C.F.R. § 201.66. The "over-the-counter-drug" label includes:

(A) A "Drug Facts" panel; or

(B) A statement of the "active ingredient(s)" with a list of those ingredients contained in the compound, substance or preparation.

(Source: P.A. 93-17, eff. 6-11-03.)

(35 ILCS 120/3) (from Ch. 120, par. 442)

Sec. 3. Except as provided in this Section, on or before the twentieth day of each calendar month, every person engaged in the business of selling tangible personal property at retail in this State during the preceding calendar month shall file a return with the Department, stating:

1. The name of the seller;
2. His residence address and the address of his principal place of business and the address of the principal place of business (if that is a different address) from which he engages in the business of selling tangible personal property at retail in this State;
3. Total amount of receipts received by him during the preceding calendar month or quarter, as the case may be, from sales of tangible personal property, and from services furnished, by him during such preceding calendar month or quarter;
4. Total amount received by him during the preceding calendar month or quarter on charge and time sales of tangible personal property, and from services furnished, by him prior to the month or quarter for which the return is filed;
5. Deductions allowed by law;
6. Gross receipts which were received by him during the preceding calendar month or quarter and upon the basis of which the tax is imposed;
7. The amount of credit provided in Section 2d of this Act;
8. The amount of tax due;
9. The signature of the taxpayer; and
10. Such other reasonable information as the Department may require.

If a taxpayer fails to sign a return within 30 days after the proper notice and demand for signature by the Department, the return shall be considered valid and any amount shown to be due on the return shall be deemed assessed.

Each return shall be accompanied by the statement of prepaid tax issued pursuant to Section 2e for which credit is claimed.

Prior to October 1, 2003, and on and after September 1, 2004 a retailer may accept a Manufacturer's Purchase Credit certification from a purchaser in satisfaction of Use Tax as provided in Section 3-85 of the Use Tax Act if the purchaser provides the appropriate documentation as required by Section 3-85 of the Use Tax Act. A Manufacturer's Purchase Credit certification, accepted by a retailer prior to October 1, 2003 and on and after September 1, 2004 as provided in Section 3-85 of the Use Tax Act, may be used by that retailer to satisfy Retailers' Occupation Tax liability in the amount claimed in the certification, not to exceed 6.25% of the receipts subject to tax from a qualifying purchase. A Manufacturer's Purchase Credit reported on any original or amended return filed under this Act after October 20, 2003 for reporting periods prior to September 1, 2004 shall be disallowed. Manufacturer's Purchaser Credit reported on annual returns due on or after January 1, 2005 will be disallowed for periods prior to September 1, 2004. No Manufacturer's Purchase Credit may be used after September 30, 2003 through August 31, 2004 to satisfy any tax liability imposed under this Act, including any audit liability.

The Department may require returns to be filed on a quarterly basis. If so required, a return for each calendar quarter shall be filed on or before the twentieth day of the calendar month following the end of such calendar quarter. The taxpayer shall also file a return with the Department for each of the first two months of each calendar quarter, on or before the twentieth day of the following calendar month, stating:

1. The name of the seller;
2. The address of the principal place of business from which he engages in the business of selling tangible personal property at retail in this State;
3. The total amount of taxable receipts received by him during the preceding calendar month from sales of tangible personal property by him during such preceding calendar month, including receipts from charge and time sales, but less all deductions allowed by law;
4. The amount of credit provided in Section 2d of this Act;
5. The amount of tax due; and
6. Such other reasonable information as the Department may require.

Beginning on October 1, 2003, any person who is not a licensed distributor, importing distributor, or manufacturer, as defined in the Liquor Control Act of 1934, but is engaged in the business of selling, at retail, alcoholic liquor shall file a statement with the Department of Revenue, in a format and at a time prescribed by the Department, showing the total amount paid for alcoholic liquor purchased during the preceding month and such

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other information as is reasonably required by the Department. The Department may adopt rules to require that this statement be filed in an electronic or telephonic format. Such rules may provide for exceptions from the filing requirements of this paragraph. For the purposes of this paragraph, the term "alcoholic liquor" shall have the meaning prescribed in the Liquor Control Act of 1934.

Beginning on October 1, 2003, every distributor, importing distributor, and manufacturer of alcoholic liquor as defined in the Liquor Control Act of 1934, shall file a statement with the Department of Revenue, no later than the 10th day of the month for the preceding month during which transactions occurred, by electronic means, showing the total amount of gross receipts from the sale of alcoholic liquor sold or distributed during the preceding month to purchasers; identifying the purchaser to whom it was sold or distributed; the purchaser's tax registration number; and such other information reasonably required by the Department. A distributor, importing distributor, or manufacturer of alcoholic liquor must personally deliver, mail, or provide by electronic means to each retailer listed on the monthly statement a report containing a cumulative total of that distributor's, importing distributor's, or manufacturer's total sales of alcoholic liquor to that retailer no later than the 10th day of the month for the preceding month during which the transaction occurred. The distributor, importing distributor, or manufacturer shall notify the retailer as to the method by which the distributor, importing distributor, or manufacturer will provide the sales information. If the retailer is unable to receive the sales information by electronic means, the distributor, importing distributor, or manufacturer shall furnish the sales information by personal delivery or by mail. For purposes of this paragraph, the term "electronic means" includes, but is not limited to, the use of a secure Internet website, e-mail, or facsimile.

If a total amount of less than \$1 is payable, refundable or creditable, such amount shall be disregarded if it is less than 50 cents and shall be increased to \$1 if it is 50 cents or more.

Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1994, a taxpayer who has an average monthly tax liability of \$100,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1995, a taxpayer who has an average monthly tax liability of \$50,000 or more shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 2000, a taxpayer who has an annual tax liability of \$200,000 or more shall make all payments required by rules of the Department by electronic funds transfer. The term "annual tax liability" shall be the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year. The term "average monthly tax liability" shall be the sum of the taxpayer's liabilities under this Act, and under all other State and local occupation and use tax laws administered by the Department, for the immediately preceding calendar year divided by 12. Beginning on October 1, 2002, a taxpayer who has a tax liability in the amount set forth in subsection (b) of Section 2505-210 of the Department of Revenue Law shall make all payments required by rules of the Department by electronic funds transfer.

Before August 1 of each year beginning in 1993, the Department shall notify all taxpayers required to make payments by electronic funds transfer. All taxpayers required to make payments by electronic funds transfer shall make those payments for a minimum of one year beginning on October 1.

Any taxpayer not required to make payments by electronic funds transfer may make payments by electronic funds transfer with the permission of the Department.

All taxpayers required to make payment by electronic funds transfer and any taxpayers authorized to voluntarily make payments by electronic funds transfer shall make those payments in the manner authorized by the Department.

The Department shall adopt such rules as are necessary to effectuate a program of electronic funds transfer and the requirements of this Section.

Any amount which is required to be shown or reported on any return or other document under this Act shall, if such amount is not a whole-dollar amount, be increased to the nearest whole-dollar amount in any case where the fractional part of a dollar is 50 cents or more, and decreased to the nearest whole-dollar amount where the fractional part of a dollar is less than 50 cents.

If the retailer is otherwise required to file a monthly return and if the retailer's average monthly tax liability to the Department does not exceed \$200, the Department may authorize his returns to be filed on a quarter annual basis, with the return for January, February and March of a given year being due by April 20 of such year; with the return for April, May and June of a given year being due by July 20 of such year; with the return for July, August and September of a given year being due by October 20 of such year, and with the return for October, November and December of a given year being due by January 20 of the following year.

If the retailer is otherwise required to file a monthly or quarterly return and if the retailer's average monthly tax liability with the Department does not exceed \$50, the Department may authorize his returns to be filed on an annual basis, with the return for a given year being due by January 20 of the following year.

Such quarter annual and annual returns, as to form and substance, shall be subject to the same requirements as

monthly returns.

Notwithstanding any other provision in this Act concerning the time within which a retailer may file his return, in the case of any retailer who ceases to engage in a kind of business which makes him responsible for filing returns under this Act, such retailer shall file a final return under this Act with the Department not more than one month after discontinuing such business.

Where the same person has more than one business registered with the Department under separate registrations under this Act, such person may not file each return that is due as a single return covering all such registered businesses, but shall file separate returns for each such registered business.

In addition, with respect to motor vehicles, watercraft, aircraft, and trailers that are required to be registered with an agency of this State, every retailer selling this kind of tangible personal property shall file, with the Department, upon a form to be prescribed and supplied by the Department, a separate return for each such item of tangible personal property which the retailer sells, except that if, in the same transaction, (i) a retailer of aircraft, watercraft, motor vehicles or trailers transfers more than one aircraft, watercraft, motor vehicle or trailer to another aircraft, watercraft, motor vehicle retailer or trailer retailer for the purpose of resale or (ii) a retailer of aircraft, watercraft, motor vehicles, or trailers transfers more than one aircraft, watercraft, motor vehicle, or trailer to a purchaser for use as a qualifying rolling stock as provided in Section 2-5 of this Act, then that seller may report the transfer of all aircraft, watercraft, motor vehicles or trailers involved in that transaction to the Department on the same uniform invoice-transaction reporting return form. For purposes of this Section, "watercraft" means a Class 2, Class 3, or Class 4 watercraft as defined in Section 3-2 of the Boat Registration and Safety Act, a personal watercraft, or any boat equipped with an inboard motor.

Any retailer who sells only motor vehicles, watercraft, aircraft, or trailers that are required to be registered with an agency of this State, so that all retailers' occupation tax liability is required to be reported, and is reported, on such transaction reporting returns and who is not otherwise required to file monthly or quarterly returns, need not file monthly or quarterly returns. However, those retailers shall be required to file returns on an annual basis.

The transaction reporting return, in the case of motor vehicles or trailers that are required to be registered with an agency of this State, shall be the same document as the Uniform Invoice referred to in Section 5-402 of The Illinois Vehicle Code and must show the name and address of the seller; the name and address of the purchaser; the amount of the selling price including the amount allowed by the retailer for traded-in property, if any; the amount allowed by the retailer for the traded-in tangible personal property, if any, to the extent to which Section 1 of this Act allows an exemption for the value of traded-in property; the balance payable after deducting such trade-in allowance from the total selling price; the amount of tax due from the retailer with respect to such transaction; the amount of tax collected from the purchaser by the retailer on such transaction (or satisfactory evidence that such tax is not due in that particular instance, if that is claimed to be the fact); the place and date of the sale; a sufficient identification of the property sold; such other information as is required in Section 5-402 of The Illinois Vehicle Code, and such other information as the Department may reasonably require.

The transaction reporting return in the case of watercraft or aircraft must show the name and address of the seller; the name and address of the purchaser; the amount of the selling price including the amount allowed by the retailer for traded-in property, if any; the amount allowed by the retailer for the traded-in tangible personal property, if any, to the extent to which Section 1 of this Act allows an exemption for the value of traded-in property; the balance payable after deducting such trade-in allowance from the total selling price; the amount of tax due from the retailer with respect to such transaction; the amount of tax collected from the purchaser by the retailer on such transaction (or satisfactory evidence that such tax is not due in that particular instance, if that is claimed to be the fact); the place and date of the sale, a sufficient identification of the property sold, and such other information as the Department may reasonably require.

Such transaction reporting return shall be filed not later than 20 days after the day of delivery of the item that is being sold, but may be filed by the retailer at any time sooner than that if he chooses to do so. The transaction reporting return and tax remittance or proof of exemption from the Illinois use tax may be transmitted to the Department by way of the State agency with which, or State officer with whom the tangible personal property must be titled or registered (if titling or registration is required) if the Department and such agency or State officer determine that this procedure will expedite the processing of applications for title or registration.

With each such transaction reporting return, the retailer shall remit the proper amount of tax due (or shall submit satisfactory evidence that the sale is not taxable if that is the case), to the Department or its agents, whereupon the Department shall issue, in the purchaser's name, a use tax receipt (or a certificate of exemption if the Department is satisfied that the particular sale is tax exempt) which such purchaser may submit to the agency with which, or State officer with whom, he must title or register the tangible personal property that is involved (if titling or registration is required) in support of such purchaser's application for an Illinois certificate or other evidence of title or registration to such tangible personal property.

No retailer's failure or refusal to remit tax under this Act precludes a user, who has paid the proper tax to the retailer, from obtaining his certificate of title or other evidence of title or registration (if titling or registration is

required) upon satisfying the Department that such user has paid the proper tax (if tax is due) to the retailer. The Department shall adopt appropriate rules to carry out the mandate of this paragraph.

If the user who would otherwise pay tax to the retailer wants the transaction reporting return filed and the payment of the tax or proof of exemption made to the Department before the retailer is willing to take these actions and such user has not paid the tax to the retailer, such user may certify to the fact of such delay by the retailer and may (upon the Department being satisfied of the truth of such certification) transmit the information required by the transaction reporting return and the remittance for tax or proof of exemption directly to the Department and obtain his tax receipt or exemption determination, in which event the transaction reporting return and tax remittance (if a tax payment was required) shall be credited by the Department to the proper retailer's account with the Department, but without the 2.1% or 1.75% discount provided for in this Section being allowed. When the user pays the tax directly to the Department, he shall pay the tax in the same amount and in the same form in which it would be remitted if the tax had been remitted to the Department by the retailer.

Refunds made by the seller during the preceding return period to purchasers, on account of tangible personal property returned to the seller, shall be allowed as a deduction under subdivision 5 of his monthly or quarterly return, as the case may be, in case the seller had theretofore included the receipts from the sale of such tangible personal property in a return filed by him and had paid the tax imposed by this Act with respect to such receipts.

Where the seller is a corporation, the return filed on behalf of such corporation shall be signed by the president, vice-president, secretary or treasurer or by the properly accredited agent of such corporation.

Where the seller is a limited liability company, the return filed on behalf of the limited liability company shall be signed by a manager, member, or properly accredited agent of the limited liability company.

Except as provided in this Section, the retailer filing the return under this Section shall, at the time of filing such return, pay to the Department the amount of tax imposed by this Act less a discount of 2.1% prior to January 1, 1990 and 1.75% on and after January 1, 1990, or \$5 per calendar year, whichever is greater, which is allowed to reimburse the retailer for the expenses incurred in keeping records, preparing and filing returns, remitting the tax and supplying data to the Department on request. Any prepayment made pursuant to Section 2d of this Act shall be included in the amount on which such 2.1% or 1.75% discount is computed. In the case of retailers who report and pay the tax on a transaction by transaction basis, as provided in this Section, such discount shall be taken with each such tax remittance instead of when such retailer files his periodic return.

Before October 1, 2000, if the taxpayer's average monthly tax liability to the Department under this Act, the Use Tax Act, the Service Occupation Tax Act, and the Service Use Tax Act, excluding any liability for prepaid sales tax to be remitted in accordance with Section 2d of this Act, was \$10,000 or more during the preceding 4 complete calendar quarters, he shall file a return with the Department each month by the 20th day of the month next following the month during which such tax liability is incurred and shall make payments to the Department on or before the 7th, 15th, 22nd and last day of the month during which such liability is incurred. On and after October 1, 2000, if the taxpayer's average monthly tax liability to the Department under this Act, the Use Tax Act, the Service Occupation Tax Act, and the Service Use Tax Act, excluding any liability for prepaid sales tax to be remitted in accordance with Section 2d of this Act, was \$20,000 or more during the preceding 4 complete calendar quarters, he shall file a return with the Department each month by the 20th day of the month next following the month during which such tax liability is incurred and shall make payment to the Department on or before the 7th, 15th, 22nd and last day of the month during which such liability is incurred. If the month during which such tax liability is incurred began prior to January 1, 1985, each payment shall be in an amount equal to 1/4 of the taxpayer's actual liability for the month or an amount set by the Department not to exceed 1/4 of the average monthly liability of the taxpayer to the Department for the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability in such 4 quarter period). If the month during which such tax liability is incurred begins on or after January 1, 1985 and prior to January 1, 1987, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 27.5% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1987 and prior to January 1, 1988, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 26.25% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1988, and prior to January 1, 1989, or begins on or after January 1, 1996, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 25% of the taxpayer's liability for the same calendar month of the preceding year. If the month during which such tax liability is incurred begins on or after January 1, 1989, and prior to January 1, 1996, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 25% of the taxpayer's liability for the same calendar month of the preceding year or 100% of the taxpayer's actual liability for the quarter monthly reporting period. The amount of such quarter monthly payments shall be credited against the final tax liability of the taxpayer's return for that month. Before October 1, 2000, once applicable, the requirement of the making of quarter monthly payments to the Department by taxpayers having an average monthly tax liability of \$10,000 or more as determined in the manner provided above shall continue until such taxpayer's average monthly

liability to the Department during the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability) is less than \$9,000, or until such taxpayer's average monthly liability to the Department as computed for each calendar quarter of the 4 preceding complete calendar quarter period is less than \$10,000. However, if a taxpayer can show the Department that a substantial change in the taxpayer's business has occurred which causes the taxpayer to anticipate that his average monthly tax liability for the reasonably foreseeable future will fall below the \$10,000 threshold stated above, then such taxpayer may petition the Department for a change in such taxpayer's reporting status. On and after October 1, 2000, once applicable, the requirement of the making of quarter monthly payments to the Department by taxpayers having an average monthly tax liability of \$20,000 or more as determined in the manner provided above shall continue until such taxpayer's average monthly liability to the Department during the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability) is less than \$19,000 or until such taxpayer's average monthly liability to the Department as computed for each calendar quarter of the 4 preceding complete calendar quarter period is less than \$20,000. However, if a taxpayer can show the Department that a substantial change in the taxpayer's business has occurred which causes the taxpayer to anticipate that his average monthly tax liability for the reasonably foreseeable future will fall below the \$20,000 threshold stated above, then such taxpayer may petition the Department for a change in such taxpayer's reporting status. The Department shall change such taxpayer's reporting status unless it finds that such change is seasonal in nature and not likely to be long term. If any such quarter monthly payment is not paid at the time or in the amount required by this Section, then the taxpayer shall be liable for penalties and interest on the difference between the minimum amount due as a payment and the amount of such quarter monthly payment actually and timely paid, except insofar as the taxpayer has previously made payments for that month to the Department in excess of the minimum payments previously due as provided in this Section. The Department shall make reasonable rules and regulations to govern the quarter monthly payment amount and quarter monthly payment dates for taxpayers who file on other than a calendar monthly basis.

The provisions of this paragraph apply before October 1, 2001. Without regard to whether a taxpayer is required to make quarter monthly payments as specified above, any taxpayer who is required by Section 2d of this Act to collect and remit prepaid taxes and has collected prepaid taxes which average in excess of \$25,000 per month during the preceding 2 complete calendar quarters, shall file a return with the Department as required by Section 2f and shall make payments to the Department on or before the 7th, 15th, 22nd and last day of the month during which such liability is incurred. If the month during which such tax liability is incurred began prior to the effective date of this amendatory Act of 1985, each payment shall be in an amount not less than 22.5% of the taxpayer's actual liability under Section 2d. If the month during which such tax liability is incurred begins on or after January 1, 1986, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 27.5% of the taxpayer's liability for the same calendar month of the preceding calendar year. If the month during which such tax liability is incurred begins on or after January 1, 1987, each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 26.25% of the taxpayer's liability for the same calendar month of the preceding year. The amount of such quarter monthly payments shall be credited against the final tax liability of the taxpayer's return for that month filed under this Section or Section 2f, as the case may be. Once applicable, the requirement of the making of quarter monthly payments to the Department pursuant to this paragraph shall continue until such taxpayer's average monthly prepaid tax collections during the preceding 2 complete calendar quarters is \$25,000 or less. If any such quarter monthly payment is not paid at the time or in the amount required, the taxpayer shall be liable for penalties and interest on such difference, except insofar as the taxpayer has previously made payments for that month in excess of the minimum payments previously due.

The provisions of this paragraph apply on and after October 1, 2001. Without regard to whether a taxpayer is required to make quarter monthly payments as specified above, any taxpayer who is required by Section 2d of this Act to collect and remit prepaid taxes and has collected prepaid taxes that average in excess of \$20,000 per month during the preceding 4 complete calendar quarters shall file a return with the Department as required by Section 2f and shall make payments to the Department on or before the 7th, 15th, 22nd and last day of the month during which the liability is incurred. Each payment shall be in an amount equal to 22.5% of the taxpayer's actual liability for the month or 25% of the taxpayer's liability for the same calendar month of the preceding year. The amount of the quarter monthly payments shall be credited against the final tax liability of the taxpayer's return for that month filed under this Section or Section 2f, as the case may be. Once applicable, the requirement of the making of quarter monthly payments to the Department pursuant to this paragraph shall continue until the taxpayer's average monthly prepaid tax collections during the preceding 4 complete calendar quarters (excluding the month of highest liability and the month of lowest liability) is less than \$19,000 or until such taxpayer's average monthly liability to the Department as computed for each calendar quarter of the 4 preceding complete calendar quarters is less than \$20,000. If any such quarter monthly payment is not paid at the time or in the amount required, the taxpayer shall be liable for penalties and interest on such difference, except insofar as the taxpayer has previously made payments for that month in excess of the minimum payments previously due.

If any payment provided for in this Section exceeds the taxpayer's liabilities under this Act, the Use Tax Act, the

Service Occupation Tax Act and the Service Use Tax Act, as shown on an original monthly return, the Department shall, if requested by the taxpayer, issue to the taxpayer a credit memorandum no later than 30 days after the date of payment. The credit evidenced by such credit memorandum may be assigned by the taxpayer to a similar taxpayer under this Act, the Use Tax Act, the Service Occupation Tax Act or the Service Use Tax Act, in accordance with reasonable rules and regulations to be prescribed by the Department. If no such request is made, the taxpayer may credit such excess payment against tax liability subsequently to be remitted to the Department under this Act, the Use Tax Act, the Service Occupation Tax Act or the Service Use Tax Act, in accordance with reasonable rules and regulations prescribed by the Department. If the Department subsequently determined that all or any part of the credit taken was not actually due to the taxpayer, the taxpayer's 2.1% and 1.75% vendor's discount shall be reduced by 2.1% or 1.75% of the difference between the credit taken and that actually due, and that taxpayer shall be liable for penalties and interest on such difference.

If a retailer of motor fuel is entitled to a credit under Section 2d of this Act which exceeds the taxpayer's liability to the Department under this Act for the month which the taxpayer is filing a return, the Department shall issue the taxpayer a credit memorandum for the excess.

Beginning January 1, 1990, each month the Department shall pay into the Local Government Tax Fund, a special fund in the State treasury which is hereby created, the net revenue realized for the preceding month from the 1% tax on sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food which has been prepared for immediate consumption) and prescription and nonprescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics.

Beginning January 1, 1990, each month the Department shall pay into the County and Mass Transit District Fund, a special fund in the State treasury which is hereby created, 4% of the net revenue realized for the preceding month from the 6.25% general rate.

Beginning August 1, 2000, each month the Department shall pay into the County and Mass Transit District Fund 20% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning January 1, 1990, each month the Department shall pay into the Local Government Tax Fund 16% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property.

Beginning August 1, 2000, each month the Department shall pay into the Local Government Tax Fund 80% of the net revenue realized for the preceding month from the 1.25% rate on the selling price of motor fuel and gasohol.

Beginning September 1, 2009, each month the Department shall pay into the Capital Projects Fund an amount that is equal to an amount estimated by the Department to represent 80% of the net revenue realized for the preceding month from the sale of candy, grooming and hygiene products, and soft drinks that had been taxed at a rate of 1% prior to August 1, 2009 but that is now taxed at 6.25%.

Of the remainder of the moneys received by the Department pursuant to this Act, (a) 1.75% thereof shall be paid into the Build Illinois Fund and (b) prior to July 1, 1989, 2.2% and on and after July 1, 1989, 3.8% thereof shall be paid into the Build Illinois Fund; provided, however, that if in any fiscal year the sum of (1) the aggregate of 2.2% or 3.8%, as the case may be, of the moneys received by the Department and required to be paid into the Build Illinois Fund pursuant to this Act, Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, and Section 9 of the Service Occupation Tax Act, such Acts being hereinafter called the "Tax Acts" and such aggregate of 2.2% or 3.8%, as the case may be, of moneys being hereinafter called the "Tax Act Amount", and (2) the amount transferred to the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall be less than the Annual Specified Amount (as hereinafter defined), an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; the "Annual Specified Amount" means the amounts specified below for fiscal years 1986 through 1993:

Fiscal Year	Annual Specified Amount
1986	\$54,800,000
1987	\$76,650,000
1988	\$80,480,000
1989	\$88,510,000
1990	\$115,330,000
1991	\$145,470,000
1992	\$182,730,000
1993	\$206,520,000;

and means the Certified Annual Debt Service Requirement (as defined in Section 13 of the Build Illinois Bond Act) or the Tax Act Amount, whichever is greater, for fiscal year 1994 and each fiscal year thereafter; and further provided, that if on the last business day of any month the sum of (1) the Tax Act Amount required to be deposited into the Build Illinois Bond Account in the Build Illinois Fund during such month and (2) the amount transferred to

the Build Illinois Fund from the State and Local Sales Tax Reform Fund shall have been less than 1/12 of the Annual Specified Amount, an amount equal to the difference shall be immediately paid into the Build Illinois Fund from other moneys received by the Department pursuant to the Tax Acts; and, further provided, that in no event shall the payments required under the preceding proviso result in aggregate payments into the Build Illinois Fund pursuant to this clause (b) for any fiscal year in excess of the greater of (i) the Tax Act Amount or (ii) the Annual Specified Amount for such fiscal year. The amounts payable into the Build Illinois Fund under clause (b) of the first sentence in this paragraph shall be payable only until such time as the aggregate amount on deposit under each trust indenture securing Bonds issued and outstanding pursuant to the Build Illinois Bond Act is sufficient, taking into account any future investment income, to fully provide, in accordance with such indenture, for the defeasance of or the payment of the principal of, premium, if any, and interest on the Bonds secured by such indenture and on any Bonds expected to be issued thereafter and all fees and costs payable with respect thereto, all as certified by the Director of the Bureau of the Budget (now Governor's Office of Management and Budget). If on the last business day of any month in which Bonds are outstanding pursuant to the Build Illinois Bond Act, the aggregate of moneys deposited in the Build Illinois Bond Account in the Build Illinois Fund in such month shall be less than the amount required to be transferred in such month from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund pursuant to Section 13 of the Build Illinois Bond Act, an amount equal to such deficiency shall be immediately paid from other moneys received by the Department pursuant to the Tax Acts to the Build Illinois Fund; provided, however, that any amounts paid to the Build Illinois Fund in any fiscal year pursuant to this sentence shall be deemed to constitute payments pursuant to clause (b) of the first sentence of this paragraph and shall reduce the amount otherwise payable for such fiscal year pursuant to that clause (b). The moneys received by the Department pursuant to this Act and required to be deposited into the Build Illinois Fund are subject to the pledge, claim and charge set forth in Section 12 of the Build Illinois Bond Act.

Subject to payment of amounts into the Build Illinois Fund as provided in the preceding paragraph or in any amendment thereto hereafter enacted, the following specified monthly installment of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority provided under Section 8.25f of the State Finance Act, but not in excess of sums designated as "Total Deposit", shall be deposited in the aggregate from collections under Section 9 of the Use Tax Act, Section 9 of the Service Use Tax Act, Section 9 of the Service Occupation Tax Act, and Section 3 of the Retailers' Occupation Tax Act into the McCormick Place Expansion Project Fund in the specified fiscal years.

Fiscal Year	Total Deposit \$0
1993	\$0
1994	53,000,000
1995	58,000,000
1996	61,000,000
1997	64,000,000
1998	68,000,000
1999	71,000,000
2000	75,000,000
2001	80,000,000
2002	93,000,000
2003	99,000,000
2004	103,000,000
2005	108,000,000
2006	113,000,000
2007	119,000,000
2008	126,000,000
2009	132,000,000
2010	139,000,000
2011	146,000,000
2012	153,000,000
2013	161,000,000
2014	170,000,000
2015	179,000,000
2016	189,000,000
2017	199,000,000
2018	210,000,000
2019	221,000,000
2020	233,000,000
2021	246,000,000

2022
2023 and
each fiscal year
thereafter that bonds
are outstanding under
Section 13.2 of the
Metropolitan Pier and
Exposition Authority Act,
but not after fiscal year 2042.

260,000,000
275,000,000

Beginning July 20, 1993 and in each month of each fiscal year thereafter, one-eighth of the amount requested in the certificate of the Chairman of the Metropolitan Pier and Exposition Authority for that fiscal year, less the amount deposited into the McCormick Place Expansion Project Fund by the State Treasurer in the respective month under subsection (g) of Section 13 of the Metropolitan Pier and Exposition Authority Act, plus cumulative deficiencies in the deposits required under this Section for previous months and years, shall be deposited into the McCormick Place Expansion Project Fund, until the full amount requested for the fiscal year, but not in excess of the amount specified above as "Total Deposit", has been deposited.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning July 1, 1993, the Department shall each month pay into the Illinois Tax Increment Fund 0.27% of 80% of the net revenue realized for the preceding month from the 6.25% general rate on the selling price of tangible personal property.

Subject to payment of amounts into the Build Illinois Fund and the McCormick Place Expansion Project Fund pursuant to the preceding paragraphs or in any amendments thereto hereafter enacted, beginning with the receipt of the first report of taxes paid by an eligible business and continuing for a 25-year period, the Department shall each month pay into the Energy Infrastructure Fund 80% of the net revenue realized from the 6.25% general rate on the selling price of Illinois-mined coal that was sold to an eligible business. For purposes of this paragraph, the term "eligible business" means a new electric generating facility certified pursuant to Section 605-332 of the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois.

Of the remainder of the moneys received by the Department pursuant to this Act, 75% thereof shall be paid into the State Treasury and 25% shall be reserved in a special account and used only for the transfer to the Common School Fund as part of the monthly transfer from the General Revenue Fund in accordance with Section 8a of the State Finance Act.

The Department may, upon separate written notice to a taxpayer, require the taxpayer to prepare and file with the Department on a form prescribed by the Department within not less than 60 days after receipt of the notice an annual information return for the tax year specified in the notice. Such annual return to the Department shall include a statement of gross receipts as shown by the retailer's last Federal income tax return. If the total receipts of the business as reported in the Federal income tax return do not agree with the gross receipts reported to the Department of Revenue for the same period, the retailer shall attach to his annual return a schedule showing a reconciliation of the 2 amounts and the reasons for the difference. The retailer's annual return to the Department shall also disclose the cost of goods sold by the retailer during the year covered by such return, opening and closing inventories of such goods for such year, costs of goods used from stock or taken from stock and given away by the retailer during such year, payroll information of the retailer's business during such year and any additional reasonable information which the Department deems would be helpful in determining the accuracy of the monthly, quarterly or annual returns filed by such retailer as provided for in this Section.

If the annual information return required by this Section is not filed when and as required, the taxpayer shall be liable as follows:

(i) Until January 1, 1994, the taxpayer shall be liable for a penalty equal to 1/6 of

1% of the tax due from such taxpayer under this Act during the period to be covered by the annual return for each month or fraction of a month until such return is filed as required, the penalty to be assessed and collected in the same manner as any other penalty provided for in this Act.

(ii) On and after January 1, 1994, the taxpayer shall be liable for a penalty as described in Section 3-4 of the Uniform Penalty and Interest Act.

The chief executive officer, proprietor, owner or highest ranking manager shall sign the annual return to certify the accuracy of the information contained therein. Any person who willfully signs the annual return containing false or inaccurate information shall be guilty of perjury and punished accordingly. The annual return form prescribed by the Department shall include a warning that the person signing the return may be liable for perjury.

The provisions of this Section concerning the filing of an annual information return do not apply to a retailer who is not required to file an income tax return with the United States Government.

As soon as possible after the first day of each month, upon certification of the Department of Revenue, the Comptroller shall order transferred and the Treasurer shall transfer from the General Revenue Fund to the Motor

Fuel Tax Fund an amount equal to 1.7% of 80% of the net revenue realized under this Act for the second preceding month. Beginning April 1, 2000, this transfer is no longer required and shall not be made.

Net revenue realized for a month shall be the revenue collected by the State pursuant to this Act, less the amount paid out during that month as refunds to taxpayers for overpayment of liability.

For greater simplicity of administration, manufacturers, importers and wholesalers whose products are sold at retail in Illinois by numerous retailers, and who wish to do so, may assume the responsibility for accounting and paying to the Department all tax accruing under this Act with respect to such sales, if the retailers who are affected do not make written objection to the Department to this arrangement.

Any person who promotes, organizes, provides retail selling space for concessionaires or other types of sellers at the Illinois State Fair, DuQuoin State Fair, county fairs, local fairs, art shows, flea markets and similar exhibitions or events, including any transient merchant as defined by Section 2 of the Transient Merchant Act of 1987, is required to file a report with the Department providing the name of the merchant's business, the name of the person or persons engaged in merchant's business, the permanent address and Illinois Retailers Occupation Tax Registration Number of the merchant, the dates and location of the event and other reasonable information that the Department may require. The report must be filed not later than the 20th day of the month next following the month during which the event with retail sales was held. Any person who fails to file a report required by this Section commits a business offense and is subject to a fine not to exceed \$250.

Any person engaged in the business of selling tangible personal property at retail as a concessionaire or other type of seller at the Illinois State Fair, county fairs, art shows, flea markets and similar exhibitions or events, or any transient merchants, as defined by Section 2 of the Transient Merchant Act of 1987, may be required to make a daily report of the amount of such sales to the Department and to make a daily payment of the full amount of tax due. The Department shall impose this requirement when it finds that there is a significant risk of loss of revenue to the State at such an exhibition or event. Such a finding shall be based on evidence that a substantial number of concessionaires or other sellers who are not residents of Illinois will be engaging in the business of selling tangible personal property at retail at the exhibition or event, or other evidence of a significant risk of loss of revenue to the State. The Department shall notify concessionaires and other sellers affected by the imposition of this requirement. In the absence of notification by the Department, the concessionaires and other sellers shall file their returns as otherwise required in this Section.

(Source: P.A. 94-1074, eff. 12-26-06; 95-331, eff. 8-21-07.)

Section 930. The Motor Fuel Tax Law is amended by changing Section 8 as follows:

(35 ILCS 505/8) (from Ch. 120, par. 424)

Sec. 8. Except as provided in Section 8a, subdivision (h)(1) of Section 12a, Section 13a.6, and items 13, 14, 15, and 16 of Section 15, all money received by the Department under this Act, including payments made to the Department by member jurisdictions participating in the International Fuel Tax Agreement, shall be deposited in a special fund in the State treasury, to be known as the "Motor Fuel Tax Fund", and shall be used as follows:

(a) 2 1/2 cents per gallon of the tax collected on special fuel under paragraph (b) of Section 2 and Section 13a of this Act shall be transferred to the State Construction Account Fund in the State Treasury;

(b) \$420,000 shall be transferred each month to the State Boating Act Fund to be used by the Department of Natural Resources for the purposes specified in Article X of the Boat Registration and Safety Act;

(c) ~~\$3,500,000~~ ~~\$2,250,000~~ shall be transferred each month to the Grade Crossing Protection Fund to be used as follows: not less than ~~\$12,000,000~~ ~~\$6,000,000~~ each fiscal year shall be used for the construction or reconstruction of rail highway grade separation structures; \$2,250,000 in fiscal years 2004 through 2009 and \$3,000,000 in fiscal year 2010 ~~year 2004~~ and each fiscal year thereafter shall be transferred to the Transportation Regulatory Fund and shall be accounted for as part of the rail carrier portion of such funds and shall be used to pay the cost of administration of the Illinois Commerce Commission's railroad safety program in connection with its duties under subsection (3) of Section 18c-7401 of the Illinois Vehicle Code, with the remainder to be used by the Department of Transportation upon order of the Illinois Commerce Commission, to pay that part of the cost apportioned by such Commission to the State to cover the interest of the public in the use of highways, roads, streets, or pedestrian walkways in the county highway system, township and district road system, or municipal street system as defined in the Illinois Highway Code, as the same may from time to time be amended, for separation of grades, for installation, construction or reconstruction of crossing protection or reconstruction, alteration, relocation including construction or improvement of any existing highway necessary for access to property or improvement of any grade crossing and grade crossing surface including the necessary highway approaches thereto of any railroad across the highway or public road, or for the installation, construction, reconstruction, or maintenance of a pedestrian walkway over or under a railroad right-of-way, as provided for in and in accordance with Section 18c-7401 of the Illinois Vehicle Code. The Commission may order up to \$2,000,000 per year in Grade Crossing Protection Fund moneys for the improvement of grade crossing surfaces and up to \$300,000 per year for the maintenance and renewal of 4-quadrant gate vehicle detection systems located at non-high speed rail grade

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crossings. The Commission shall not order more than \$2,000,000 per year in Grade Crossing Protection Fund moneys for pedestrian walkways. In entering orders for projects for which payments from the Grade Crossing Protection Fund will be made, the Commission shall account for expenditures authorized by the orders on a cash rather than an accrual basis. For purposes of this requirement an "accrual basis" assumes that the total cost of the project is expended in the fiscal year in which the order is entered, while a "cash basis" allocates the cost of the project among fiscal years as expenditures are actually made. To meet the requirements of this subsection, the Illinois Commerce Commission shall develop annual and 5-year project plans of rail crossing capital improvements that will be paid for with moneys from the Grade Crossing Protection Fund. The annual project plan shall identify projects for the succeeding fiscal year and the 5-year project plan shall identify projects for the 5 directly succeeding fiscal years. The Commission shall submit the annual and 5-year project plans for this Fund to the Governor, the President of the Senate, the Senate Minority Leader, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives on the first Wednesday in April of each year;

(d) of the amount remaining after allocations provided for in subsections (a), (b) and (c), a sufficient amount shall be reserved to pay all of the following:

(1) the costs of the Department of Revenue in administering this Act;

(2) the costs of the Department of Transportation in performing its duties imposed by the Illinois Highway Code for supervising the use of motor fuel tax funds apportioned to municipalities, counties and road districts;

(3) refunds provided for in Section 13 of this Act and under the terms of the International Fuel Tax Agreement referenced in Section 14a;

(4) from October 1, 1985 until June 30, 1994, the administration of the Vehicle Emissions Inspection Law, which amount shall be certified monthly by the Environmental Protection Agency to the State Comptroller and shall promptly be transferred by the State Comptroller and Treasurer from the Motor Fuel Tax Fund to the Vehicle Inspection Fund, and for the period July 1, 1994 through June 30, 2000, one-twelfth of \$25,000,000 each month, for the period July 1, 2000 through June 30, 2003, one-twelfth of \$30,000,000 each month, and \$15,000,000 on July 1, 2003, and \$15,000,000 on January 1, 2004, and \$15,000,000 on each July 1 and October 1, or as soon thereafter as may be practical, during the period July 1, 2004 through June 30, 2009, for the administration of the Vehicle Emissions Inspection Law of 2005, to be transferred by the State Comptroller and Treasurer from the Motor Fuel Tax Fund into the Vehicle Inspection Fund;

(5) amounts ordered paid by the Court of Claims; and

(6) payment of motor fuel use taxes due to member jurisdictions under the terms of the International Fuel Tax Agreement. The Department shall certify these amounts to the Comptroller by the 15th day of each month; the Comptroller shall cause orders to be drawn for such amounts, and the Treasurer shall administer those amounts on or before the last day of each month;

(e) after allocations for the purposes set forth in subsections (a), (b), (c) and (d), the remaining amount shall be apportioned as follows:

(1) Until January 1, 2000, 58.4%, and beginning January 1, 2000, 45.6% shall be deposited as follows:

(A) 37% into the State Construction Account Fund, and

(B) 63% into the Road Fund, \$1,250,000 of which shall be reserved each month for the Department of Transportation to be used in accordance with the provisions of Sections 6-901 through 6-906 of the Illinois Highway Code;

(2) Until January 1, 2000, 41.6%, and beginning January 1, 2000, 54.4% shall be transferred to the Department of Transportation to be distributed as follows:

(A) 49.10% to the municipalities of the State,

(B) 16.74% to the counties of the State having 1,000,000 or more inhabitants,

(C) 18.27% to the counties of the State having less than 1,000,000 inhabitants,

(D) 15.89% to the road districts of the State.

As soon as may be after the first day of each month the Department of Transportation shall allot to each municipality its share of the amount apportioned to the several municipalities which shall be in proportion to the population of such municipalities as determined by the last preceding municipal census if conducted by the Federal Government or Federal census. If territory is annexed to any municipality subsequent to the time of the last preceding census the corporate authorities of such municipality may cause a census to be taken of such annexed territory and the population so ascertained for such territory shall be added to the population of the municipality as determined by the last preceding census for the purpose of determining the allotment for that municipality. If the population of any municipality was not determined by the last Federal census preceding any apportionment, the apportionment to such municipality shall be in accordance with any census taken by such municipality. Any municipal census used in accordance with this Section shall be certified to the Department of Transportation by the

clerk of such municipality, and the accuracy thereof shall be subject to approval of the Department which may make such corrections as it ascertains to be necessary.

As soon as may be after the first day of each month the Department of Transportation shall allot to each county its share of the amount apportioned to the several counties of the State as herein provided. Each allotment to the several counties having less than 1,000,000 inhabitants shall be in proportion to the amount of motor vehicle license fees received from the residents of such counties, respectively, during the preceding calendar year. The Secretary of State shall, on or before April 15 of each year, transmit to the Department of Transportation a full and complete report showing the amount of motor vehicle license fees received from the residents of each county, respectively, during the preceding calendar year. The Department of Transportation shall, each month, use for allotment purposes the last such report received from the Secretary of State.

As soon as may be after the first day of each month, the Department of Transportation shall allot to the several counties their share of the amount apportioned for the use of road districts. The allotment shall be apportioned among the several counties in the State in the proportion which the total mileage of township or district roads in the respective counties bears to the total mileage of all township and district roads in the State. Funds allotted to the respective counties for the use of road districts therein shall be allocated to the several road districts in the county in the proportion which the total mileage of such township or district roads in the respective road districts bears to the total mileage of all such township or district roads in the county. After July 1 of any year, no allocation shall be made for any road district unless it levied a tax for road and bridge purposes in an amount which will require the extension of such tax against the taxable property in any such road district at a rate of not less than either .08% of the value thereof, based upon the assessment for the year immediately prior to the year in which such tax was levied and as equalized by the Department of Revenue or, in DuPage County, an amount equal to or greater than \$12,000 per mile of road under the jurisdiction of the road district, whichever is less. If any road district has levied a special tax for road purposes pursuant to Sections 6-601, 6-602 and 6-603 of the Illinois Highway Code, and such tax was levied in an amount which would require extension at a rate of not less than .08% of the value of the taxable property thereof, as equalized or assessed by the Department of Revenue, or, in DuPage County, an amount equal to or greater than \$12,000 per mile of road under the jurisdiction of the road district, whichever is less, such levy shall, however, be deemed a proper compliance with this Section and shall qualify such road district for an allotment under this Section. If a township has transferred to the road and bridge fund money which, when added to the amount of any tax levy of the road district would be the equivalent of a tax levy requiring extension at a rate of at least .08%, or, in DuPage County, an amount equal to or greater than \$12,000 per mile of road under the jurisdiction of the road district, whichever is less, such transfer, together with any such tax levy, shall be deemed a proper compliance with this Section and shall qualify the road district for an allotment under this Section.

In counties in which a property tax extension limitation is imposed under the Property Tax Extension Limitation Law, road districts may retain their entitlement to a motor fuel tax allotment if, at the time the property tax extension limitation was imposed, the road district was levying a road and bridge tax at a rate sufficient to entitle it to a motor fuel tax allotment and continues to levy the maximum allowable amount after the imposition of the property tax extension limitation. Any road district may in all circumstances retain its entitlement to a motor fuel tax allotment if it levied a road and bridge tax in an amount that will require the extension of the tax against the taxable property in the road district at a rate of not less than 0.08% of the assessed value of the property, based upon the assessment for the year immediately preceding the year in which the tax was levied and as equalized by the Department of Revenue or, in DuPage County, an amount equal to or greater than \$12,000 per mile of road under the jurisdiction of the road district, whichever is less.

As used in this Section the term "road district" means any road district, including a county unit road district, provided for by the Illinois Highway Code; and the term "township or district road" means any road in the township and district road system as defined in the Illinois Highway Code. For the purposes of this Section, "road district" also includes park districts, forest preserve districts and conservation districts organized under Illinois law and "township or district road" also includes such roads as are maintained by park districts, forest preserve districts and conservation districts. The Department of Transportation shall determine the mileage of all township and district roads for the purposes of making allotments and allocations of motor fuel tax funds for use in road districts.

Payment of motor fuel tax moneys to municipalities and counties shall be made as soon as possible after the allotment is made. The treasurer of the municipality or county may invest these funds until their use is required and the interest earned by these investments shall be limited to the same uses as the principal funds.

(Source: P.A. 94-839, eff. 6-6-06; 95-744, eff. 7-18-08.)

Section 935. The University of Illinois Act is amended by adding Section 12.5 as follows:
(110 ILCS 305/12.5 new)

Sec. 12.5. Study of effect of the Lottery on Illinois families. The University of Illinois at Urbana-Champaign shall conduct a study, subject to appropriation, on the effect on Illinois families of members of the family purchasing Illinois Lottery tickets. The University of Illinois at Urbana-Champaign shall report its findings to the

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General Assembly on or before January 1, 2011.

Section 940. The Riverboat Gambling Act is amended by changing Sections 5 and 17 as follows:
(230 ILCS 10/5) (from Ch. 120, par. 2405)

Sec. 5. Gaming Board.

(a) (1) There is hereby established within the Department of Revenue an Illinois Gaming Board which shall have the powers and duties specified in this Act, and all other powers necessary and proper to fully and effectively execute this Act for the purpose of administering, regulating, and enforcing the system of riverboat gambling established by this Act. Its jurisdiction shall extend under this Act to every person, association, corporation, partnership and trust involved in riverboat gambling operations in the State of Illinois.

(2) The Board shall consist of 5 members to be appointed by the Governor with the advice and consent of the Senate, one of whom shall be designated by the Governor to be chairman. Each member shall have a reasonable knowledge of the practice, procedure and principles of gambling operations. Each member shall either be a resident of Illinois or shall certify that he will become a resident of Illinois before taking office. At least one member shall be experienced in law enforcement and criminal investigation, at least one member shall be a certified public accountant experienced in accounting and auditing, and at least one member shall be a lawyer licensed to practice law in Illinois.

(3) The terms of office of the Board members shall be 3 years, except that the terms of office of the initial Board members appointed pursuant to this Act will commence from the effective date of this Act and run as follows: one for a term ending July 1, 1991, 2 for a term ending July 1, 1992, and 2 for a term ending July 1, 1993. Upon the expiration of the foregoing terms, the successors of such members shall serve a term for 3 years and until their successors are appointed and qualified for like terms. Vacancies in the Board shall be filled for the unexpired term in like manner as original appointments. Each member of the Board shall be eligible for reappointment at the discretion of the Governor with the advice and consent of the Senate.

(4) Each member of the Board shall receive \$300 for each day the Board meets and for each day the member conducts any hearing pursuant to this Act. Each member of the Board shall also be reimbursed for all actual and necessary expenses and disbursements incurred in the execution of official duties.

(5) No person shall be appointed a member of the Board or continue to be a member of the Board who is, or whose spouse, child or parent is, a member of the board of directors of, or a person financially interested in, any gambling operation subject to the jurisdiction of this Board, or any race track, race meeting, racing association or the operations thereof subject to the jurisdiction of the Illinois Racing Board. No Board member shall hold any other public office for which he shall receive compensation other than necessary travel or other incidental expenses. No person shall be a member of the Board who is not of good moral character or who has been convicted of, or is under indictment for, a felony under the laws of Illinois or any other state, or the United States.

(6) Any member of the Board may be removed by the Governor for neglect of duty, misfeasance, malfeasance, or nonfeasance in office.

(7) Before entering upon the discharge of the duties of his office, each member of the Board shall take an oath that he will faithfully execute the duties of his office according to the laws of the State and the rules and regulations adopted therewith and shall give bond to the State of Illinois, approved by the Governor, in the sum of \$25,000. Every such bond, when duly executed and approved, shall be recorded in the office of the Secretary of State. Whenever the Governor determines that the bond of any member of the Board has become or is likely to become invalid or insufficient, he shall require such member forthwith to renew his bond, which is to be approved by the Governor. Any member of the Board who fails to take oath and give bond within 30 days from the date of his appointment, or who fails to renew his bond within 30 days after it is demanded by the Governor, shall be guilty of neglect of duty and may be removed by the Governor. The cost of any bond given by any member of the Board under this Section shall be taken to be a part of the necessary expenses of the Board.

(8) Upon the request of the Board, the Department shall employ such personnel as may be necessary to carry out the functions of the Board. No person shall be employed to serve the Board who is, or whose spouse, parent or child is, an official of, or has a financial interest in or financial relation with, any operator engaged in gambling operations within this State or any organization engaged in conducting horse racing within this State. Any employee violating these prohibitions shall be subject to termination of employment.

(9) An Administrator shall perform any and all duties that the Board shall assign him. The salary of the Administrator shall be determined by the Board and approved by the Director of the Department and, in addition, he shall be reimbursed for all actual and necessary expenses incurred by him in discharge of his official duties. The Administrator shall keep records of all proceedings of the Board and shall preserve all records, books, documents and other papers belonging to the Board or entrusted to its care. The Administrator shall devote his full time to the duties of the office and shall not hold any other office or employment.

(b) The Board shall have general responsibility for the implementation of this Act. Its duties include, without limitation, the following:

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(1) To decide promptly and in reasonable order all license applications. Any party aggrieved by an action of the Board denying, suspending, revoking, restricting or refusing to renew a license may request a hearing before the Board. A request for a hearing must be made to the Board in writing within 5 days after service of notice of the action of the Board. Notice of the action of the Board shall be served either by personal delivery or by certified mail, postage prepaid, to the aggrieved party. Notice served by certified mail shall be deemed complete on the business day following the date of such mailing. The Board shall conduct all requested hearings promptly and in reasonable order;

(2) To conduct all hearings pertaining to civil violations of this Act or rules and regulations promulgated hereunder;

(3) To promulgate such rules and regulations as in its judgment may be necessary to protect or enhance the credibility and integrity of gambling operations authorized by this Act and the regulatory process hereunder;

(4) To provide for the establishment and collection of all license and registration fees and taxes imposed by this Act and the rules and regulations issued pursuant hereto. All such fees and taxes shall be deposited into the State Gaming Fund;

(5) To provide for the levy and collection of penalties and fines for the violation of provisions of this Act and the rules and regulations promulgated hereunder. All such fines and penalties shall be deposited into the Education Assistance Fund, created by Public Act 86-0018, of the State of Illinois;

(6) To be present through its inspectors and agents any time gambling operations are conducted on any riverboat for the purpose of certifying the revenue thereof, receiving complaints from the public, and conducting such other investigations into the conduct of the gambling games and the maintenance of the equipment as from time to time the Board may deem necessary and proper;

(7) To review and rule upon any complaint by a licensee regarding any investigative procedures of the State which are unnecessarily disruptive of gambling operations. The need to inspect and investigate shall be presumed at all times. The disruption of a licensee's operations shall be proved by clear and convincing evidence, and establish that: (A) the procedures had no reasonable law enforcement purposes, and (B) the procedures were so disruptive as to unreasonably inhibit gambling operations;

(8) To hold at least one meeting each quarter of the fiscal year. In addition, special meetings may be called by the Chairman or any 2 Board members upon 72 hours written notice to each member. All Board meetings shall be subject to the Open Meetings Act. Three members of the Board shall constitute a quorum, and 3 votes shall be required for any final determination by the Board. The Board shall keep a complete and accurate record of all its meetings. A majority of the members of the Board shall constitute a quorum for the transaction of any business, for the performance of any duty, or for the exercise of any power which this Act requires the Board members to transact, perform or exercise en banc, except that, upon order of the Board, one of the Board members or an administrative law judge designated by the Board may conduct any hearing provided for under this Act or by Board rule and may recommend findings and decisions to the Board. The Board member or administrative law judge conducting such hearing shall have all powers and rights granted to the Board in this Act. The record made at the time of the hearing shall be reviewed by the Board, or a majority thereof, and the findings and decision of the majority of the Board shall constitute the order of the Board in such case;

(9) To maintain records which are separate and distinct from the records of any other State board or commission. Such records shall be available for public inspection and shall accurately reflect all Board proceedings;

(10) To file a written annual report with the Governor on or before March 1 each year and such additional reports as the Governor may request. The annual report shall include a statement of receipts and disbursements by the Board, actions taken by the Board, and any additional information and recommendations which the Board may deem valuable or which the Governor may request;

(11) (Blank); ~~and~~

(12) To assume responsibility for the administration and enforcement of the Bingo License and Tax Act, the Charitable Games Act, and the Pull Tabs and Jar Games Act if such responsibility is delegated to it by the Director of Revenue; ~~and~~ -

(13) To assume responsibility for administration and enforcement of the Video Gaming Act.

(c) The Board shall have jurisdiction over and shall supervise all gambling operations governed by this Act. The Board shall have all powers necessary and proper to fully and effectively execute the provisions of this Act, including, but not limited to, the following:

(1) To investigate applicants and determine the eligibility of applicants for licenses

and to select among competing applicants the applicants which best serve the interests of the citizens of Illinois.

(2) To have jurisdiction and supervision over all riverboat gambling operations in this

State and all persons on riverboats where gambling operations are conducted.

(3) To promulgate rules and regulations for the purpose of administering the provisions

of this Act and to prescribe rules, regulations and conditions under which all riverboat gambling in the State shall be conducted. Such rules and regulations are to provide for the prevention of practices detrimental to the public interest and for the best interests of riverboat gambling, including rules and regulations regarding the inspection of such riverboats and the review of any permits or licenses necessary to operate a riverboat under any laws or regulations applicable to riverboats, and to impose penalties for violations thereof.

(4) To enter the office, riverboats, facilities, or other places of business of a licensee, where evidence of the compliance or noncompliance with the provisions of this Act is likely to be found.

(5) To investigate alleged violations of this Act or the rules of the Board and to take appropriate disciplinary action against a licensee or a holder of an occupational license for a violation, or institute appropriate legal action for enforcement, or both.

(6) To adopt standards for the licensing of all persons under this Act, as well as for electronic or mechanical gambling games, and to establish fees for such licenses.

(7) To adopt appropriate standards for all riverboats and facilities.

(8) To require that the records, including financial or other statements of any licensee under this Act, shall be kept in such manner as prescribed by the Board and that any such licensee involved in the ownership or management of gambling operations submit to the Board an annual balance sheet and profit and loss statement, list of the stockholders or other persons having a 1% or greater beneficial interest in the gambling activities of each licensee, and any other information the Board deems necessary in order to effectively administer this Act and all rules, regulations, orders and final decisions promulgated under this Act.

(9) To conduct hearings, issue subpoenas for the attendance of witnesses and subpoenas duces tecum for the production of books, records and other pertinent documents in accordance with the Illinois Administrative Procedure Act, and to administer oaths and affirmations to the witnesses, when, in the judgment of the Board, it is necessary to administer or enforce this Act or the Board rules.

(10) To prescribe a form to be used by any licensee involved in the ownership or management of gambling operations as an application for employment for their employees.

(11) To revoke or suspend licenses, as the Board may see fit and in compliance with applicable laws of the State regarding administrative procedures, and to review applications for the renewal of licenses. The Board may suspend an owners license, without notice or hearing upon a determination that the safety or health of patrons or employees is jeopardized by continuing a riverboat's operation. The suspension may remain in effect until the Board determines that the cause for suspension has been abated. The Board may revoke the owners license upon a determination that the owner has not made satisfactory progress toward abating the hazard.

(12) To eject or exclude or authorize the ejection or exclusion of, any person from riverboat gambling facilities where such person is in violation of this Act, rules and regulations thereunder, or final orders of the Board, or where such person's conduct or reputation is such that his presence within the riverboat gambling facilities may, in the opinion of the Board, call into question the honesty and integrity of the gambling operations or interfere with orderly conduct thereof; provided that the propriety of such ejection or exclusion is subject to subsequent hearing by the Board.

(13) To require all licensees of gambling operations to utilize a cashless wagering system whereby all players' money is converted to tokens, electronic cards, or chips which shall be used only for wagering in the gambling establishment.

(14) (Blank).

(15) To suspend, revoke or restrict licenses, to require the removal of a licensee or an employee of a licensee for a violation of this Act or a Board rule or for engaging in a fraudulent practice, and to impose civil penalties of up to \$5,000 against individuals and up to \$10,000 or an amount equal to the daily gross receipts, whichever is larger, against licensees for each violation of any provision of the Act, any rules adopted by the Board, any order of the Board or any other action which, in the Board's discretion, is a detriment or impediment to riverboat gambling operations.

(16) To hire employees to gather information, conduct investigations and carry out any other tasks contemplated under this Act.

(17) To establish minimum levels of insurance to be maintained by licensees.

(18) To authorize a licensee to sell or serve alcoholic liquors, wine or beer as defined in the Liquor Control Act of 1934 on board a riverboat and to have exclusive authority to establish the hours for sale and consumption of alcoholic liquor on board a riverboat, notwithstanding any provision of the Liquor Control Act of 1934 or any local ordinance, and regardless of whether the riverboat makes excursions. The establishment of the hours for sale and consumption of alcoholic liquor on board a riverboat is an exclusive power and function of the State. A home rule unit may not establish the hours for sale and consumption of alcoholic liquor on board a riverboat. This amendatory Act of 1991 is a denial and limitation of home rule

powers and functions under subsection (h) of Section 6 of Article VII of the Illinois Constitution.

(19) After consultation with the U.S. Army Corps of Engineers, to establish binding emergency orders upon the concurrence of a majority of the members of the Board regarding the navigability of water, relative to excursions, in the event of extreme weather conditions, acts of God or other extreme circumstances.

(20) To delegate the execution of any of its powers under this Act for the purpose of administering and enforcing this Act and its rules and regulations hereunder.

(21) To take any other action as may be reasonable or appropriate to enforce this Act and rules and regulations hereunder.

(d) The Board may seek and shall receive the cooperation of the Department of State Police in conducting background investigations of applicants and in fulfilling its responsibilities under this Section. Costs incurred by the Department of State Police as a result of such cooperation shall be paid by the Board in conformance with the requirements of Section 2605-400 of the Department of State Police Law (20 ILCS 2605/2605-400).

(e) The Board must authorize to each investigator and to any other employee of the Board exercising the powers of a peace officer a distinct badge that, on its face, (i) clearly states that the badge is authorized by the Board and (ii) contains a unique identifying number. No other badge shall be authorized by the Board.

(Source: P.A. 91-40, eff. 1-1-00; 91-239, eff. 1-1-00; 91-883, eff. 1-1-01.)

(230 ILCS 10/17) (from Ch. 120, par. 2417)

Sec. 17. Administrative Procedures. The Illinois Administrative Procedure Act shall apply to all administrative rules and procedures of the Board under this Act or the Video Gaming Act, except that: (1) subsection (b) of Section 5-10 of the Illinois Administrative Procedure Act does not apply to final orders, decisions and opinions of the Board; (2) subsection (a) of Section 5-10 of the Illinois Administrative Procedure Act does not apply to forms established by the Board for use under this Act or the Video Gaming Act; (3) the provisions of Section 10-45 of the Illinois Administrative Procedure Act regarding proposals for decision are excluded under this Act or the Video Gaming Act; and (4) the provisions of subsection (d) of Section 10-65 of the Illinois Administrative Procedure Act do not apply so as to prevent summary suspension of any license pending revocation or other action, which suspension shall remain in effect unless modified by the Board or unless the Board's decision is reversed on the merits upon judicial review.

(Source: P.A. 88-45; 89-626, eff. 8-9-96.)

Section 945. The Liquor Control Act of 1934 is amended by changing Section 8-1 as follows:

(235 ILCS 5/8-1) (from Ch. 43, par. 158)

Sec. 8-1. A tax is imposed upon the privilege of engaging in business as a manufacturer or as an importing distributor of alcoholic liquor other than beer at the rate of \$0.185 per gallon for cider containing not less than 0.5% alcohol by volume nor more than 7% alcohol by volume, \$0.73 per gallon until August 1, 2009 and \$1.39 per gallon beginning August 1, 2009 for wine other than cider containing less than 7% alcohol by volume, and \$4.50 per gallon until August 1, 2009 and \$8.55 per gallon beginning August 1, 2009 on alcohol and spirits manufactured and sold or used by such manufacturer, or as agent for any other person, or sold or used by such importing distributor, or as agent for any other person. A tax is imposed upon the privilege of engaging in business as a manufacturer of beer or as an importing distributor of beer at the rate of \$0.185 per gallon until August 1, 2009 and \$0.231 per gallon beginning August 1, 2009 on all beer manufactured and sold or used by such manufacturer, or as agent for any other person, or sold or used by such importing distributor, or as agent for any other person. Any brewer manufacturing beer in this State shall be entitled to and given a credit or refund of 75% of the tax imposed on each gallon of beer up to 4.9 million gallons per year in any given calendar year for tax paid or payable on beer produced and sold in the State of Illinois.

For the purpose of this Section, "cider" means any alcoholic beverage obtained by the alcohol fermentation of the juice of apples or pears including, but not limited to, flavored, sparkling, or carbonated cider.

The credit or refund created by this Act shall apply to all beer taxes in the calendar years 1982 through 1986.

The increases made by this amendatory Act of the 91st General Assembly in the rates of taxes imposed under this Section shall apply beginning on July 1, 1999.

A tax at the rate of 1¢ per gallon on beer and 48¢ per gallon on alcohol and spirits is also imposed upon the privilege of engaging in business as a retailer or as a distributor who is not also an importing distributor with respect to all beer and all alcohol and spirits owned or possessed by such retailer or distributor when this amendatory Act of 1969 becomes effective, and with respect to which the additional tax imposed by this amendatory Act upon manufacturers and importing distributors does not apply. Retailers and distributors who are subject to the additional tax imposed by this paragraph of this Section shall be required to inventory such alcoholic liquor and to pay this additional tax in a manner prescribed by the Department.

The provisions of this Section shall be construed to apply to any importing distributor engaging in business in this State, whether licensed or not.

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However, such tax is not imposed upon any such business as to any alcoholic liquor shipped outside Illinois by an Illinois licensed manufacturer or importing distributor, nor as to any alcoholic liquor delivered in Illinois by an Illinois licensed manufacturer or importing distributor to a purchaser for immediate transportation by the purchaser to another state into which the purchaser has a legal right, under the laws of such state, to import such alcoholic liquor, nor as to any alcoholic liquor other than beer sold by one Illinois licensed manufacturer or importing distributor to another Illinois licensed manufacturer or importing distributor to the extent to which the sale of alcoholic liquor other than beer by one Illinois licensed manufacturer or importing distributor to another Illinois licensed manufacturer or importing distributor is authorized by the licensing provisions of this Act, nor to alcoholic liquor whether manufactured in or imported into this State when sold to a "non-beverage user" licensed by the State for use in the manufacture of any of the following when they are unfit for beverage purposes:

- Patent and proprietary medicines and medicinal, antiseptic, culinary and toilet preparations;
- Flavoring extracts and syrups and food products;
- Scientific, industrial and chemical products, excepting denatured alcohol;
- Or for scientific, chemical, experimental or mechanical purposes;

Nor is the tax imposed upon the privilege of engaging in any business in interstate commerce or otherwise, which business may not, under the Constitution and Statutes of the United States, be made the subject of taxation by this State.

The tax herein imposed shall be in addition to all other occupation or privilege taxes imposed by the State of Illinois or political subdivision thereof.

If any alcoholic liquor manufactured in or imported into this State is sold to a licensed manufacturer or importing distributor by a licensed manufacturer or importing distributor to be used solely as an ingredient in the manufacture of any beverage for human consumption, the tax imposed upon such purchasing manufacturer or importing distributor shall be reduced by the amount of the taxes which have been paid by the selling manufacturer or importing distributor under this Act as to such alcoholic liquor so used to the Department of Revenue.

If any person received any alcoholic liquors from a manufacturer or importing distributor, with respect to which alcoholic liquors no tax is imposed under this Article, and such alcoholic liquor shall thereafter be disposed of in such manner or under such circumstances as may cause the same to become the base for the tax imposed by this Article, such person shall make the same reports and returns, pay the same taxes and be subject to all other provisions of this Article relating to manufacturers and importing distributors.

Nothing in this Article shall be construed to require the payment to the Department of the taxes imposed by this Article more than once with respect to any quantity of alcoholic liquor sold or used within this State.

No tax is imposed by this Act on sales of alcoholic liquor by Illinois licensed foreign importers to Illinois licensed importing distributors.

All of the proceeds of the additional tax imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(Source: P.A. 90-625, eff. 7-10-98; 91-38, eff. 6-15-99.)

Section 955. The Illinois Vehicle Code is amended by changing Sections 3-806, 3-808, 3-815, 3-821, 6-118, 15-102, 15-107, 15-111, 15-112, 15-113, 15-306, 15-307, and 16-105 and by adding Section 3-806.7 as follows:

(625 ILCS 5/3-806) (from Ch. 95 1/2, par. 3-806)

Sec. 3-806. Registration Fees; Motor Vehicles of the First Division. Every owner of any other motor vehicle of the first division, except as provided in Sections 3-804, 3-805, 3-806.3, and 3-808, and every second division vehicle weighing 8,000 pounds or less, shall pay the Secretary of State an annual registration fee at the following rates:

**SCHEDULE OF REGISTRATION FEES
REQUIRED BY LAW**

Beginning with the 1986 registration year

	Annual Fee	Reduced Fee On and After June 15
Motor vehicles of the first division other than		
Motorcycles, Motor Driven Cycles and Pedalcycles	\$48	\$24
Motorcycles, Motor Driven		Reduced Fee September 16 to March 31

Cycles and Pedalcycles

30

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SCHEDULE OF REGISTRATION FEES
 REQUIRED BY LAW
 Beginning with the ~~2010~~ 2001 registration year

	Annual Fee	Reduced Fee On and After June 15
Motor vehicles of the first division other than Motorcycles, Motor Driven Cycles and Pedalcycles	\$98 \$78	\$30 Reduced Fee September 16 to March 31
Motorcycles, Motor Driven Cycles and Pedalcycles	38	19

Beginning with the 2010 registration year a \$1 surcharge shall be collected in addition to the above fees for motor vehicles of the first division, motorcycles, motor driven cycles, and pedalcycles to be deposited into the State Police Vehicle Fund.

All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(Source: P.A. 95-1009, eff. 12-15-08.)

(625 ILCS 5/3-806.7 new)

Sec. 3-806.7. Graduated registration fee; study. The Secretary of State, in cooperation with the Department of Revenue, shall complete a feasibility study for the implementation and enforcement of a graduated registration fee based on the manufacturer's suggested retail price of motor vehicles of the first division, and second division vehicles weighing 8,000 pounds or less. This study shall include, but shall not be limited to the costs associated with design and maintenance of all systems and database applications required; suggested fee structures to create a revenue neutral graduated registration fee system; and consideration of annual depreciation of vehicles, reflective of fair market value.

The findings of this feasibility study shall be delivered to the Senate President, Speaker of the House of Representatives, Minority Leader of the Senate, and the Minority Leader of the House of Representatives no later than January 31, 2010.

(625 ILCS 5/3-808) (from Ch. 95 1/2, par. 3-808)

Sec. 3-808. Governmental and charitable vehicles; Registration fees.

(a) A registration fee of \$10 per 2 year registration period shall be paid by the owner in the following cases:

1. Vehicles operated exclusively as a school bus for school purposes by any school district or any religious or denominational institution, except that such a school bus may be used by such a religious or denominational institution for the transportation of persons to or from any of its official activities.
2. Vehicles operated exclusively in a high school driver training program by any school district or school operated by a religious institution.
3. Rescue squad vehicles which are owned and operated by a corporation or association organized and operated not for profit for the purpose of conducting such rescue operations.
4. Vehicles, used exclusively as school buses for any school district, which are neither owned nor operated by such district.
5. Charitable vehicles.

(b) Annual vehicle registration plates shall be issued, at no charge, to the following:

1. Medical transport vehicles owned and operated by the State of Illinois or by any State agency financed by funds appropriated by the General Assembly.
2. Medical transport vehicles operated by or for any county, township or municipal corporation.

(c) Ceremonial plates. Upon payment of a registration fee of ~~\$98~~ \$78 per 2-year registration period, the Secretary of State shall issue registration plates to vehicles operated exclusively for ceremonial purposes by any not-for-profit veterans', fraternal, or civic organization. The Secretary of State may prescribe that ceremonial vehicle registration plates be issued for an indefinite term, that term to correspond to the term of registration plates issued generally, as provided in Section 3-414.1.

All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(d) In any event, any vehicle registered under this Section used or operated for purposes other than those herein

prescribed shall be subject to revocation, and in that event, the owner may be required to properly register such vehicle under the provisions of this Code.

(e) As a prerequisite to registration under this Section, the Secretary of State may require the vehicle owners listed in subsection (a) of this Section who are exempt from federal income taxation under subsection (c) of Section 501 of the Internal Revenue Code of 1986, as now or hereafter amended, to submit to him a determination letter, ruling or other written evidence of tax exempt status issued by the Internal Revenue Service. The Secretary may accept a certified copy of the document issued by the Internal Revenue Service as evidence of the exemption. The Secretary may require documentation of eligibility under this Section to accompany an application for registration.

(f) Special event plates. The Secretary of State may issue registration plates in recognition or commemoration of special events which promote the interests of Illinois citizens. These plates shall be valid for no more than 60 days prior to the date of expiration. The Secretary shall require the applicant for such plates to pay for the costs of furnishing the plates.

Beginning July 1, 1991, all special event plates shall be recorded in the Secretary of State's files for immediate identification.

The Secretary of State, upon issuing a new series of special event plates, shall notify all law enforcement officials of the design and other special features of the special plate series.

All special event plates shall indicate, in the lower right corner, the date of expiration in characters no less than 1/2 inch high.

(Source: P.A. 90-89, eff. 1-1-98; 91-37, eff. 7-1-99.)

(625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

Sec. 3-815. Flat weight tax; vehicles of the second division.

(a) Except as provided in Section 3-806.3, every owner of a vehicle of the second division registered under Section 3-813, and not registered under the mileage weight tax under Section 3-818, shall pay to the Secretary of State, for each registration year, for the use of the public highways, a flat weight tax at the rates set forth in the following table, the rates including the \$10 registration fee:

SCHEDULE OF FLAT WEIGHT TAX
REQUIRED BY LAW

Gross Weight in Lbs. Including Vehicle and Maximum Load	Class	Total Fees each Fiscal year
8,000 lbs. and less	B	\$98 \$78
8,001 lbs. to 12,000 lbs.	D	138
12,001 lbs. to 16,000 lbs.	F	242
16,001 lbs. to 26,000 lbs.	H	490
26,001 lbs. to 28,000 lbs.	J	630
28,001 lbs. to 32,000 lbs.	K	842
32,001 lbs. to 36,000 lbs.	L	982
36,001 lbs. to 40,000 lbs.	N	1,202
40,001 lbs. to 45,000 lbs.	P	1,390
45,001 lbs. to 50,000 lbs.	Q	1,538
50,001 lbs. to 54,999 lbs.	R	1,698
55,000 lbs. to 59,500 lbs.	S	1,830
59,501 lbs. to 64,000 lbs.	T	1,970
64,001 lbs. to 73,280 lbs.	V	2,294
73,281 lbs. to 77,000 lbs.	X	2,622
77,001 lbs. to 80,000 lbs.	Z	2,790

Beginning with the 2010 registration year a \$1 surcharge shall be collected for vehicles registered in the 8,000 lbs. and less flat weight plate category above to be deposited into the State Police Vehicle Fund.

All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(a-1) A Special Hauling Vehicle is a vehicle or combination of vehicles of the second division registered under Section 3-813 transporting asphalt or concrete in the plastic state or a vehicle or combination of vehicles that are subject to the gross weight limitations in subsection (b) of Section 15-111 for which the owner of the vehicle or combination of vehicles has elected to pay, in addition to the registration fee in subsection (a), \$125 to the Secretary of State for each registration year. The Secretary shall designate this class of vehicle as a Special Hauling Vehicle.

(b) Except as provided in Section 3-806.3, every camping trailer, motor home, mini motor home, travel trailer, truck camper or van camper used primarily for recreational purposes, and not used commercially, nor for hire, nor

owned by a commercial business, may be registered for each registration year upon the filing of a proper application and the payment of a registration fee and highway use tax, according to the following table of fees:

MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER

Gross Weight in Lbs. Including Vehicle and Maximum Load	Total Fees Each Calendar Year
8,000 lbs and less	\$78
8,001 Lbs. to 10,000 Lbs	90
10,001 Lbs. and Over	102

CAMPING TRAILER OR TRAVEL TRAILER

Gross Weight in Lbs. Including Vehicle and Maximum Load	Total Fees Each Calendar Year
3,000 Lbs. and Less	\$18
3,001 Lbs. to 8,000 Lbs.	30
8,001 Lbs. to 10,000 Lbs.	38
10,001 Lbs. and Over	50

Every house trailer must be registered under Section 3-819.

(c) Farm Truck. Any truck used exclusively for the owner's own agricultural, horticultural or livestock raising operations and not-for-hire only, or any truck used only in the transportation for-hire of seasonal, fresh, perishable fruit or vegetables from farm to the point of first processing, may be registered by the owner under this paragraph in lieu of registration under paragraph (a), upon filing of a proper application and the payment of the \$10 registration fee and the highway use tax herein specified as follows:

SCHEDULE OF FEES AND TAXES

Gross Weight in Lbs. Including Truck and Maximum Load	Class	Total Amount for each Fiscal Year
16,000 lbs. or less	VF	\$150
16,001 to 20,000 lbs.	VG	226
20,001 to 24,000 lbs.	VH	290
24,001 to 28,000 lbs.	VJ	378
28,001 to 32,000 lbs.	VK	506
32,001 to 36,000 lbs.	VL	610
36,001 to 45,000 lbs.	VP	810
45,001 to 54,999 lbs.	VR	1,026
55,000 to 64,000 lbs.	VT	1,202
64,001 to 73,280 lbs.	VV	1,290
73,281 to 77,000 lbs.	VX	1,350
77,001 to 80,000 lbs.	VZ	1,490

In the event the Secretary of State revokes a farm truck registration as authorized by law, the owner shall pay the flat weight tax due hereunder before operating such truck.

Any combination of vehicles having 5 axles, with a distance of 42 feet or less between extreme axles, that are subject to the weight limitations in subsection (a) and (b) of Section 15-111 for which the owner of the combination of vehicles has elected to pay, in addition to the registration fee in subsection (c), \$125 to the Secretary of State for each registration year shall be designated by the Secretary as a Special Hauling Vehicle.

(d) The number of axles necessary to carry the maximum load provided shall be determined from Chapter 15 of this Code.

(e) An owner may only apply for and receive 5 farm truck registrations, and only 2 of those 5 vehicles shall exceed 59,500 gross weight in pounds per vehicle.

(f) Every person convicted of violating this Section by failure to pay the appropriate flat weight tax to the Secretary of State as set forth in the above tables shall be punished as provided for in Section 3-401.

(Source: P.A. 95-1009, eff. 12-15-08.)

(625 ILCS 5/3-821) (from Ch. 95 1/2, par. 3-821)

Sec. 3-821. Miscellaneous Registration and Title Fees.

(a) The fee to be paid to the Secretary of State for the following certificates, registrations or evidences of proper registration, or for corrected or duplicate documents shall be in accordance with the following schedule:

Certificate of Title, except for an all-terrain vehicle or off-highway motorcycle	<u>\$95</u> \$65
Certificate of Title for an all-terrain vehicle	

or off-highway motorcycle	\$30
Certificate of Title for an all-terrain vehicle or off-highway motorcycle used for production agriculture, or accepted by a dealer in trade	13
Transfer of Registration or any evidence of proper registration	\$25 45
Duplicate Registration Card for plates or other evidence of proper registration	3
Duplicate Registration Sticker or Stickers issued on or before February 28, 2005, each	5
Duplicate Registration Sticker or Stickers issued on or after March 1, 2005, each	20
Duplicate Certificate of Title	95 65
Corrected Registration Card or Card for other evidence of proper registration	3
Corrected Certificate of Title	95 65
Salvage Certificate	4
Fleet Reciprocity Permit	15
Prorate Decal	1
Prorate Backing Plate	3
Special Corrected Certificate of Title	15

A special corrected certificate of title shall be issued (i) to remove a co-owner's name due to the death of the co-owner or due to a divorce or (ii) to change a co-owner's name due to a marriage.

There shall be no fee paid for a Junking Certificate.

(a-5) The Secretary of State may revoke a certificate of title and registration card and issue a corrected certificate of title and registration card, at no fee to the vehicle owner or lienholder, if there is proof that the vehicle identification number is erroneously shown on the original certificate of title.

(b) The Secretary may prescribe the maximum service charge to be imposed upon an applicant for renewal of a registration by any person authorized by law to receive and remit or transmit to the Secretary such renewal application and fees therewith.

(c) If a check is delivered to the Office of the Secretary of State as payment of any fee or tax under this Code, and such check is not honored by the bank on which it is drawn for any reason, the registrant or other person tendering the check remains liable for the payment of such fee or tax. The Secretary of State may assess a service charge of \$19 in addition to the fee or tax due and owing for all dishonored checks.

If the total amount then due and owing exceeds the sum of \$50 and has not been paid in full within 60 days from the date such fee or tax became due to the Secretary of State, the Secretary of State shall assess a penalty of 25% of such amount remaining unpaid.

All amounts payable under this Section shall be computed to the nearest dollar.

(d) The minimum fee and tax to be paid by any applicant for apportionment of a fleet of vehicles under this Code shall be \$15 if the application was filed on or before the date specified by the Secretary together with fees and taxes due. If an application and the fees or taxes due are filed after the date specified by the Secretary, the Secretary may prescribe the payment of interest at the rate of 1/2 of 1% per month or fraction thereof after such due date and a minimum of \$8.

(e) Trucks, truck tractors, truck tractors with loads, and motor buses, any one of which having a combined total weight in excess of 12,000 lbs. shall file an application for a Fleet Reciprocity Permit issued by the Secretary of State. This permit shall be in the possession of any driver operating a vehicle on Illinois highways. Any foreign licensed vehicle of the second division operating at any time in Illinois without a Fleet Reciprocity Permit or other proper Illinois registration, shall subject the operator to the penalties provided in Section 3-834 of this Code. For the purposes of this Code, "Fleet Reciprocity Permit" means any second division motor vehicle with a foreign license and used only in interstate transportation of goods. The fee for such permit shall be \$15 per fleet which shall include all vehicles of the fleet being registered.

(f) For purposes of this Section, "all-terrain vehicle or off-highway motorcycle used for production agriculture" means any all-terrain vehicle or off-highway motorcycle used in the raising of or the propagation of livestock, crops for sale for human consumption, crops for livestock consumption, and production seed stock grown for the propagation of feed grains and the husbandry of animals or for the purpose of providing a food product, including the husbandry of blood stock as a main source of providing a food product. "All-terrain vehicle or off-highway motorcycle used in production agriculture" also means any all-terrain vehicle or off-highway motorcycle used in animal husbandry, floriculture, aquaculture, horticulture, and viticulture.

(g) All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(Source: P.A. 95-287, eff. 1-1-08.)

(625 ILCS 5/6-118) (from Ch. 95 1/2, par. 6-118)

Sec. 6-118. Fees.

(a) The fee for licenses and permits under this Article is as follows:

Original driver's license.....	\$30 \$10
Original or renewal driver's license issued to 18, 19 and 20 year olds.....	5
All driver's licenses for persons age 69 through age 80.....	5
All driver's licenses for persons age 81 through age 86.....	2
All driver's licenses for persons age 87 or older.....	0
Renewal driver's license (except for applicants ages 18, 19 and 20 or age 69 and older).....	30 10
Original instruction permit issued to persons (except those age 69 and older) who do not hold or have not previously held an Illinois instruction permit or driver's license.....	20
Instruction permit issued to any person holding an Illinois driver's license who wishes a change in classifications, other than at the time of renewal.....	5
Any instruction permit issued to a person age 69 and older.....	5
Instruction permit issued to any person, under age 69, not currently holding a valid Illinois driver's license or instruction permit but who has previously been issued either document in Illinois.....	10
Restricted driving permit.....	8
Monitoring device driving permit.....	8
Duplicate or corrected driver's license or permit.....	5
Duplicate or corrected restricted driving permit.....	5
Duplicate or corrected monitoring device driving permit.....	5
Original or renewal M or L endorsement.....	5

SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

The fees for commercial driver licenses and permits under Article V shall be as follows:

Commercial driver's license:

\$6 for the CDLIS/AAMVAnet Fund
(Commercial Driver's License Information
System/American Association of Motor Vehicle
Administrators network Trust Fund);
\$20 for the Motor Carrier Safety Inspection Fund;
\$10 for the driver's license;
and \$24 for the CDL:..... \$60

Renewal commercial driver's license:

\$6 for the CDLIS/AAMVAnet Trust Fund;
\$20 for the Motor Carrier Safety Inspection Fund;
\$10 for the driver's license; and
\$24 for the CDL:..... \$60

Commercial driver instruction permit
issued to any person holding a valid
Illinois driver's license for the

purpose of changing to a
 CDL classification: \$6 for the
 CDLIS/AAMVAnet Trust Fund;
 \$20 for the Motor Carrier
 Safety Inspection Fund; and
 \$24 for the CDL classification..... \$50

Commercial driver instruction permit
 issued to any person holding a valid
 Illinois CDL for the purpose of
 making a change in a classification,
 endorsement or restriction..... \$5
 CDL duplicate or corrected license..... \$5

In order to ensure the proper implementation of the Uniform Commercial Driver License Act, Article V of this Chapter, the Secretary of State is empowered to pro-rate the \$24 fee for the commercial driver's license proportionate to the expiration date of the applicant's Illinois driver's license.

The fee for any duplicate license or permit shall be waived for any person age 60 or older who presents the Secretary of State's office with a police report showing that his license or permit was stolen.

No additional fee shall be charged for a driver's license, or for a commercial driver's license, when issued to the holder of an instruction permit for the same classification or type of license who becomes eligible for such license.

(b) Any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked under Section 3-707, any provision of Chapter 6, Chapter 11, or Section 7-205, 7-303, or 7-702 of the Family Financial Responsibility Law of this Code, shall in addition to any other fees required by this Code, pay a reinstatement fee as follows:

Suspension under Section 3-707..... \$100
 Summary suspension under Section 11-501.1.....\$250
 Other suspension.....\$70
 Revocation.....\$500

However, any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 and each suspension or revocation was for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 shall pay, in addition to any other fees required by this Code, a reinstatement fee as follows:

Summary suspension under Section 11-501.1.....\$500
 Revocation.....\$500

(c) All fees collected under the provisions of this Chapter 6 shall be paid into the Road Fund in the State Treasury except as follows:

1. The following amounts shall be paid into the Driver Education Fund:

- (A) \$16 of the \$20 fee for an original driver's instruction permit;
- (B) \$5 of the ~~\$30~~ \$10 fee for an original driver's license;
- (C) \$5 of the ~~\$30~~ \$10 fee for a 4 year renewal driver's license;
- (D) \$4 of the \$8 fee for a restricted driving permit; and
- (E) \$4 of the \$8 fee for a monitoring device driving permit.

2. \$30 of the \$250 fee for reinstatement of a license summarily suspended under Section 11-501.1 shall be deposited into the Drunk and Drugged Driving Prevention Fund. However, for a person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or Section 9-3 of the Criminal Code of 1961, \$190 of the \$500 fee for reinstatement of a license summarily suspended under Section 11-501.1, and \$190 of the \$500 fee for reinstatement of a revoked license shall be deposited into the Drunk and Drugged Driving Prevention Fund.

3. \$6 of such original or renewal fee for a commercial driver's license and \$6 of the commercial driver instruction permit fee when such permit is issued to any person holding a valid Illinois driver's license, shall be paid into the CDLIS/AAMVAnet Trust Fund.

4. \$30 of the \$70 fee for reinstatement of a license suspended under the Family Financial Responsibility Law shall be paid into the Family Responsibility Fund.

5. The \$5 fee for each original or renewal M or L endorsement shall be deposited into the Cycle Rider Safety Training Fund.

6. \$20 of any original or renewal fee for a commercial driver's license or commercial driver instruction permit shall be paid into the Motor Carrier Safety Inspection Fund.

7. The following amounts shall be paid into the General Revenue Fund:

- (A) \$190 of the \$250 reinstatement fee for a summary suspension under Section 11-501.1;
- (B) \$40 of the \$70 reinstatement fee for any other suspension provided in subsection (b) of this Section; and
- (C) \$440 of the \$500 reinstatement fee for a first offense revocation and \$310 of the \$500 reinstatement fee for a second or subsequent revocation.

(d) All of the proceeds of the additional fees imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(Source: P.A. 94-1035, eff. 7-1-07; 95-855, eff. 1-1-09.)

(625 ILCS 5/15-102) (from Ch. 95 1/2, par. 15-102)

Sec. 15-102. Width of Vehicles.

(a) On Class III and non-designated State and local highways, the total outside width of any vehicle or load thereon shall not exceed 8 feet.

(b) Except during those times when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of 1000 feet, the following vehicles may exceed the 8 feet limitation during the period from a half hour before sunrise to a half hour after sunset:

- (1) Loads of hay, straw or other similar farm products provided that the load is not more than 12 feet wide.
- (2) Implements of husbandry being transported on another vehicle and the transporting vehicle while loaded.

The following requirements apply to the transportation on another vehicle of an implement of husbandry wider than 8 feet 6 inches on the National System of Interstate and Defense Highways or other highways in the system of State highways:

(A) The driver of a vehicle transporting an implement of husbandry that exceeds 8 feet 6 inches in width shall obey all traffic laws and shall check the roadways prior to making a movement in order to ensure that adequate clearance is available for the movement. It is prima facie evidence that the driver of a vehicle transporting an implement of husbandry has failed to check the roadway prior to making a movement if the vehicle is involved in a collision with a bridge, overpass, fixed structure, or properly placed traffic control device or if the vehicle blocks traffic due to its inability to proceed because of a bridge, overpass, fixed structure, or properly placed traffic control device.

(B) Flags shall be displayed so as to wave freely at the extremities of overwidth objects and at the extreme ends of all protrusions, projections, and overhangs. All flags shall be clean, bright red flags with no advertising, wording, emblem, or insignia inscribed upon them and at least 18 inches square.

(C) "OVERSIZE LOAD" signs are mandatory on the front and rear of all vehicles with loads over 10 feet wide. These signs must have 12-inch high black letters with a 2-inch stroke on a yellow sign that is 7 feet wide by 18 inches high.

(D) One civilian escort vehicle is required for a load that exceeds 14 feet 6 inches in width and 2 civilian escort vehicles are required for a load that exceeds 16 feet in width on the National System of Interstate and Defense Highways or other highways in the system of State highways.

(E) The requirements for a civilian escort vehicle and driver are as follows:

(1) The civilian escort vehicle shall be a passenger car or a second division vehicle not exceeding a gross vehicle weight of 8,000 pounds that is designed to afford clear and unobstructed vision to both front and rear.

(2) The escort vehicle driver must be properly licensed to operate the vehicle.

(3) While in use, the escort vehicle must be equipped with illuminated rotating, oscillating, or flashing amber lights or flashing amber strobe lights mounted on top that are of sufficient intensity to be visible at 500 feet in normal sunlight.

(4) "OVERSIZE LOAD" signs are mandatory on all escort vehicles. The sign on an escort vehicle shall have 8-inch high black letters on a yellow sign that is 5 feet wide by 12 inches high.

(5) When only one escort vehicle is required and it is operating on a two-lane highway, the escort vehicle shall travel approximately 300 feet ahead of the load. The rotating, oscillating, or flashing lights or flashing amber strobe lights and an "OVERSIZE LOAD" sign shall be displayed on the escort vehicle and shall be visible from the front. When only one escort vehicle is required and it is operating on a multilane divided highway, the escort vehicle shall travel approximately 300 feet behind the load and the sign and lights shall be visible from the rear.

(6) When 2 escort vehicles are required, one escort shall travel approximately 300 feet ahead of the load and the second escort shall travel approximately 300 feet behind the load. The rotating, oscillating, or flashing lights or flashing amber strobe lights and an "OVERSIZE LOAD" sign shall

be displayed on the escort vehicles and shall be visible from the front on the lead escort and from the rear on the trailing escort.

(7) When traveling within the corporate limits of a municipality, the escort vehicle shall maintain a reasonable and proper distance from the oversize load, consistent with existing traffic conditions.

(8) A separate escort shall be provided for each load hauled.

(9) The driver of an escort vehicle shall obey all traffic laws.

(10) The escort vehicle must be in safe operational condition.

(11) The driver of the escort vehicle must be in radio contact with the driver of the vehicle carrying the oversize load.

(F) A transport vehicle while under load of more than 8 feet 6 inches in width must be equipped with an illuminated rotating, oscillating, or flashing amber light or lights or a flashing amber strobe light or lights mounted on the top of the cab that are of sufficient intensity to be visible at 500 feet in normal sunlight. If the load on the transport vehicle blocks the visibility of the amber lighting from the rear of the vehicle, the vehicle must also be equipped with an illuminated rotating, oscillating, or flashing amber light or lights or a flashing amber strobe light or lights mounted on the rear of the load that are of sufficient intensity to be visible at 500 feet in normal sunlight.

(G) When a flashing amber light is required on the transport vehicle under load and it is operating on a two-lane highway, the transport vehicle shall display to the rear at least one rotating, oscillating, or flashing light or a flashing amber strobe light and an "OVERSIZE LOAD" sign. When a flashing amber light is required on the transport vehicle under load and it is operating on a multilane divided highway, the sign and light shall be visible from the rear.

(H) Maximum speed shall be 45 miles per hour on all such moves or 5 miles per hour above the posted minimum speed limit, whichever is greater, but the vehicle shall not at any time exceed the posted maximum speed limit.

(3) Portable buildings designed and used for agricultural and livestock raising operations that are not more than 14 feet wide and with not more than a 1 foot overhang along the left side of the hauling vehicle. However, the buildings shall not be transported more than 10 miles and not on any route that is part of the National System of Interstate and Defense Highways. All buildings when being transported shall display at least 2 red cloth flags, not less than 12 inches square, mounted as high as practicable on the left and right side of the building.

A State Police escort shall be required if it is necessary for this load to use part of the left lane when crossing any 2 laned State highway bridge.

(c) Vehicles propelled by electric power obtained from overhead trolley wires operated wholly within the corporate limits of a municipality are also exempt from the width limitation.

(d) Exemptions are also granted to vehicles designed for the carrying of more than 10 persons under the following conditions:

(1) (Blank);

(2) When operated within any public transportation service with the approval of local authorities or an appropriate public body authorized by law to provide public transportation. Any vehicle so operated may be 8 feet 6 inches in width; or

(3) When a county engineer or superintendent of highways, after giving due consideration to the mass transportation needs of the area and to the width and condition of the road, has determined that the operation of buses wider than 8 feet will not pose an undue safety hazard on a particular county or township road segment, he or she may authorize buses not to exceed 8 feet 6 inches in width on any highway under that engineer's or superintendent's jurisdiction.

(d-1) A recreational vehicle, as defined in Section 1-169, may exceed 8 feet 6 inches in width if:

(1) the excess width is attributable to appurtenances that extend 6 inches or less beyond either side of the body of the vehicle; and

(2) the roadway on which the vehicle is traveling has marked lanes for vehicular traffic that are at least 11 feet in width.

As used in this subsection (d-1) and in subsection (d-2), the term appurtenance includes (i) a retracted awning and its support hardware and (ii) any appendage that is intended to be an integral part of a recreation vehicle.

(d-2) A recreational vehicle that exceeds 8 feet 6 inches in width as provided in subsection (d-1) may travel any roadway of the State if the vehicle is being operated between a roadway permitted under subsection (d-1) and:

(1) the location where the recreation vehicle is garaged;

(2) the destination of the recreation vehicle; or

(3) a facility for food, fuel, repair, services, or rest.

(e) A vehicle and load traveling upon the National System of Interstate and Defense Highways or any other highway in the system of State highways that has been designated as a Class I or Class II highway by the Department, or any street or highway designated by local authorities, may have a total outside width of 8 feet 6 inches, provided that certain safety devices that the Department determines as necessary for the safe and efficient operation of motor vehicles shall not be included in the calculation of width.

(e-1) A vehicle and load more than 8 feet wide but not exceeding 8 feet 6 inches in width is allowed access according to the following:

(1) A vehicle and load not exceeding ~~80,000~~ ~~73,280~~ pounds in weight is allowed access from any State designated highway onto any county, township, or municipal highway for a distance of 5 highway miles for the purpose of loading and unloading, provided:

(A) The vehicle and load does not exceed 65 feet overall length.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(2) A vehicle and load not exceeding ~~80,000~~ ~~73,280~~ pounds in weight is allowed access from any State designated highway onto any county or township highway for a distance of 5 highway miles or onto any municipal highway for a distance of one highway mile for the purpose of food, fuel, repairs, and rest, provided:

(A) The vehicle and load does not exceed 65 feet overall length.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(3) A vehicle and load not exceeding 80,000 pounds in weight is allowed access from a Class I highway onto any street or highway for a distance of one highway mile for the purpose of loading, unloading, food, fuel, repairs, and rest, provided there is no sign prohibiting that access.

(4) A vehicle and load not exceeding 80,000 pounds in weight is allowed access from a Class I or Class II highway onto any State highway or any locally designated highway for a distance of 5 highway miles for the purpose of loading, unloading, food, fuel, repairs, and rest.

(5) A trailer or semi-trailer not exceeding 28 feet 6 inches in length, that was originally in combination with a truck tractor, shall have unlimited access to points of loading and unloading.

(6) All household goods carriers shall have unlimited access to points of loading and unloading.

Section 5-35 of the Illinois Administrative Procedure Act relating to procedures for rulemaking shall not apply to the designation of highways under this paragraph (e).

(f) Mirrors required by Section 12-502 of this Code and other safety devices identified by the Department may project up to 14 inches beyond each side of a bus and up to 6 inches beyond each side of any other vehicle, and that projection shall not be deemed a violation of the width restrictions of this Section.

(g) Any person who is convicted of violating this Section is subject to the penalty as provided in paragraph (b) of Section 15-113.

(Source: P.A. 93-177, eff. 7-11-03; 94-949, eff. 1-1-07.)

(625 ILCS 5/15-107) (from Ch. 95 1/2, par. 15-107)

Sec. 15-107. Length of vehicles.

(a) The maximum length of a single vehicle on any highway of this State may not exceed 42 feet except the following:

(1) Semitrailers.

(2) Charter or regulated route buses may be up to 45 feet in length, not including energy absorbing bumpers.

(a-1) A motor home as defined in Section 1-145.01 may be up to 45 feet in length, not including energy absorbing bumpers. The length limitations described in this subsection (a-1) shall be exclusive of energy-absorbing bumpers and rear view mirrors.

(b) On all non-State highways, the maximum length of vehicles in combinations is as follows:

(1) A truck tractor in combination with a semitrailer may not exceed 55 feet overall dimension.

(2) A truck tractor-semitrailer-trailer may not exceed 60 feet overall dimension.

(3) Combinations specially designed to transport motor vehicles or boats may not exceed 60 feet overall dimension.

Vehicles operating during daylight hours when transporting poles, pipes, machinery, or other objects of a structural nature that cannot readily be dismembered are exempt from length limitations, provided that no object may exceed 80 feet in length and the overall dimension of the vehicle including the load may not exceed 100 feet. This exemption does not apply to operation on a Saturday, Sunday, or legal holiday. Legal holidays referred to in this Section are the days on which the following traditional holidays are celebrated: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day.

[May 20, 2009]

Vehicles and loads operated by a public utility while en route to make emergency repairs to public service facilities or properties are exempt from length limitations, provided that during night operations every vehicle and its load must be equipped with a sufficient number of clearance lamps on both sides and marker lamps on the extreme ends of any projecting load to clearly mark the dimensions of the load.

A tow truck in combination with a disabled vehicle or combination of disabled vehicles, as provided in paragraph (6) of subsection (c) of this Section, is exempt from length limitations.

All other combinations not listed in this subsection (b) may not exceed 60 feet overall dimension.

(c) Except as provided in subsections (c-1) and (c-2), combinations of vehicles may not exceed a total of 2 vehicles except the following:

(1) A truck tractor semitrailer may draw one trailer.

(2) A truck tractor semitrailer may draw one converter dolly.

(3) A truck tractor semitrailer may draw one vehicle that is defined in Chapter 1 as special mobile equipment, provided the overall dimension does not exceed 60 feet.

(4) A truck in transit may draw 3 trucks in transit coupled together by the triple saddlemount method.

(5) Recreational vehicles consisting of 3 vehicles, provided the following:

(A) The total overall dimension does not exceed 60 feet.

(B) The towing vehicle is a properly registered vehicle capable of towing another vehicle using a fifth-wheel type assembly.

(C) The second vehicle in the combination of vehicles is a recreational vehicle that is towed by a fifth-wheel assembly. This vehicle must be properly registered and must be equipped with brakes, regardless of weight.

(D) The third vehicle must be the lightest of the 3 vehicles and be a trailer or semitrailer designed or used for transporting a boat, all-terrain vehicle, personal watercraft, or motorcycle.

(E) The towed vehicles may be only for the use of the operator of the towing vehicle.

(F) All vehicles must be properly equipped with operating brakes and safety equipment required by this Code, except the additional brake requirement in subdivision (C) of this subparagraph (5).

(6) A tow truck in combination with a disabled vehicle or combination of disabled vehicles, provided the towing vehicle:

(A) Is specifically designed as a tow truck having a gross vehicle weight rating of at least 18,000 pounds and equipped with air brakes, provided that air brakes are required only if the towing vehicle is towing a vehicle, semitrailer, or tractor-trailer combination that is equipped with air brakes. For the purpose of this subsection, gross vehicle weight rating, or GVWR, means the value specified by the manufacturer as the loaded weight of the tow truck.

(B) Is equipped with flashing, rotating, or oscillating amber lights, visible for at least 500 feet in all directions.

(C) Is capable of utilizing the lighting and braking systems of the disabled vehicle or combination of vehicles.

(D) Does not engage a tow exceeding 50 highway miles from the initial point of wreck or disablement to a place of repair. Any additional movement of the vehicles may occur only upon issuance of authorization for that movement under the provisions of Sections 15-301 through 15-319 of this Code.

The Department may by rule or regulation prescribe additional requirements regarding length limitations for a tow truck towing another vehicle.

For purposes of this Section, a tow-dolly that merely serves as substitute wheels for another legally licensed vehicle is considered part of the licensed vehicle and not a separate vehicle.

(7) Commercial vehicles consisting of 3 vehicles, provided the following:

(A) The total overall dimension does not exceed 65 feet.

(B) The towing vehicle is a properly registered vehicle capable of towing another vehicle using a fifth-wheel type assembly or a goose-neck hitch ball.

(C) The third vehicle must be the lightest of the 3 vehicles and be a trailer or semitrailer.

(D) All vehicles must be properly equipped with operating brakes and safety equipment required by this Code.

(E) The combination of vehicles must be operated by a person who holds a commercial driver's license (CDL).

(F) The combination of vehicles must be en route to a location where new or used

trailers are sold by an Illinois or out-of-state licensed new or used trailer dealer.

(c-1) A combination of 3 vehicles is allowed access to any State designated highway if:

- (1) the length of neither towed vehicle exceeds 28.5 feet;
- (2) the overall wheel base of the combination of vehicles does not exceed 62 feet; and
- (3) the combination of vehicles is en route to a location where new or used trailers are sold by an Illinois or out-of-state licensed new or used trailer dealer.

(c-2) A combination of 3 vehicles is allowed access from any State designated highway onto any county, township, or municipal highway for a distance of 5 highway miles for the purpose of delivery or collection of one or both of the towed vehicles if:

- (1) the length of neither towed vehicle exceeds 28.5 feet;
- (2) the combination of vehicles does not exceed 40,000 pounds in gross weight and 8 feet 6 inches in width;
- (3) there is no sign prohibiting that access;
- (4) the route is not being used as a thoroughfare between State designated highways; and
- (5) the combination of vehicles is en route to a location where new or used trailers are sold by an Illinois or out-of-state licensed new or used trailer dealer.

(d) On Class I highways there are no overall length limitations on motor vehicles operating in combinations provided:

- (1) The length of a semitrailer, unladen or with load, in combination with a truck tractor may not exceed 53 feet.
- (2) The distance between the kingpin and the center of the rear axle of a semitrailer longer than 48 feet, in combination with a truck tractor, may not exceed 45 feet 6 inches.
- (3) The length of a semitrailer or trailer, unladen or with load, operated in a truck tractor-semitrailer-trailer combination, may not exceed 28 feet 6 inches.
- (4) Maxi-cube combinations, as defined in Chapter 1, may not exceed 65 feet overall dimension.
- (5) Combinations of vehicles specifically designed to transport motor vehicles or boats may not exceed 65 feet overall dimension. The length limitation is inclusive of front and rear bumpers but exclusive of the overhang of the transported vehicles, as provided in paragraph (i) of this Section.
- (6) Stinger steered semitrailer vehicles as defined in Chapter 1, specifically designed to transport motor vehicles or boats, may not exceed 75 feet overall dimension. The length limitation is inclusive of front and rear bumpers but exclusive of the overhang of the transported vehicles, as provided in paragraph (i) of this Section.
- (7) A truck in transit transporting 3 trucks coupled together by the triple saddlemount method may not exceed 75 feet overall dimension.

Vehicles operating during daylight hours when transporting poles, pipes, machinery, or other objects of a structural nature that cannot readily be dismembered are exempt from length limitations, provided that no object may exceed 80 feet in length and the overall dimension of the vehicle including the load may not exceed 100 feet. This exemption does not apply to operation on a Saturday, Sunday, or legal holiday. Legal holidays referred to in this Section are the days on which the following traditional holidays are celebrated: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day.

Vehicles and loads operated by a public utility while en route to make emergency repairs to public service facilities or properties are exempt from length limitations, provided that during night operations every vehicle and its load must be equipped with a sufficient number of clearance lamps on both sides and marker lamps on the extreme ends of any projecting load to clearly mark the dimensions of the load.

A tow truck in combination with a disabled vehicle or combination of disabled vehicles, as provided in paragraph (6) of subsection (c) of this Section, is exempt from length limitations.

The length limitations described in this paragraph (d) shall be exclusive of safety and energy conservation devices, such as bumpers, refrigeration units or air compressors and other devices, that the Department may interpret as necessary for safe and efficient operation; except that no device excluded under this paragraph shall have by its design or use the capability to carry cargo.

Section 5-35 of the Illinois Administrative Procedure Act relating to procedures for rulemaking shall not apply to the designation of highways under this paragraph (d).

(e) On Class II highways there are no overall length limitations on motor vehicles operating in combinations, provided:

- (1) The length of a semitrailer, unladen or with load, in combination with a truck tractor, may not exceed 53 feet overall dimension.
- (2) The distance between the kingpin and the center of the rear axle of a semitrailer longer than 48 feet, in combination with a truck tractor, may not exceed 45 feet 6 inches.

(3) A truck tractor-semitrailer-trailer combination may not exceed 65 feet in dimension from front axle to rear axle.

(4) The length of a semitrailer or trailer, unladen or with load, operated in a truck tractor-semitrailer-trailer combination, may not exceed 28 feet 6 inches.

(5) Maxi-cube combinations, as defined in Chapter 1, may not exceed 65 feet overall dimension.

(6) A combination of vehicles, specifically designed to transport motor vehicles or boats, may not exceed 65 feet overall dimension. The length limitation is inclusive of front and rear bumpers but exclusive of the overhang of the transported vehicles, as provided in paragraph (i) of this Section.

(7) Stinger steered semitrailer vehicles, as defined in Chapter 1, specifically designed to transport motor vehicles or boats, may not exceed 75 feet overall dimension. The length limitation is inclusive of front and rear bumpers but exclusive of the overhang of the transported vehicles, as provided in paragraph (i) of this Section.

(8) A truck in transit transporting 3 trucks coupled together by the triple saddlemount method may not exceed 75 feet overall dimension.

Vehicles operating during daylight hours when transporting poles, pipes, machinery, or other objects of a structural nature that cannot readily be dismembered are exempt from length limitations, provided that no object may exceed 80 feet in length and the overall dimension of the vehicle including the load may not exceed 100 feet. This exemption does not apply to operation on a Saturday, Sunday, or legal holiday. Legal holidays referred to in this Section are the days on which the following traditional holidays are celebrated: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day.

Vehicles and loads operated by a public utility while en route to make emergency repairs to public service facilities or properties are exempt from length limitations, provided that during night operations every vehicle and its load must be equipped with a sufficient number of clearance lamps on both sides and marker lamps on the extreme ends of any projecting load to clearly mark the dimensions of the load.

A tow truck in combination with a disabled vehicle or combination of disabled vehicles, as provided in paragraph (6) of subsection (c) of this Section, is exempt from length limitations.

Local authorities, with respect to streets and highways under their jurisdiction, may also by ordinance or resolution allow length limitations of this subsection (e).

The length limitations described in this paragraph (e) shall be exclusive of safety and energy conservation devices, such as bumpers, refrigeration units or air compressors and other devices, that the Department may interpret as necessary for safe and efficient operation; except that no device excluded under this paragraph shall have by its design or use the capability to carry cargo.

(e-1) Combinations of vehicles not exceeding 65 feet overall length are allowed access as follows:

(1) From any State designated highway onto any county, township, or municipal highway for a distance of 5 highway miles for the purpose of loading and unloading, provided:

(A) The vehicle does not exceed 80,000 ~~73,280~~ pounds in gross weight and 8 feet 6 inches in width.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(2) From any State designated highway onto any county or township highway for a distance of 5 highway miles or onto any municipal highway for a distance of one highway mile for the purpose of food, fuel, repairs, and rest, provided:

(A) The vehicle does not exceed 80,000 ~~73,280~~ pounds in gross weight and 8 feet 6 inches in width.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(e-2) Except as provided in subsection (e-3), combinations of vehicles over 65 feet in length, with no overall length limitation except as provided in subsections (d) and (e) of this Section, are allowed access as follows:

(1) From a Class I highway onto any street or highway for a distance of one highway mile for the purpose of loading, unloading, food, fuel, repairs, and rest, provided there is no sign prohibiting that access.

(2) From a Class I or Class II highway onto any State highway or any locally designated highway for a distance of 5 highway miles for the purpose of loading, unloading, food, fuel, repairs, and rest.

(e-3) Combinations of vehicles over 65 feet in length operated by household goods carriers, with no overall length limitations except as provided in subsections (d) and (e) of this Section, have unlimited access to points of loading and unloading.

Section 5-35 of the Illinois Administrative Procedure Act relating to procedures for rulemaking shall not apply to

the designation of highways under this paragraph (e).

(f) On Class III and other non-designated State highways, the length limitations for vehicles in combination are as follows:

(1) Truck tractor-semitrailer combinations, must comply with either a maximum 55 feet overall wheel base or a maximum 65 feet extreme overall dimension.

(2) Semitrailers, unladen or with load, may not exceed 53 feet overall dimension.

(3) No truck tractor-semitrailer-trailer combination may exceed 60 feet extreme overall dimension.

(4) The distance between the kingpin and the center axle of a semitrailer longer than 48 feet, in combination with a truck tractor, may not exceed 42 feet 6 inches.

(g) Length limitations in the preceding subsections of this Section 15-107 do not apply to the following:

(1) Vehicles operated in the daytime, except on Saturdays, Sundays, or legal holidays, when transporting poles, pipe, machinery, or other objects of a structural nature that cannot readily be dismembered, provided the overall length of vehicle and load may not exceed 100 feet and no object exceeding 80 feet in length may be transported unless a permit has been obtained as authorized in Section 15-301.

(2) Vehicles and loads operated by a public utility while en route to make emergency repairs to public service facilities or properties, but during night operation every vehicle and its load must be equipped with a sufficient number of clearance lamps on both sides and marker lamps upon the extreme ends of any projecting load to clearly mark the dimensions of the load.

(3) A tow truck in combination with a disabled vehicle or combination of disabled vehicles, provided the towing vehicle meets the following conditions:

(A) It is specifically designed as a tow truck having a gross vehicle weight rating of at least 18,000 pounds and equipped with air brakes, provided that air brakes are required only if the towing vehicle is towing a vehicle, semitrailer, or tractor-trailer combination that is equipped with air brakes.

(B) It is equipped with flashing, rotating, or oscillating amber lights, visible for at least 500 feet in all directions.

(C) It is capable of utilizing the lighting and braking systems of the disabled vehicle or combination of vehicles.

(D) It does not engage in a tow exceeding 50 miles from the initial point of wreck or disablement.

The Department may by rule or regulation prescribe additional requirements regarding length limitations for a tow truck towing another vehicle. The towing vehicle, however, may tow any disabled vehicle from the initial point of wreck or disablement to a point where repairs are actually to occur. This movement shall be valid only on State routes. The tower must abide by posted bridge weight limits.

For the purpose of this subsection, gross vehicle weight rating, or GVWR, shall mean the value specified by the manufacturer as the loaded weight of the tow truck. Legal holidays referred to in this Section shall be specified as the day on which the following traditional holidays are celebrated:

New Year's Day;

Memorial Day;

Independence Day;

Labor Day;

Thanksgiving Day; and

Christmas Day.

(h) The load upon any vehicle operated alone, or the load upon the front vehicle of a combination of vehicles, shall not extend more than 3 feet beyond the front wheels of the vehicle or the front bumper of the vehicle if it is equipped with a front bumper. The provisions of this subsection (h) shall not apply to any vehicle or combination of vehicles specifically designed for the collection and transportation of waste, garbage, or recyclable materials during the vehicle's operation in the course of collecting garbage, waste, or recyclable materials if the vehicle is traveling at a speed not in excess of 15 miles per hour during the vehicle's operation and in the course of collecting garbage, waste, or recyclable materials. However, in no instance shall the load extend more than 7 feet beyond the front wheels of the vehicle or the front bumper of the vehicle if it is equipped with a front bumper.

(i) The load upon the front vehicle of a combination of vehicles specifically designed to transport motor vehicles shall not extend more than 3 feet beyond the foremost part of the transporting vehicle and the load upon the rear transporting vehicle shall not extend more than 4 feet beyond the rear of the bed or body of the vehicle. This paragraph shall only be applicable upon highways designated in paragraphs (d) and (e) of this Section.

(j) Articulated vehicles comprised of 2 sections, neither of which exceeds a length of 42 feet, designed for the carrying of more than 10 persons, may be up to 60 feet in length, not including energy absorbing bumpers, provided that the vehicles are:

1. operated by or for any public body or motor carrier authorized by law to provide

public transportation services; or

2. operated in local public transportation service by any other person and the municipality in which the service is to be provided approved the operation of the vehicle.

(j-1) (Blank).

(k) Any person who is convicted of violating this Section is subject to the penalty as provided in paragraph (b) of Section 15-113.

(l) (Blank).

(Source: P.A. 93-177, eff. 7-11-03; 93-1023, eff. 8-25-04; 94-713, eff. 6-1-06.)

(625 ILCS 5/15-111) (from Ch. 95 1/2, par. 15-111)

Sec. 15-111. Wheel and axle loads and gross weights.

(a) On non-designated highways, no vehicle or combination of vehicles equipped with pneumatic tires may be operated, unladen or with load, when the total weight transmitted to the road surface exceeds 20,000 ~~18,000~~ pounds on a single axle or 34,000 ~~32,000~~ pounds on a tandem axle with no axle within the tandem exceeding 20,000 ~~18,000~~ pounds except:

(1) when a different limit is established and posted in accordance with Section 15-316 of this Code;

(2) vehicles for which the Department of Transportation and local authorities issue overweight permits under authority of Section 15-301 of this Code;

(3) tow trucks subject to the conditions provided in subsection (d) may not exceed 24,000 pounds on a single rear axle or 44,000 pounds on a tandem rear axle;

(4) any single axle of a 2-axle truck weighing 36,000 pounds or less and not a part of a combination of vehicles, shall not exceed 20,000 pounds;

(5) any single axle of a 2-axle truck equipped with a personnel lift or digger derrick, weighing 36,000 pounds or less, owned and operated by a public utility, shall not exceed 20,000 pounds;

(6) any single axle of a 2-axle truck specially equipped with a front loading compactor used exclusively for garbage, refuse, or recycling may not exceed 20,000 pounds per axle, provided that the gross weight of the vehicle does not exceed 40,000 pounds;

(7) a truck, not in combination and specially equipped with a selfcompactor or an industrial roll-off hoist and roll-off container, used exclusively for garbage or refuse operations may, when laden, transmit upon the road surface the following maximum weights: 22,000 pounds on a single axle; 40,000 pounds on a tandem axle;

(8) a truck, not in combination and used exclusively for the collection of rendering materials, may, when laden, transmit upon the road surface the following maximum weights: 22,000 pounds on a single axle; 40,000 pounds on a tandem axle;

(9) tandem axles on a 3-axle truck registered as a Special Hauling Vehicle, manufactured prior to or in the model year of 2014 and first registered in Illinois prior to January 1, 2015, with a distance greater than 72 inches but not more than 96 inches between any series of 2 axles, is allowed a combined weight on the series not to exceed 36,000 pounds and neither axle of the series may exceed 20,000 ~~18,000~~ pounds. Any vehicle of this type manufactured after the model year of 2014 or first registered in Illinois after December 31, 2014 may not exceed a combined weight of 34,000 ~~32,000~~ pounds through the series of 2 axles and neither axle of the series may exceed 20,000 ~~18,000~~ pounds;

(10) a 4-axle truck mixer registered as a Special Hauling Vehicle, used exclusively for the mixing and transportation of concrete in the plastic state and manufactured prior to or in the model year of 2014 and first registered in Illinois prior to January 1, 2015, is allowed the following maximum weights: 20,000 pounds on any single axle; 36,000 pounds on any series of 2 axles greater than 72 inches but not more than 96 inches; and 34,000 pounds on any series of 2 axles greater than 40 inches but not more than 72 inches;

(11) 4-axle vehicles or a 5 or more axle combination of vehicles: The weight transmitted upon the road surface through any series of 3 axles whose centers are more than 96 inches apart, measured between extreme axles in the series, may not exceed those allowed in the table contained in subsection (f) of this Section. No axle or tandem axle of the series may exceed the maximum weight permitted under this Section for a single or tandem axle.

No vehicle or combination of vehicles equipped with other than pneumatic tires may be operated, unladen or with load, upon the highways of this State when the gross weight on the road surface through any wheel exceeds 800 pounds per inch width of tire tread or when the gross weight on the road surface through any axle exceeds 16,000 pounds.

(b) On non-designated highways, the gross weight of vehicles and combination of vehicles including the weight of the vehicle or combination and its maximum load shall be subject to the federal bridge formula provided in subsection (f) of this Section ~~foregoing limitations and further shall not exceed the following gross weights dependent upon the number of axles and distance between extreme axles of the vehicle or combination measured~~

longitudinally to the nearest foot.

VEHICLES HAVING 2 AXLES 36,000 pounds

**VEHICLES OR COMBINATIONS
HAVING 3 AXLES**

With Tandem Axles		With or Without Tandem Axles	
Minimum distance to nearest foot between extreme axles	Maximum Gross Weight (pounds)	Minimum distance to nearest foot between extreme axles	Maximum Gross Weight (pounds)
10 feet	41,000	16 feet	46,000
11	42,000	17	47,000
12	43,000	18	47,500
13	44,000	19	48,000
14	44,500	20	49,000
15	45,000	21 feet or more	50,000

VEHICLES OR COMBINATIONS HAVING 4 AXLES

Minimum distance to nearest foot between extreme axles	Maximum Gross Weight (pounds)	Minimum distance to nearest foot between extreme axles	Maximum Gross Weight (pounds)
15 feet	50,000	26 feet	57,500
16	50,500	27	58,000
17	51,500	28	58,500
18	52,000	29	59,500
19	52,500	30	60,000
20	53,500	31	60,500
21	54,000	32	61,500
22	54,500	33	62,000
23	55,500	34	62,500
24	56,000	35	63,500
25	56,500	36 feet or more	64,000

~~A vehicle not in a combination having more than 4 axles may not exceed the weight in the table in this subsection (b) for 4 axles measured between the extreme axles of the vehicle.~~

COMBINATIONS HAVING 5 OR MORE AXLES

Minimum distance to nearest foot between extreme axles	Maximum Gross Weight (pounds)
42 feet or less	72,000
43	73,000
44 feet or more	73,280

VEHICLES OPERATING ON CRAWLER TYPE TRACKS 40,000 pounds

TRUCKS EQUIPPED WITH SELFCOMPACTORS
OR ROLL-OFF HOISTS AND ROLL-OFF CONTAINERS FOR GARBAGE,
REFUSE, OR RECYCLING HAULS ONLY AND TRUCKS USED FOR
THE COLLECTION OF RENDERING MATERIALS
On Highway Not Part of National System

of Interstate and Defense Highways

with 2 axles	36,000 pounds
with 3 axles	54,000 pounds

TWO AXLE TRUCKS EQUIPPED WITH
A FRONT LOADING COMPACTOR USED EXCLUSIVELY
FOR THE COLLECTION OF GARBAGE, REFUSE, OR RECYCLING

with 2 axles	40,000 pounds
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A 4-axle truck mixer registered as a Special Hauling Vehicle, used exclusively for mixing and transportation of concrete in the plastic state, manufactured before or in the model year of 2014, and first registered in Illinois before January 1, 2015, is allowed a maximum gross weight listed in the table of subsection (f) of this Section for 4 axles. This vehicle, while loaded with concrete in the plastic state, is not subject to the series of 3 axles requirement provided for in subdivision (a)(11) of this Section, but no axle or tandem axle of the series may exceed the maximum weight permitted under subdivision (a)(10) of this Section.

(b-1) As used in this Section, a "recycling haul" or "recycling operation" means the hauling of segregated, non-hazardous, non-special, homogeneous non-putrescible materials, such as paper, glass, cans, or plastic, for subsequent use in the secondary materials market.

(c) Cities having a population of more than 50,000 may permit by ordinance axle loads on 2 axle motor vehicles 33 1/2% above those provided for herein, but the increase shall not become effective until the city has officially notified the Department of the passage of the ordinance and shall not apply to those vehicles when outside of the limits of the city, nor shall the gross weight of any 2 axle motor vehicle operating over any street of the city exceed 40,000 pounds.

(d) Weight limitations shall not apply to vehicles (including loads) operated by a public utility when transporting equipment required for emergency repair of public utility facilities or properties or water wells.

A combination of vehicles, including a tow truck and a disabled vehicle or disabled combination of vehicles, that exceeds the weight restriction imposed by this Code, may be operated on a public highway in this State provided that neither the disabled vehicle nor any vehicle being towed nor the tow truck itself shall exceed the weight limitations permitted under this Chapter. During the towing operation, neither the tow truck nor the vehicle combination shall exceed 24,000 pounds on a single rear axle and 44,000 pounds on a tandem rear axle, provided the towing vehicle:

- (1) is specifically designed as a tow truck having a gross vehicle weight rating of at least 18,000 pounds and is equipped with air brakes, provided that air brakes are required only if the towing vehicle is towing a vehicle, semitrailer, or tractor-trailer combination that is equipped with air brakes;
- (2) is equipped with flashing, rotating, or oscillating amber lights, visible for at least 500 feet in all directions;
- (3) is capable of utilizing the lighting and braking systems of the disabled vehicle or combination of vehicles; and
- (4) does not engage in a tow exceeding 20 miles from the initial point of wreck or disablement. Any additional movement of the vehicles may occur only upon issuance of authorization for that movement under the provisions of Sections 15-301 through 15-319 of this Code. The towing vehicle, however, may tow any disabled vehicle from the initial point of wreck or disablement to a point where repairs are actually to occur. This movement shall be valid only on State routes. The tower must abide by posted bridge weight limits.

Gross weight limits shall not apply to the combination of the tow truck and vehicles being towed. The tow truck license plate must cover the operating empty weight of the tow truck only. The weight of each vehicle being towed shall be covered by a valid license plate issued to the owner or operator of the vehicle being towed and displayed on that vehicle. If no valid plate issued to the owner or operator of that vehicle is displayed on that vehicle, or the plate displayed on that vehicle does not cover the weight of the vehicle, the weight of the vehicle shall be covered by the third tow truck plate issued to the owner or operator of the tow truck and temporarily affixed to the vehicle being towed. If a roll-back carrier is registered and being used as a tow truck, however, the license plate or plates for the tow truck must cover the gross vehicle weight, including any load carried on the bed of the roll-back carrier.

The Department may by rule or regulation prescribe additional requirements. However, nothing in this Code shall prohibit a tow truck under instructions of a police officer from legally clearing a disabled vehicle, that may be in violation of weight limitations of this Chapter, from the roadway to the berm or shoulder of the highway. If in the opinion of the police officer that location is unsafe, the officer is authorized to have the disabled vehicle towed to the nearest place of safety.

For the purpose of this subsection, gross vehicle weight rating, or GVWR, shall mean the value specified by the manufacturer as the loaded weight of the tow truck.

(e) No vehicle or combination of vehicles equipped with pneumatic tires shall be operated, unladen or with load, upon the highways of this State in violation of the provisions of any permit issued under the provisions of Sections 15-301 through 15-319 of this Chapter.

(f) ~~No On designated Class I, II, or III highways and the National System of Interstate and Defense Highways,~~ no vehicle or combination of vehicles with pneumatic tires may be operated, unladen or with load, when the total weight on the road surface exceeds the following: 20,000 pounds on a single axle; 34,000 pounds on a tandem axle with no axle within the tandem exceeding 20,000 pounds; 80,000 pounds gross weight for vehicle combinations of 5 or more axles; or a total weight on a group of 2 or more consecutive axles in excess of that weight produced by the application of the following formula: $W = 500 \text{ times the sum of } (LN \text{ divided by } N-1) + 12N + 36$, where "W" equals overall total weight on any group of 2 or more consecutive axles to the nearest 500 pounds, "L" equals the distance measured to the nearest foot between extremes of any group of 2 or more consecutive axles, and "N" equals the number of axles in the group under consideration.

The above formula when expressed in tabular form results in allowable loads as follows:

Distance measured to the nearest foot between the extremes of any group of 2 or more consecutive axles		Maximum weight in pounds of any group of 2 or more consecutive axles				
feet	2 axles	3 axles	4 axles	5 axles	6 axles	
4	34,000					
5	34,000					
6	34,000					
7	34,000					
8	38,000*	42,000				
9	39,000	42,500				
10	40,000	43,500				
11		44,000				
12		45,000	50,000			
13		45,500	50,500			
14		46,500	51,500			
15		47,000	52,000			
16		48,000	52,500	58,000		
17		48,500	53,500	58,500		
18		49,500	54,000	59,000		
19		50,000	54,500	60,000		
20		51,000	55,500	60,500	66,000	
21		51,500	56,000	61,000	66,500	
22		52,500	56,500	61,500	67,000	
23		53,000	57,500	62,500	68,000	
24		54,000	58,000	63,000	68,500	
25		54,500	58,500	63,500	69,000	
26		55,500	59,500	64,000	69,500	
27		56,000	60,000	65,000	70,000	
28		57,000	60,500	65,500	71,000	
29		57,500	61,500	66,000	71,500	
30		58,500	62,000	66,500	72,000	
31		59,000	62,500	67,500	72,500	
32		60,000	63,500	68,000	73,000	
33			64,000	68,500	74,000	
34			64,500	69,000	74,500	
35			65,500	70,000	75,000	
36			66,000	70,500	75,500	
37			66,500	71,000	76,000	
38			67,500	72,000	77,000	
39			68,000	72,500	77,500	
40			68,500	73,000	78,000	

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41	69,500	73,500	78,500
42	70,000	74,000	79,000
43	70,500	75,000	80,000
44	71,500	75,500	
45	72,000	76,000	
46	72,500	76,500	
47	73,500	77,500	
48	74,000	78,000	
49	74,500	78,500	
50	75,500	79,000	
51	76,000	80,000	
52	76,500		
53	77,500		
54	78,000		
55	78,500		
56	79,500		
57	80,000		

*If the distance between 2 axles is 96 inches or less, the 2 axles are tandem axles and the maximum total weight may not exceed 34,000 pounds, notwithstanding the higher limit resulting from the application of the formula.

Vehicles not in a combination having more than 4 axles may not exceed the weight in the table in this subsection (f) for 4 axles measured between the extreme axles of the vehicle.

Vehicles in a combination having more than 6 axles may not exceed the weight in the table in this subsection (f) for 6 axles measured between the extreme axles of the combination.

Local authorities, with respect to streets and highways under their jurisdiction, without additional fees, may also by ordinance or resolution allow the weight limitations of this subsection, provided the maximum gross weight on any one axle shall not exceed 20,000 pounds and the maximum total weight on any tandem axle shall not exceed 34,000 pounds, on designated highways when appropriate regulatory signs giving notice are erected upon the street or highway or portion of any street or highway affected by the ordinance or resolution.

The following are exceptions to the above formula:

- (1) Two consecutive sets of tandem axles may carry a total weight of 34,000 pounds each if the overall distance between the first and last axles of the consecutive sets of tandem axles is 36 feet or more.
- (2) Vehicles for which a different limit is established and posted in accordance with Section 15-316 of this Code.
- (3) Vehicles for which the Department of Transportation and local authorities issue overweight permits under authority of Section 15-301 of this Code. These vehicles are not subject to the bridge formula.
- (4) Tow trucks subject to the conditions provided in subsection (d) may not exceed 24,000 pounds on a single rear axle or 44,000 pounds on a tandem rear axle.
- (5) A tandem axle on a 3-axle truck registered as a Special Hauling Vehicle, manufactured prior to or in the model year of 2014, and registered in Illinois prior to January 1, 2015, with a distance between 2 axles in a series greater than 72 inches but not more than 96 inches may not exceed a total weight of 36,000 pounds and neither axle of the series may exceed 18,000 pounds.
- (6) A truck not in combination, equipped with a self compactor or an industrial roll-off hoist and roll-off container, used exclusively for garbage, refuse, or recycling operations, may, when laden, transmit upon the road surface, except when on part of the National System of Interstate and Defense Highways, the following maximum weights: 22,000 pounds on a single axle; 40,000 pounds on a tandem axle; 36,000 pounds gross weight on a 2-axle vehicle; 54,000 pounds gross weight on a 3-axle vehicle. This vehicle is not subject to the bridge formula.
- (7) Combinations of vehicles, registered as Special Hauling Vehicles that include a semitrailer manufactured prior to or in the model year of 2014, and registered in Illinois prior to January 1, 2015, having 5 axles with a distance of 42 feet or less between extreme axles, may not exceed the following maximum weights: 18,000 pounds on a single axle; 32,000 pounds on a tandem axle; and 72,000 pounds gross weight. This combination of vehicles is not subject to the bridge formula. For all those combinations of vehicles that include a semitrailer manufactured after the effective date of this amendatory Act of the 92nd General Assembly, the overall distance between the first and last axles of the 2 sets of tandems must be 18 feet 6 inches or more. Any combination of vehicles that has had its cargo container replaced in its entirety after December 31, 2014 may not exceed the weights allowed by the bridge formula.
- (8) A 4-axle truck mixer registered as a Special Hauling Vehicle, used exclusively for the mixing and transportation of concrete in the plastic state, manufactured before or in the model year of 2014,

first registered in Illinois before January 1, 2015, and not operated on a highway that is part of the National System of Interstate Highways, is allowed the following maximum weights: 20,000 pounds on any single axle; 36,000 pounds on a series of axles greater than 72 inches but not more than 96 inches; and 34,000 pounds on any series of 2 axles greater than 40 inches but not more than 72 inches. The gross weight of this vehicle may not exceed the weights allowed by the bridge formula for 4 axles. The bridge formula does not apply to any series of 3 axles while the vehicle is transporting concrete in the plastic state, but no axle or tandem axle of the series may exceed the maximum weight permitted under this subsection (f).

No vehicle or combination of vehicles equipped with other than pneumatic tires may be operated, unladen or with load, upon the highways of this State when the gross weight on the road surface through any wheel exceeds 800 pounds per inch width of tire tread or when the gross weight on the road surface through any axle exceeds 16,000 pounds.

(f-1) A vehicle and load not exceeding 80,000 pounds is allowed travel on non-designated highways so long as there is no sign prohibiting that access. A vehicle and load not exceeding 73,280 pounds is allowed access as follows:

(1) From any State designated highway onto any county, township, or municipal highway for a distance of 5 highway miles for the purpose of loading and unloading, provided:

(A) The vehicle and load does not exceed 8 feet 6 inches in width and 65 feet overall length.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(2) From any State designated highway onto any county or township highway for a distance of 5 highway miles, or any municipal highway for a distance of one highway mile for the purpose of food, fuel, repairs, and rest, provided:

(A) The vehicle and load does not exceed 8 feet 6 inches in width and 65 feet overall length.

(B) There is no sign prohibiting that access.

(C) The route is not being used as a thoroughfare between State designated highways.

(f-2) A vehicle and load greater than 73,280 pounds in weight but not exceeding 80,000 pounds is allowed access as follows:

(1) From a Class I highway onto any street or highway for a distance of one highway mile for the purpose of loading, unloading, food, fuel, repairs, and rest, provided there is no sign prohibiting that access.

(2) From a Class I, II, or III highway onto any State highway or any local designated highway for a distance of 5 highway miles for the purpose of loading, unloading, food, fuel, repairs, and rest.

Section 5-35 of the Illinois Administrative Procedure Act relating to procedures for rulemaking shall not apply to the designation of highways under this subsection.

(g) No person shall operate a vehicle or combination of vehicles over a bridge or other elevated structure constituting part of a highway with a gross weight that is greater than the maximum weight permitted by the Department, when the structure is sign posted as provided in this Section.

(h) The Department upon request from any local authority shall, or upon its own initiative may, conduct an investigation of any bridge or other elevated structure constituting a part of a highway, and if it finds that the structure cannot with safety to itself withstand the weight of vehicles otherwise permissible under this Code the Department shall determine and declare the maximum weight of vehicles that the structures can withstand, and shall cause or permit suitable signs stating maximum weight to be erected and maintained before each end of the structure. No person shall operate a vehicle or combination of vehicles over any structure with a gross weight that is greater than the posted maximum weight.

(i) Upon the trial of any person charged with a violation of subsections (g) or (h) of this Section, proof of the determination of the maximum allowable weight by the Department and the existence of the signs, constitutes conclusive evidence of the maximum weight that can be maintained with safety to the bridge or structure.

(Source: P.A. 94-464, eff. 1-1-06; 94-926, eff. 1-1-07; 95-51, eff. 1-1-08.)

(625 ILCS 5/15-112) (from Ch. 95 1/2, par. 15-112)

Sec. 15-112. Officers to weigh vehicles and require removal of excess loads.

(a) Any police officer having reason to believe that the weight of a vehicle and load is unlawful shall require the driver to stop and submit to a weighing of the same either by means of a portable or stationary scales that have been tested and approved at a frequency prescribed by the Illinois Department of Agriculture, or for those scales operated by the State, when such tests are requested by the Department of State Police, whichever is more frequent. If such scales are not available at the place where such vehicle is stopped, the police officer shall require that such vehicle be driven to the nearest available scale that has been tested and approved pursuant to this Section by the Illinois Department of Agriculture. Notwithstanding any provisions of the Weights and Measures Act or the United States Department of Commerce NIST handbook 44, multi or single draft weighing is an acceptable method of weighing by law enforcement for determining a violation of Chapter 3 or 15 of this Code. Law enforcement is exempt from the requirements of commercial weighing established in NIST handbook 44.

Within 18 months after the effective date of this amendatory Act of the 91st General Assembly, all municipal and county officers, technicians, and employees who set up and operate portable scales for wheel load or axle load or both and issue citations based on the use of portable scales for wheel load or axle load or both and who have not successfully completed initial classroom and field training regarding the set up and operation of portable scales, shall attend and successfully complete initial classroom and field training administered by the Illinois Law Enforcement Training Standards Board.

(b) Whenever an officer, upon weighing a vehicle and the load, determines that the weight is unlawful, such officer shall require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the weight of the vehicle to the limit permitted under this Chapter, or to the limit permitted under the terms of a permit issued pursuant to Sections 15-301 through 15-318 and shall forthwith arrest the driver or owner. All material so unloaded shall be cared for by the owner or operator of the vehicle at the risk of such owner or operator; however, whenever a 3 or 4 axle vehicle with a tandem axle dimension greater than 72 inches, but less than 96 inches and registered as a Special Hauling Vehicle is transporting asphalt or concrete in the plastic state that exceeds axle weight or gross weight limits by less than 4,000 pounds, the owner or operator of the vehicle shall accept the arrest ticket or tickets for the alleged violations under this Section and proceed without shifting or reducing the load being transported or may shift or reduce the load under the provisions of subsection (d) or (e) of this Section, when applicable. Any fine imposed following an overweight violation by a vehicle registered as a Special Hauling Vehicle transporting asphalt or concrete in the plastic state shall be paid as provided in subsection 4 of paragraph (a) of Section 16-105 of this Code.

(c) The Department of Transportation may, at the request of the Department of State Police, erect appropriate regulatory signs on any State highway directing second division vehicles to a scale. The Department of Transportation may also, at the direction of any State Police officer, erect portable regulating signs on any highway directing second division vehicles to a portable scale. Every such vehicle, pursuant to such sign, shall stop and be weighed.

(d) Whenever any axle load of a vehicle exceeds the axle or tandem axle weight limits permitted by paragraph (a) or (f) of Section 15-111 by 2000 pounds or less, the owner or operator of the vehicle must shift or remove the excess so as to comply with paragraph (a) or (f) of Section 15-111. No overweight arrest ticket shall be issued to the owner or operator of the vehicle by any officer if the excess weight is shifted or removed as required by this paragraph.

(e) Whenever the gross weight of a vehicle with a registered gross weight of ~~80,000~~ ~~73,280~~ pounds or less exceeds the weight limits of paragraph (b) or (f) of Section 15-111 of this Chapter by 2000 pounds or less, the owner or operator of the vehicle must remove the excess. Whenever the gross weight of a vehicle with a registered gross weight of ~~80,000~~ ~~73,284~~ pounds or more exceeds the weight limits of paragraph (b) or (f) of Section 15-111 by 1,000 pounds or less or 2,000 pounds or less if weighed on wheel load weighers, the owner or operator of the vehicle must remove the excess. In either case no arrest ticket for any overweight violation of this Code shall be issued to the owner or operator of the vehicle by any officer if the excess weight is removed as required by this paragraph. A person who has been granted a special permit under Section 15-301 of this Code shall not be granted a tolerance on wheel load weighers.

(f) Whenever an axle load of a vehicle exceeds axle weight limits allowed by the provisions of a permit an arrest ticket shall be issued, but the owner or operator of the vehicle may shift the load so as to comply with the provisions of the permit. Where such shifting of a load to comply with the permit is accomplished, the owner or operator of the vehicle may then proceed.

(g) Any driver of a vehicle who refuses to stop and submit his vehicle and load to weighing after being directed to do so by an officer or removes or causes the removal of the load or part of it prior to weighing is guilty of a business offense and shall be fined not less than \$500 nor more than \$2,000.

(Source: P.A. 91-129, eff. 7-16-99; 92-417, eff. 1-1-02.)

(625 ILCS 5/15-113) (from Ch. 95 1/2, par. 15-113)

Sec. 15-113. Violations; Penalties.

(a) Whenever any vehicle is operated in violation of the provisions of Section 15-111 or subsection (d) of Section 3-401, the owner or driver of such vehicle shall be deemed guilty of such violation and either the owner or the driver of such vehicle may be prosecuted for such violation. Any person charged with a violation of any of these provisions who pleads not guilty shall be present in court for the trial on the charge. Any person, firm or corporation convicted of any violation of Section 15-111 including, but not limited to, a maximum axle or gross limit specified on a regulatory sign posted in accordance with paragraph (g) or (h) of Section 15-111, shall be fined according to the following schedule:

Up to and including	2000 pounds	
	overweight =	<u>\$100</u> \$50
from 2001 through	2500 pounds	

	overweight =	the fine is \$270 <u>\$135</u>
from 2501 through	3000 pounds	
	overweight =	the fine is \$330 <u>\$165</u>
from 3001 through	3500 pounds	
	overweight =	the fine is \$520 <u>\$260</u>
from 3501 through	4000 pounds	
	overweight =	the fine is \$600 <u>\$300</u>
from 4001 through	4500 pounds	
	overweight =	the fine is \$850 <u>\$425</u>
from 4501 through	5000 pounds	
	overweight =	the fine is \$950 <u>\$475</u>
from 5001 or more pounds	overweight =	the fine shall be computed by assessing \$1500 <u>\$750</u> for the first 500 pounds overweight and \$150 <u>\$75</u> for each additional increment of 500 pounds overweight or fraction thereof.

In addition any person, firm or corporation convicted of 4 or more violations of Section 15-111 within any 12 month period shall be fined an additional amount of ~~\$5,000~~ \$2500 for the fourth and each subsequent conviction within the 12 month period. Provided, however, that with regard to a firm or corporation, a fourth or subsequent conviction shall mean a fourth or subsequent conviction attributable to any one employee-driver.

(b) Whenever any vehicle is operated in violation of the provisions of Sections 15-102, 15-103 or 15-107, the owner or driver of such vehicle shall be deemed guilty of such violation and either may be prosecuted for such violation. Any person, firm or corporation convicted of any violation of Sections 15-102, 15-103 or 15-107 shall be fined for the first or second conviction an amount equal to not less than \$50 nor more than \$500, and for the third and subsequent convictions by the same person, firm or corporation within a period of one year after the date of the first offense, not less than \$500 nor more than \$1,000.

(c) All proceeds of the additional fines imposed by this amendatory Act of the 96th General Assembly shall be deposited into the Capital Projects Fund.

(Source: P.A. 88-476; 89-117, eff. 7-7-95; 89-245, eff. 1-1-96.)

(625 ILCS 5/15-306) (from Ch. 95 1/2, par. 15-306)

Sec. 15-306. Fees for Overweight-Axle Loads. Fees for special permits to move legal gross weight vehicles, combinations of vehicles and loads with overweight-axle loads shall be paid by the applicant to the Department as follows:

For each overweight single axle or tandem axle group, the flat rate fees herein scheduled for increments of 45 miles or fraction thereof including issuance fee predicated upon a ~~20,000~~ 20,000 ~~an 18,000~~ pound single axle equivalency.

Axle weight in excess of legal	20,000 18,000 Pound Single Axle Equivalency Fees		
	2-Axle Single Axle	3-Axle Tandem	Tandem
1-6000 lbs.	\$5	\$5	\$5
6001-11,000 lbs.	8	7	6
11,001-17,000 lbs.	not permitted	8	7
17,001-22,000 lbs.	not permitted	not permitted	9
22,001-29,000 lbs.	not permitted	not permitted	11

[May 20, 2009]

(Source: P.A. 90-676, eff. 7-31-98.)

(625 ILCS 5/15-307) (from Ch. 95 1/2, par. 15-307)

Sec. 15-307. Fees for Overweight-Gross Loads. Fees for special permits to move vehicles, combinations of vehicles and loads with overweight-gross loads shall be paid at the flat rate fees established in this Section for weights in excess of legal gross weights, by the applicant to the Department.

(a) With respect to fees for overweight-gross loads listed in this Section and for overweight-axle loads listed in Section 15-306, one fee only shall be charged, whichever is the greater, but not for both.

(b) In lieu of the fees stated in this Section and Section 15-306, with respect to combinations of vehicles consisting of a 3-axle truck tractor with a tandem axle composed of 2 consecutive axles drawing a semitrailer, or other vehicle approved by the Department, equipped with a tandem axle composed of 3 consecutive axles, weighing over 80,000 ~~73,280~~ pounds but not more than 88,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$10
From 45 miles to 90 miles	12.50
From 90 miles to 135 miles	15.00
From 135 miles to 180 miles	17.50
From 180 miles to 225 miles	20.00
For each additional 45 miles or part thereof in excess of the rate for 225 miles, an additional	2.50

For such combinations weighing over 88,000 pounds but not more than 100,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	15
From 45 miles to 90 miles	25
From 90 miles to 135 miles	35
From 135 miles to 180 miles	45
From 180 miles to 225 miles	55
For each additional 45 miles or part thereof in excess of the rate for 225 miles, an additional	10

For such combination weighing over 100,000 pounds but not more than 110,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$20
From 45 miles to 90 miles	32.50
From 90 miles to 135 miles	45
From 135 miles to 180 miles	57.50
From 180 miles to 225 miles	70
For each additional 45 miles or part thereof in excess of the rate for 225 miles an additional	12.50

For such combinations weighing over 110,000 pounds but not more than 120,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$30
From 46 miles to 90 miles	55
From 90 miles to 135 miles	80
From 135 miles to 180 miles	105
From 180 miles to 225 miles	130
For each additional 45 miles or part thereof in excess of the rate for 225 miles an additional	25

Payment of overweight fees for the above combinations also shall include fees for overwidth dimensions of 4 feet or less, overheight and overlength. Any overwidth in excess of 4 feet shall be charged an additional fee of \$15.

(c) In lieu of the fees stated in this Section and Section 15-306 of this Chapter, with respect to combinations of vehicles consisting of a 3-axle truck tractor with a tandem axle composed of 2 consecutive axles drawing a semitrailer, or other vehicle approved by the Department, equipped with a tandem axle composed of 2 consecutive

axles, weighing over ~~80,000~~ ~~73,280~~ pounds but not more than 88,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$20
From 45 miles to 90 miles	32.50
From 90 miles to 135 miles	45
From 135 miles to 180 miles	57.50
From 180 miles to 225 miles	70
For each additional 60 miles or part thereof in excess of the rate for 225 miles an additional	12.50

For such combination weighing over 88,000 pounds but not more than 100,000 pounds gross weight, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$30
From 46 miles to 90 miles	55
From 90 miles to 135 miles	80
From 135 miles to 180 miles	105
From 180 miles to 225 miles	130
For each additional 45 miles or part thereof in excess of the rate for 225 miles an additional	25

Payment of overweight fees for the above combinations also shall include fees for overwidth dimension of 4 feet or less, overheight and overlength. Any overwidth in excess of 4 feet shall be charged an additional overwidth fee of \$15.

(d) In lieu of the fees stated in this Section and in Section 15-306 of this Chapter, with respect to a 3 (or more) axle mobile crane or water well-drilling vehicle consisting of a single axle and a tandem axle or 2 tandem axle groups composed of 2 consecutive axles each, with a distance of extreme axles not less than 18 feet, weighing not more than 60,000 pounds gross with no single axle weighing more than 21,000 pounds, or any tandem axle group to exceed 40,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$12.50
For each additional 45 miles or portion thereof	9.00

For such vehicles weighing over 60,000 pounds but not more than 68,000 pounds with no single axle weighing more than 21,000 pounds and no tandem axle group exceeding 48,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$20
For each additional 45 miles or portion thereof	12.50

Payment of overweight fees for the above vehicle shall include overwidth dimension of 4 feet or less, overheight and overlength. Any overwidth in excess of 4 feet shall be charged an additional overwidth fee of \$15.

(e) In lieu of the fees stated in this Section and in Section 15-306 of this Chapter, with respect to a 4 (or more) axle mobile crane or water well drilling vehicle consisting of 2 sets of tandem axles composed of 2 or more consecutive axles each with a distance between extreme axles of not less than 23 feet weighing not more than 72,000 pounds with axle weights on one set of tandem axles not more than 34,000 pounds, and weight in the other set of tandem axles not to exceed 40,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$15
For each additional 45 miles or portion thereof	10

For such vehicles weighing over 72,000 pounds but not more than 76,000 pounds with axle weights on either set of tandem axles not more than 44,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$20
For each additional 45 miles or portion thereof	12.50

Payment of overweight fees for the above vehicle shall include overwidth dimension of 4 feet or less, overheight and overlength. Any overwidth in excess of 4 feet shall be charged an additional fee of \$15.

(f) In lieu of fees stated in this Section and in Section 15-306 of this Chapter, with respect to a two axle mobile crane or water well-drilling vehicle consisting of 2 single axles weighing not more than 48,000 pounds with no single axle weighing more than 25,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$15
For each additional 45 miles or portion thereof	10

For such vehicles weighing over 48,000 pounds but not more than 54,000 pounds with no single axle weighing more than 28,000 pounds, the fees shall be at the following rates:

Distance	Rate
For the first 45 miles	\$20
For each additional 45 miles or portion thereof	12.50

Payment of overweight fees for the above vehicle shall include overwidth dimension of 4 feet or less, overheight and overlength. Any overwidth in excess of 4 feet shall be charged an additional overwidth fee of \$15.

(g) Fees for special permits to move vehicles, combinations of vehicles, and loads with overweight gross loads not included in the fee categories shall be paid by the applicant to the Department at the rate of \$50 plus 3.5 cents per ton-mile in excess of legal weight.

With respect to fees for overweight gross loads not included in the schedules specified in paragraphs (a) through (e) of Section 15-307 and for overweight axle loads listed in Section 15-306, one fee only shall be charged, whichever is the greater, but not both. An additional fee in accordance with the schedule set forth in Section 15-305 shall be charged for each overdimension.

(h) Fees for special permits for continuous limited operation authorizing the applicant to operate vehicles that exceed the weight limits provided for in subsection (d) of Section 15-111.

All single axles excluding the steer axle and axles within a tandem are limited to 24,000 pounds or less unless otherwise noted in this subsection (h). Loads up to 12 feet wide and 110 feet in length shall be included within this permit. Fees shall be \$250 for a quarterly and \$1,000 for an annual permit. Front tag axle and double tandem trailers are not eligible.

The following configurations qualify for the quarterly and annual permits:

(1) 3 or more axles, total gross weight of 68,000 pounds or less, front tandem or axle 21,000 pounds or less, rear tandem 48,000 pounds or less on 2 or 3 axles, 25,000 pounds or less on single axle;

(2) 4 or more axles, total gross weight of 76,000 pounds or less, front tandem 44,000 pounds or less on 2 axles, front axle 20,000 pounds or less, rear tandem 44,000 pounds or less on 2 axles and 23,000 pounds or less on single axle or 48,000 pounds or less on 3 axles, 25,000 pounds or less on single axle;

(3) 5 or more axles, total gross weight of 100,000 pounds or less, front tandem 48,000 pounds or less on 2 axles, front axle 20,000 pounds or less, 25,000 pounds or less on single axle, rear tandem 48,000 pounds or less on 2 axles, 25,000 pounds or less on single axle;

(4) 6 or more axles, total gross weight of 120,000 pounds or less, front tandem 48,000 pounds or less on 2 axles, front axle 20,000 pounds or less, single axle 25,000 pounds or less, or rear tandem 60,000 pounds or less on 3 axles, 21,000 pounds or less on single axles within a tandem.

(Source: P.A. 94-49, eff. 1-1-06.)

(625 ILCS 5/16-105) (from Ch. 95 1/2, par. 16-105)

Sec. 16-105. Disposition of fines and forfeitures.

(a) Except as provided in Section 15-113 and Section 16-104a of this Act and except for those amounts required to be paid into the Traffic and Criminal Conviction Surcharge Fund in the State Treasury pursuant to Section 9.1 of the Illinois Police Training Act and Section 5-9-1 of the Unified Code of Corrections and except those amounts subject to disbursement by the circuit clerk under Section 27.5 of the Clerks of Courts Act, fines and penalties recovered under the provisions of Chapters 11 through 16 inclusive of this Code shall be paid and used as follows:

1. For offenses committed upon a highway within the limits of a city, village, or incorporated town or under the jurisdiction of any park district, to the treasurer of the particular city, village, incorporated town or park district, if the violator was arrested by the authorities of the city, village, incorporated town or park district, provided the police officers and officials of cities, villages, incorporated towns and park districts shall seasonably prosecute for all fines and penalties under this Code. If the violation is prosecuted by the authorities of the county, any fines or penalties recovered shall be paid to the county treasurer. Provided further that if the violator was arrested by the State Police, fines and penalties recovered under the provisions of paragraph (a) of Section 15-113 of this Code or paragraph (e) of Section 15-316 of this Code shall be paid over to the Department of State Police which shall thereupon remit the amount of the fines and penalties so received to the State Treasurer who shall deposit the amount so remitted in the special fund in the State treasury known as the Road Fund except that if the violation is prosecuted by the State's Attorney, 10% of the fine or penalty recovered shall be paid to the State's Attorney as a fee of his office and the balance shall be paid over to the Department of State Police for remittance to and deposit by the State Treasurer as hereinabove provided.

2. Except as provided in paragraph 4, for offenses committed upon any highway outside the limits of a city, village, incorporated town or park district, to the county treasurer of the county where the offense was committed except if such offense was committed on a highway maintained by or under the

supervision of a township, township district, or a road district to the Treasurer thereof for deposit in the road and bridge fund of such township or other district; Provided, that fines and penalties recovered under the provisions of paragraph (a) of Section 15-113, paragraph (d) of Section 3-401, or paragraph (e) of Section 15-316 of this Code shall be paid over to the Department of State Police which shall thereupon remit the amount of the fines and penalties so received to the State Treasurer who shall deposit the amount so remitted in the special fund in the State treasury known as the Road Fund except that if the violation is prosecuted by the State's Attorney, 10% of the fine or penalty recovered shall be paid to the State's Attorney as a fee of his office and the balance shall be paid over to the Department of State Police for remittance to and deposit by the State Treasurer as hereinabove provided.

3. Notwithstanding subsections 1 and 2 of this paragraph, for violations of overweight and overload limits found in Sections 15-101 through 15-203 of this Code, which are committed upon the highways belonging to the Illinois State Toll Highway Authority, fines and penalties shall be paid over to the Illinois State Toll Highway Authority for deposit with the State Treasurer into that special fund known as the Illinois State Toll Highway Authority Fund, except that if the violation is prosecuted by the State's Attorney, 10% of the fine or penalty recovered shall be paid to the State's Attorney as a fee of his office and the balance shall be paid over to the Illinois State Toll Highway Authority for remittance to and deposit by the State Treasurer as hereinabove provided.

4. With regard to violations of overweight and overload limits found in Sections 15-101 through 15-203 of this Code committed by operators of vehicles registered as Special Hauling Vehicles, for offenses committed upon a highway within the limits of a city, village, or incorporated town or under the jurisdiction of any park district, all fines and penalties shall be paid over or retained as required in paragraph 1. However, with regard to the above offenses committed by operators of vehicles registered as Special Hauling Vehicles upon any highway outside the limits of a city, village, incorporated town or park district, fines and penalties shall be paid over or retained by the entity having jurisdiction over the road or highway upon which the offense occurred, except that if the violation is prosecuted by the State's Attorney, 10% of the fine or penalty recovered shall be paid to the State's Attorney as a fee of his office.

(b) Failure, refusal or neglect on the part of any judicial or other officer or employee receiving or having custody of any such fine or forfeiture either before or after a deposit with the proper official as defined in paragraph (a) of this Section, shall constitute misconduct in office and shall be grounds for removal therefrom.

(Source: P.A. 88-403; 88-476; 88-535; 89-117, eff. 7-7-95.)

Section 960. The Criminal Code of 1961 is amended by changing Sections 28-1, 28-1.1, and 28-3 as follows: (720 ILCS 5/28-1) (from Ch. 38, par. 28-1)

Sec. 28-1. Gambling.

(a) A person commits gambling when he:

- (1) Plays a game of chance or skill for money or other thing of value, unless excepted in subsection (b) of this Section; or
- (2) Makes a wager upon the result of any game, contest, or any political nomination, appointment or election; or
- (3) Operates, keeps, owns, uses, purchases, exhibits, rents, sells, bargains for the sale or lease of, manufactures or distributes any gambling device; or
- (4) Contracts to have or give himself or another the option to buy or sell, or

contracts to buy or sell, at a future time, any grain or other commodity whatsoever, or any stock or security of any company, where it is at the time of making such contract intended by both parties thereto that the contract to buy or sell, or the option, whenever exercised, or the contract resulting therefrom, shall be settled, not by the receipt or delivery of such property, but by the payment only of differences in prices thereof; however, the issuance, purchase, sale, exercise, endorsement or guarantee, by or through a person registered with the Secretary of State pursuant to Section 8 of the Illinois Securities Law of 1953, or by or through a person exempt from such registration under said Section 8, of a put, call, or other option to buy or sell securities which have been registered with the Secretary of State or which are exempt from such registration under Section 3 of the Illinois Securities Law of 1953 is not gambling within the meaning of this paragraph (4); or

(5) Knowingly owns or possesses any book, instrument or apparatus by means of which bets or wagers have been, or are, recorded or registered, or knowingly possesses any money which he has received in the course of a bet or wager; or

(6) Sells pools upon the result of any game or contest of skill or chance, political nomination, appointment or election; or

(7) Sets up or promotes any lottery or sells, offers to sell or transfers any ticket or share for any lottery; or

(8) Sets up or promotes any policy game or sells, offers to sell or knowingly possesses

or transfers any policy ticket, slip, record, document or other similar device; or

(9) Knowingly drafts, prints or publishes any lottery ticket or share, or any policy ticket, slip, record, document or similar device, except for such activity related to lotteries, bingo games and raffles authorized by and conducted in accordance with the laws of Illinois or any other state or foreign government; or

(10) Knowingly advertises any lottery or policy game, except for such activity related to lotteries, bingo games and raffles authorized by and conducted in accordance with the laws of Illinois or any other state; or

(11) Knowingly transmits information as to wagers, betting odds, or changes in betting odds by telephone, telegraph, radio, semaphore or similar means; or knowingly installs or maintains equipment for the transmission or receipt of such information; except that nothing in this subdivision (11) prohibits transmission or receipt of such information for use in news reporting of sporting events or contests; or

(12) Knowingly establishes, maintains, or operates an Internet site that permits a person to play a game of chance or skill for money or other thing of value by means of the Internet or to make a wager upon the result of any game, contest, political nomination, appointment, or election by means of the Internet. This item (12) does not apply to activities referenced in items (6) and (6.1) of subsection (b) of this Section.

(b) Participants in any of the following activities shall not be convicted of gambling therefor:

(1) Agreements to compensate for loss caused by the happening of chance including without limitation contracts of indemnity or guaranty and life or health or accident insurance; ‡

(2) Offers of prizes, award or compensation to the actual contestants in any bona fide contest for the determination of skill, speed, strength or endurance or to the owners of animals or vehicles entered in such contest; ‡

(3) Pari-mutuel betting as authorized by the law of this State; ‡

(4) Manufacture of gambling devices, including the acquisition of essential parts therefor and the assembly thereof, for transportation in interstate or foreign commerce to any place outside this State when such transportation is not prohibited by any applicable Federal law; or the manufacture, distribution, or possession of video gaming terminals, as defined in the Video Gaming Act, by manufacturers, distributors, and terminal operators licensed to do so under the Video Gaming Act. ‡

(5) The game commonly known as "bingo", when conducted in accordance with the Bingo License and Tax Act; ‡

(6) Lotteries when conducted by the State of Illinois or a third party pursuant to a Management Agreement with the State of Illinois in accordance with the Illinois

Lottery Law. This exemption includes any activity conducted by the Department of Revenue to sell lottery tickets pursuant to the provisions of the Illinois Lottery Law and its rules. ‡

(6.1) The purchase of lottery tickets through the Internet for a lottery conducted by the State of Illinois under the program established in Section 7.12 of the Illinois Lottery Law.

(7) Possession of an antique slot machine that is neither used nor intended to be used in the operation or promotion of any unlawful gambling activity or enterprise. For the purpose of this subparagraph (b)(7), an antique slot machine is one manufactured 25 years ago or earlier; ‡

(8) Raffles when conducted in accordance with the Raffles Act; ‡

(9) Charitable games when conducted in accordance with the Charitable Games Act; ‡

(10) Pull tabs and jar games when conducted under the Illinois Pull Tabs and Jar Games Act; ‡~~or~~

(11) Gambling games conducted on riverboats when authorized by the Riverboat Gambling Act.

(12) Video gaming terminal games at a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment when conducted in accordance with the Video Gaming Act.

(c) Sentence.

Gambling under subsection (a)(1) or (a)(2) of this Section is a Class A misdemeanor. Gambling under any of subsections (a)(3) through (a)(11) of this Section is a Class A misdemeanor. A second or subsequent conviction under any of subsections (a)(3) through (a)(11), is a Class 4 felony. Gambling under subsection (a)(12) of this Section is a Class A misdemeanor. A second or subsequent conviction under subsection (a)(12) is a Class 4 felony.

(d) Circumstantial evidence.

In prosecutions under subsection (a)(1) through (a)(12) of this Section circumstantial evidence shall have the same validity and weight as in any criminal prosecution.

(Source: P.A. 91-257, eff. 1-1-00.)

(720 ILCS 5/28-1.1) (from Ch. 38, par. 28-1.1)

Sec. 28-1.1. Syndicated gambling.

(a) Declaration of Purpose. Recognizing the close relationship between professional gambling and other organized crime, it is declared to be the policy of the legislature to restrain persons from engaging in the business of gambling for profit in this State. This Section shall be liberally construed and administered with a view to carrying out this policy.

(b) A person commits syndicated gambling when he operates a "policy game" or engages in the business of bookmaking.

(c) A person "operates a policy game" when he knowingly uses any premises or property for the purpose of receiving or knowingly does receive from what is commonly called "policy":

(1) money from a person other than the better or player whose bets or plays are represented by such money; or

(2) written "policy game" records, made or used over any period of time, from a person other than the better or player whose bets or plays are represented by such written record.

(d) A person engages in bookmaking when he receives or accepts more than five bets or wagers upon the result of any trials or contests of skill, speed or power of endurance or upon any lot, chance, casualty, unknown or contingent event whatsoever, which bets or wagers shall be of such size that the total of the amounts of money paid or promised to be paid to such bookmaker on account thereof shall exceed \$2,000. Bookmaking is the receiving or accepting of such bets or wagers regardless of the form or manner in which the bookmaker records them.

(e) Participants in any of the following activities shall not be convicted of syndicated gambling:

(1) Agreements to compensate for loss caused by the happening of chance including without limitation contracts of indemnity or guaranty and life or health or accident insurance; and

(2) Offers of prizes, award or compensation to the actual contestants in any bona fide contest for the determination of skill, speed, strength or endurance or to the owners of animals or vehicles entered in such contest; and

(3) Pari-mutuel betting as authorized by law of this State; and

(4) Manufacture of gambling devices, including the acquisition of essential parts therefor and the assembly thereof, for transportation in interstate or foreign commerce to any place outside this State when such transportation is not prohibited by any applicable Federal law; and

(5) Raffles when conducted in accordance with the Raffles Act; and

(6) Gambling games conducted on riverboats when authorized by the Riverboat Gambling Act

; and-

(7) Video gaming terminal games at a licensed establishment, licensed truck stop establishment, licensed fraternal establishment, or licensed veterans establishment when conducted in accordance with the Video Gaming Act.

(f) Sentence. Syndicated gambling is a Class 3 felony.

(Source: P.A. 86-1029; 87-435.)

(720 ILCS 5/28-3) (from Ch. 38, par. 28-3)

Sec. 28-3. Keeping a Gambling Place. A "gambling place" is any real estate, vehicle, boat or any other property whatsoever used for the purposes of gambling other than gambling conducted in the manner authorized by the Riverboat Gambling Act or the Video Gaming Act. Any person who knowingly permits any premises or property owned or occupied by him or under his control to be used as a gambling place commits a Class A misdemeanor. Each subsequent offense is a Class 4 felony. When any premises is determined by the circuit court to be a gambling place:

(a) Such premises is a public nuisance and may be proceeded against as such, and

(b) All licenses, permits or certificates issued by the State of Illinois or any subdivision or public agency thereof authorizing the serving of food or liquor on such premises shall be void; and no license, permit or certificate so cancelled shall be reissued for such premises for a period of 60 days thereafter; nor shall any person convicted of keeping a gambling place be reissued such license for one year from his conviction and, after a second conviction of keeping a gambling place, any such person shall not be reissued such license, and

(c) Such premises of any person who knowingly permits thereon a violation of any Section of this Article shall be held liable for, and may be sold to pay any unsatisfied judgment that may be recovered and any unsatisfied fine that may be levied under any Section of this Article.

(Source: P.A. 86-1029.)

ARTICLE 9999.

Section 9999. Effective date. This Act takes effect July 1, 2009, except that the changes to Sections 15-102, 15-107, 15-111, 15-112, 15-113, 15-307, and 16-105 of the Illinois Vehicle Code take effect January 1, 2010."

[May 20, 2009]

The motion prevailed.

And the amendment was adopted and ordered printed.

Senate Floor Amendment No. 2 was held in the Committee on Assignments.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO HOUSE BILL 255

AMENDMENT NO. 3. Amend House Bill 255, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, on page 184, immediately below line 3, by inserting the following:

"Section 950. The Environmental Protection Act is amended by changing Section 57.11 as follows:

(415 ILCS 5/57.11)

Sec. 57.11. Underground Storage Tank Fund; creation.

(a) There is hereby created in the State Treasury a special fund to be known as the Underground Storage Tank Fund. There shall be deposited into the Underground Storage Tank Fund all monies received by the Office of the State Fire Marshal as fees for underground storage tanks under Sections 4 and 5 of the Gasoline Storage Act and as fees pursuant to the Motor Fuel Tax Law. All amounts held in the Underground Storage Tank Fund shall be invested at interest by the State Treasurer. All income earned from the investments shall be deposited into the Underground Storage Tank Fund no less frequently than quarterly. Moneys in the Underground Storage Tank Fund, pursuant to appropriation, may be used by the Agency and the Office of the State Fire Marshal for the following purposes:

(1) To take action authorized under Section 57.12 to recover costs under Section 57.12.

(2) To assist in the reduction and mitigation of damage caused by leaks from underground storage tanks, including but not limited to, providing alternative water supplies to persons whose drinking water has become contaminated as a result of those leaks.

(3) To be used as a matching amount towards federal assistance relative to the release of petroleum from underground storage tanks.

(4) For the costs of administering activities of the Agency and the Office of the State Fire Marshal relative to the Underground Storage Tank Fund.

(5) For payment of costs of corrective action incurred by and indemnification to operators of underground storage tanks as provided in this Title.

(6) For a total of 2 demonstration projects in amounts in excess of a \$10,000 deductible charge designed to assess the viability of corrective action projects at sites which have experienced contamination from petroleum releases. Such demonstration projects shall be conducted in accordance with the provision of this Title.

(7) Subject to appropriation, moneys in the Underground Storage Tank Fund may also be used by the Department of Revenue for the costs of administering its activities relative to the Fund and for refunds provided for in Section 13a.8 of the Motor Fuel Tax Act.

(b) Moneys in the Underground Storage Tank Fund may, pursuant to appropriation, be used by the Office of the State Fire Marshal or the Agency to take whatever emergency action is necessary or appropriate to assure that the public health or safety is not threatened whenever there is a release or substantial threat of a release of petroleum from an underground storage tank and for the costs of administering its activities relative to the Underground Storage Tank Fund.

(c) Beginning July 1, 1993, the Governor shall certify to the State Comptroller and State Treasurer the monthly amount necessary to pay debt service on State obligations issued pursuant to Section 6 of the General Obligation Bond Act. On the last day of each month, the Comptroller shall order transferred and the Treasurer shall transfer from the Underground Storage Tank Fund to the General Obligation Bond Retirement and Interest Fund the amount certified by the Governor, plus any cumulative deficiency in those transfers for prior months.

(d) Except as provided in subsection (c) of this Section, the Underground Storage Tank Fund is not subject to administrative charges authorized under Section 8h of the State Finance Act that would in any way transfer any funds from the Underground Storage Tank Fund into any other fund of the State. (Source: P.A. 90-491, eff. 1-1-98.); and

on page 277, line 19, by replacing "2010" with "2010; but this Act does not take effect at all unless House Bill 312 of the 96th General Assembly, as amended, becomes law".

The motion prevailed.

And the amendment was adopted and ordered printed.

[May 20, 2009]

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cullerton, **House Bill No. 255**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 47; NAYS 12.

The following voted in the affirmative:

Althoff	Frerichs	Koehler	Risinger
Bomke	Garrett	Kotowski	Sandoval
Bond	Haine	Lightford	Schoenberg
Clayborne	Harmon	Link	Silverstein
Cronin	Hendon	Luechtefeld	Steans
Crotty	Holmes	Maloney	Sullivan
Dahl	Hultgren	Martinez	Syverson
DeLeo	Hunter	Muñoz	Trotter
Delgado	Hutchinson	Noland	Viverito
Demuzio	Jacobs	Pankau	Wilhelmi
Dillard	Jones, E.	Radogno	Mr. President
Forby	Jones, J.	Raoul	

The following voted in the negative:

Bivins	Duffy	Millner
Brady	Laufen	Murphy
Burzynski	McCarter	Righter
Collins	Meeks	Rutherford

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

HOUSE BILL RECALLED

On motion of Senator Cullerton, **House Bill No. 312** was recalled from the order of third reading to the order of second reading.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT 1 TO HOUSE BILL 312

AMENDMENT NO. _____. Amend House Bill 312 by deleting everything after the enacting clause and inserting in lieu thereof with the following:

“ARTICLE 5
ARCHITECT OF THE CAPITOL

Section 5. The amount of \$3,883, or so much of this amount as may be necessary and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Section 5 of Article 27 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Office of the Architect of the Capitol for plans, specifications, and continuation of work

[May 20, 2009]

pursuant to the report and recommendations of the architectural, structural, and mechanical surveys of the State Capitol Building. This is for the continuation of the rehabilitation of the Capitol Building.

Section 10. The sum of \$553,641, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Section 10 of Article 27 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Office of the Architect of the Capitol for remodeling, planning, relocation, permanent equipment, and other related expenses, including architectural and engineering fees associated with construction, for the remodeling of office space and other support areas under the jurisdiction of the House of Representatives and the Senate.

Section 15. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Sections 5 and 10 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 5 \$557,524

ARTICLE 10
DEPARTMENT OF AGRICULTURE

Section 5. The following named amounts, or so much thereof as may be necessary are appropriated to the Department of Agriculture for repairs, maintenance, and capital improvements including construction, reconstruction, improvement, repair and installation of capital facilities, cost of planning, supplies, materials, equipment, services and all other expenses required to complete the work:

Payable from Agricultural Premium Fund:

For various projects at the State	
Fairgrounds	600,000
For various projects at the DuQuoin State	
Fairgrounds	<u>250,000</u>
Total	<u>\$850,000</u>

Section 15. The amount of \$2,612,500, or so much thereof as may be necessary, is appropriated from the Partners for Conservation Projects Fund to the Department of Agriculture for the Conservation Practices Cost-Share program.

Section 20. The amount of \$2,612,500, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Agriculture for deposit into the Partners for Conservation Projects Fund.

Total, Article 10 \$6,075,000

ARTICLE 15
DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Section 5. The amount of \$13,500,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Central Management Services for infrastructure improvement, hardware and related costs.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 15 \$13,500,000

ARTICLE 20
DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Section 5. The sum of \$8,094,074, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 29, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Central Management Services for Information Technology infrastructure expenses including but not limited to related hardware and equipment.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 20

\$8,094,074

ARTICLE 23
CAPITAL DEVELOPMENT BOARD

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Capital Development Board for grants awarded under the Community Health Center Construction Act.

ARTICLE 25
DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

Section 5. The sum of \$3,000,000, or so much thereof as may be necessary, is appropriated from the Port Development Revolving Loan Fund to the Department of Commerce and Economic Opportunity for grants and loans associated with the Port Development Revolving Loan Program pursuant to 30 ILCS 750/9-11.

Section 20. The sum of \$17,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Fermi National Accelerator Laboratory for the Illinois Accelerator Research Center.

Section 25. The sum of \$13,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Argonne National Laboratory for the Advanced Protein Crystallization Facility.

Section 30. The sum of \$60,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to University of Illinois at Urbana/Champaign for all costs associated with design and construction of a Petascale Computing Facility.

Section 45. The amount of \$25,000,000 or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the redevelopment of brownfield sites.

Section 50. No contract shall be entered into or obligation incurred or any expenditure made from any appropriation herein made in this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 25

\$118,000,000

ARTICLE 30
DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 10 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for grants pursuant to 20 ILCS 605/605-

332 – Coal Revival Program.

Section 10. The sum of \$1,975,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 40 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the Illinois Renewable Fuels Development Act.

Section 15. The sum of \$13,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 45 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to the Argonne National Laboratory for the Rare Isotope Accelerator for bondable infrastructure improvements. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 20. The amount of \$5,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 75 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for the specific purposes of acquisition, development, construction, reconstruction, improvement, financing, architectural and technical planning and installation of capital facilities consisting of buildings, structures, durable equipment, and land for the purpose of capital development of coal resources within the State.

Section 25. The amount of \$17,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 80 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for the specific purposes of acquisition, development, construction, reconstruction, improvement, financing, architectural and technical planning and installation of capital facilities consisting of buildings, structures, durable equipment, and land for the purpose of capital development of coal resources within the State, including but not limited to a grant for a commercial scale project that produces electric power and hydrogen and demonstrates underground storage of up to 1 million metric tons annually of carbon dioxide.

Section 30. The amount of \$7,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 90 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Argonne National Laboratory for the Advanced Protein Crystallization Facility.

Section 35. The amount of \$15,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 95 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant for the Illinois Science and Technology Park.

Section 40. The amount of \$3,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 105 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Fermi National Accelerator Laboratory for the Illinois Accelerator Research Center.

Section 45. The amount of \$20,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 120 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the Illinois Renewable Fuels Development Act.

Section 50. The amount of \$15,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 125 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the redevelopment of brownfield sites.

Section 55. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 1, Section 10 of Public Act 95-1030, is reappropriated from the FY09 Budget Relief Fund to the Department of Commerce and Economic Opportunity for the Illinois Rural HealthNet.

Section 60. The amount of \$35,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 2, Section 20 of Public Act 95-1030, is reappropriated from the Coal Development Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of facility cost reports prepared pursuant to Section 1-75(d)(4) of the Illinois Power Agency Act.

Section 65. No contract shall be entered into or obligation incurred or any expenditure made from any appropriation herein made in this Article in Sections 5 through 50, until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 30

\$183,975,000

ARTICLE 35
DEPARTMENT OF NATURAL RESOURCES
GRANTS AND REIMBURSEMENTS - GENERAL OFFICE

Section 10. The sum of \$725,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for the administration and payment of grants to local governmental units for the construction, maintenance, and improvement of boat access areas.

Section 15. The sum of \$120,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for the purposes of the Snowmobile Registration and Safety Act and for the administration and payment of grants to local governmental units for the construction, land acquisition, lease, maintenance and improvement of snowmobile trails and access areas.

Section 20. To the extent federal funds including reimbursements are available for such purposes, the sum of \$75,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for all costs for construction and development of facilities for transient, non-trailerable recreational boats, including grants for such purposes and authorized under the Boating Infrastructure Grant Program.

Section 25. The sum of \$150,000, new appropriation, is appropriated from the State Boating Act Fund to the Department of Natural Resources for a grant to the Chain O'Lakes – Fox River Waterway Management Agency for the Agency's operational expenses.

Section 30. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from State Boating Act Fund:

For multiple use facilities and programs for boating purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies,

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materials, labor, land acquisition,
 services, studies and all other
 expenses required to comply with the
 intent of this appropriation 1,500,000
 Payable from State Parks Fund:
 For multiple use facilities and programs
 for park and trail purposes provided by
 the Department of Natural Resources, including
 construction and development, all costs
 for supplies, materials, labor, land
 acquisition, services, studies, and
 all other expenses required to comply with
 the intent of this appropriation 150,000

Section 35. The sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Wildlife and Fish Fund to the Department of Natural Resources for acquisition and development, including grants, for the implementation of the North American Waterfowl Management Plan within the Dominion of Canada or the United States which specifically provides waterfowl for the Mississippi Flyway.

Section 40. To the extent federal funds including reimbursements are available for such purposes, the sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Wildlife and Fish Fund to the Department of Natural Resources for construction and renovation of waste reception facilities for recreational boaters, including grants for such purposes authorized under the Clean Vessel Act.

Section 50. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:
 Payable from Forest Reserve Fund:

 For U.S. Forest Service Program..... 500,000

Section 55. The sum of \$110,000, or so much thereof as may be necessary, is appropriated from the Plugging and Restoration Fund to the Department of Natural Resources, Office of Mines and Minerals for the Landowner Grant Program authorized under the Oil and Gas Act, as amended by Public Act 90-0260.

Section 60. The sum of \$1,500,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the Abandoned Mined Lands Set Aside Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines and any other expenses necessary for emergency response.

Section 65. The sum of \$99,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the State Furbearer Fund for the conservation of fur bearing mammals in accordance with the provisions of Section 5/1.32 of the "Wildlife Code", as now or hereafter amended.

Section 70. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from Natural Areas Acquisition Fund:
 For the acquisition, preservation and
 stewardship of natural areas, including habitats
 for endangered and threatened species, high
 quality natural communities, wetlands
 and other areas with unique or unusual
 natural heritage qualities..... 3,000,000

Section 75. The sum of \$17,000,000, or so much thereof as may be necessary, is appropriated from the Open Space Lands Acquisition and Development Fund to the Department of Natural Resources for expenses connected with and to make grants to local governments and to distressed communities as provided in the "Open Space Lands Acquisition and Development Act".

Section 80. The sum of \$495,000, or so much thereof as may be necessary, is appropriated from the State Pheasant Fund to the Department of Natural Resources for the conservation of pheasants in accordance with the provisions of Section 5/1.31 of the "Wildlife Code", as now or hereafter amended.

FOR ILLINOIS HABITAT FUND PROGRAM

Section 85. The sum of \$1,215,000, or so much thereof as may be necessary, is appropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of high quality habitat lands in accordance with the provisions of the "Habitat Endowment Act", as now or hereafter amended.

Section 90. The sum of \$225,000, or so much thereof as may be necessary, is appropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of a high quality fish and wildlife habitat and to promote the heritage of outdoor sports in Illinois from revenue derived from the sale of Sportsmen Series license plates.

Section 95. The sum of \$800,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources for expenditure by the Office of Water Resources from the Flood Control Land Lease Fund for disbursement of monies received pursuant to Act of Congress dated September 3, 1954 (68 Statutes 1266, same as appears in Section 701c-3, Title 33, United States Code Annotated), provided such disbursement shall be in compliance with 15 ILCS 515/1 Illinois Compiled Statutes.

Section 100. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:
Payable from Land and Water Recreation Fund:

For Outdoor Recreation Programs.....\$6,200,000

Section 105. The sum of \$600,000, or so much thereof as may be necessary, is appropriated from the Off Highway Vehicle Trails Fund to the Department of Natural Resources for grants to units of local governments, not-for-profit organizations, and other groups to operate, maintain and acquire land for off-highway vehicle trails and parks as provided for in the Recreational Trails of Illinois Act, including administration, enforcement, planning and implementation of this Act.

Section 110. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:
Payable from Federal Title IV Fire

Protection Assistance Fund:
For Rural Community Fire Protection
Programs\$325,000

Section 115. The sum of \$80,000, or so much thereof as may be necessary, is appropriated from the Snowmobile Trail Establishment Fund to the Department of Natural Resources for the administration and payment of grants to nonprofit snowmobile clubs and organizations for construction, maintenance, and rehabilitation of snowmobile trails and areas for the use of snowmobiles.

Section 120. The sum of \$625,000, or so much thereof as may be necessary, is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the payment of grants to timber growers for implementation of acceptable forestry management practices as provided in the "Illinois Forestry Development Act" as now or hereafter amended.

Section 125. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$300,000, is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for Forest Stewardship Technical Assistance.

Section 130. The sum of \$144,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the payment of grants for the implementation of the North American Waterfowl Management Plan within the Dominion of Canada or the United States which specifically provides waterfowl to the Mississippi Flyway as provided in the "Wildlife Code", as amended.

Section 135. The sum of \$144,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the payment of grants for the development of waterfowl propagation areas within the Dominion of Canada or the United States which specifically provide waterfowl for the Mississippi Flyway as provided in the "Wildlife Code", as amended.

Section 140. The sum of \$500,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the purpose of attracting waterfowl and improving public migratory waterfowl areas within the State.

Section 145. The sum of \$3,000,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for grants to units of local government for the acquisition and development of bike paths.

Section 150. The sum of \$750,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for land acquisition, development and maintenance of bike paths and all other related expenses connected with the acquisition, development and maintenance of bike paths.

Section 155. The sum of \$2,000,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for the development and maintenance, and other related expenses of recreational trails and trail-related projects authorized under the Intermodal Surface Transportation Efficiency Act of 1991, provided such amount shall not exceed funds to be made available for such purposes from state or federal sources.

Section 160. The following named sum, new appropriation, or so much thereof as may be necessary, for the object and purpose hereinafter named, is appropriated to the Department of Natural Resources:

Payable from the Park and Conservation Fund:

For multiple use facilities and programs for park and trail purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with the intent of this appropriation2,000,000

Section 165. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from the Adeline Jay Geo-Karis Illinois Beach Marina Fund:

For rehabilitation, reconstruction, repair,
replacing, fixed assets, and improvement
of facilities at North Point Marina at
Winthrop Harbor.....\$375,000

Section 170. The sum of \$6,000,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the Abandoned Mined Lands Reclamation Council Federal Trust Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines, and any other expenses necessary for emergency response.

Section 175. The sum of \$45,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for the non-federal cost share of a Conservation Reserve Enhancement Program to establish long-term contracts and permanent conservation easements in the Illinois River Basin; to fund cost-share assistance to landowners to encourage approved conservation practices in environmentally sensitive and highly erodible areas of the Illinois River Basin; and to fund the monitoring of long-term improvements of these conservation practices as required in the Memorandum of Agreement between the State of Illinois and the United States Department of Agriculture.

Section 180. The sum of \$42,015,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for water development projects at the approximate cost set forth below:

Addison Creek - Cook & Dupage Counties - For construction of the Addison Creek Flood Control Project as developed by the Addison Creek Restoration Commission	500,000
Ashland – Cass County – For construction of a flood control project to relieve flooding	500,000
Blackberry Creek - Kane & Kendall Counties - For assistance in implementation of the Blackberry Creek Watershed Plan	140,000
County Stormwater Improvements – For funding to assist County Stormwater Programs with implementation of flood relief projects.....	600,000
Crystal Creek – Cook County – To design and construct the Crystal Creek Flood Control Project in Schiller Park and Franklin Park	1,100,000
Des Plaines River Phase 1 Big Bend Lake - Cook County – For non-federal cost sharing requirements of the Upper Des Plaines Flood Control Project, Phase 1	10,800,000
East St. Louis Ecosystem and IFC - Madison & St. Clair Counties - For the non-federal funding to design and construct this multipurpose ecosystem project	1,700,000
Edinburg - Christian County – For construction of a flood water	

storage facility and local channel modifications.....	550,000
Flood Hazard Mitigation – Statewide - For cost sharing to acquire repetitive and severely damaged flood prone structures.....	10,000,000
Granite City Groundwater Pumping – To implement the pilot project to reduce flood damages associated with high groundwater.....	1,200,000
Hickory/Spring Creek – Will County – For implementation of Stage IIIb-2 of channel construction of Hickory/Spring Creeks flood control project in cooperation with the City of Joliet.....	4,500,000
Hickory/Spring Creek – Will County – For implementation of Stage IV-A of channel construction of Hickory/Spring Creeks flood control project in cooperation with the City of Joliet.....	7,600,000
Mattoon - Coles County – For implementation of local improvements to reduce flood damages.....	1,000,000
North Branch Chicago River – Lake County - For assistance in implementation of flood damage reduction measures in the watershed.....	30,000
Village of Union - McHenry County - For the implementation of flood damage relief measures.....	1,125,000
Small Drainage and Flood Control Projects - to fund flood damage reduction projects in partnership with local units of government.....	670,000

Section 185. The sum of \$40,500,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for improvements needed at State-owned Dams for upgrading and rehabilitation of dams, spillways and supporting facilities, including dam removals and the required geotechnical investigations, preparation of plans and specifications, and the construction of the proposed rehabilitation to ensure reduced risk of injury to the public.

Section 190. The sum of \$14,950,000, or so much thereof as may be necessary is appropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 200. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$15,000,000 is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the purpose of advancing forestry resources in Illinois pursuant to the American Recovery and Reinvestment Act of 2009.

Section 205. The sum of \$150,000,000, or so much thereof as may be necessary is appropriated from the Build Illinois Bond Fund to the Department of Natural Resources for capital

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grants to parks or recreational units for permanent improvements.

Section 210. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for capital grants to public museums for permanent improvements.

Section 215. No contract shall be entered into or obligation incurred or any expenditure made from appropriations herein made in Sections 175, 180, 185, 190 and 195 of this Article until after the purpose and amount of such expenditure has been approved in writing by the Governor.

Total, Article 35 \$408,372,000

ARTICLE 40
DEPARTMENT OF NATURAL RESOURCES

Section 5. The sum of \$4,198,641, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 10 and Article 33, Section 5, of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for the administration and payment of grants to local governmental units for the construction, maintenance, and improvement of boat access areas.

Section 15. The sum of \$405,158, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 15, and Article 33, Section 15, of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for the purposes of the Snowmobile Registration and Safety Act and for the administration and payment of grants to local governmental units for the construction, land acquisition, lease, maintenance and improvement of snowmobile trails and access areas.

Section 30. To the extent federal funds including reimbursements are available for such purposes, the sum of \$1,188,900, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 20, and Article 33, Section 30 of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for all costs for construction and development of facilities for transient, non-trailerable recreational boats, including grants for such purposes and authorized under the Boating Infrastructure Grant Program.

Section 35. The following named sums, or so much thereof as may be necessary, respectively, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from State Boating Act Fund:

(From Article 32, Section 30,
and Article 33, Section 35,
of Public Act 95-734, as amended)

For multiple use facilities and programs for boating purposes provided by the Department of Natural Resources including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies and all other expenses required to comply with the intent of this appropriation

5,238,507

Section 45. The following named sums, or so much thereof as may be necessary, respectively, and as remain unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from the State Parks Fund:	
(From Article 32, Section 30,	
and Article 33, Section 45	
of Public Act 95-734, as amended)	
For multiple use facilities and programs	
for park and trail purposes provided	
by the Department of Natural Resources, including	
construction and development, all costs	
for supplies, materials, labor, land	
acquisition, services, studies, and	
all other expenses required to comply with	
the intent of this appropriation	1,162,721
(From Article 33, Section 45	
of Public Act 95-734, as amended)	
For multiple use facilities and	
purposes provided by the	
Department of Natural Resources, including	
construction and development, all costs	
for supplies, materials, labor, land	
acquisition, services, studies, and	
all other expenses required to comply with	
the intent of this appropriation	244,857

Section 48. The sum of \$1,563,081, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 48 of Public Act 95-734, as amended, is reappropriated from the State Park Fund to the Department of Natural Resources, in coordination with the Capital Development Board, for the development of the World Shooting and Recreation Complex including all construction and debt service expenses required to comply with this appropriation. Provided further, to the extent that revenues are received for such purposes, said revenues must come from non-State sources.

Section 50. The sum of \$6,882,757, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 50 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for wildlife conservation and restoration plans and programs from federal and/or state funds provided for such purposes.

Section 60. To the extent federal funds including reimbursements are available for such purposes, the sum of \$726,672, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 40 and Article 33, Section 60 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for construction and renovation of waste reception facilities for recreational boaters, including grants for such purposes authorized under the Clean Vessel Act.

Section 70. The sum of \$735,997, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 70 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 75. The sum of \$2,678,269, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 75 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 80. The sum of \$16,825,331, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 80, of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources to acquire, protect and preserve open space and natural lands.

Section 85. The sum of \$1,918,701, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 85 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for the non-federal cost share of a Conservation Reserve Enhancement Program to establish long-term contracts and permanent conservation easements in the Illinois River Basin; to fund cost-share assistance to landowners to encourage approved conservation practices in environmentally sensitive and highly erodible areas of the Illinois River Basin; and to fund the monitoring of long term improvements of these conservation practices as required in the Memorandum of Agreement between the State of Illinois and the United States Department of Agriculture.

Section 95. The sum of \$503,341, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 95 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for the acquisition of lands, buildings, and structures, including easements and other property interests, located in the 100-year floodplain in counties or portions of counties authorized to prepare stormwater management plans and for removing such buildings and structures and preparing the site for open space use.

Section 100. The sum of \$8,145,019, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 100 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for water development projects at the approximate cost set forth below:

Union - McHenry County - for flood control and drainage improvement of unnamed Kishwaukee River tributary.....	200,000
Flood Hazard Mitigation - For implementation of flood hazard mitigation plans, and acquisition of wetland and tree mitigation sites for state and local joint flood control projects in cooperation with federal agencies, state agencies, and units of local government, in various counties	3,170,130
Fox Chain of Lakes - Lake and McHenry Counties - For the state cost share in implementation of the comprehensive Dredging and Disposal Plan, including beneficial use of dredge material and island creation, for the Fox River and Chain of Lakes.....	274,889
Fox River Dams - Kane County - For rehabilitation, modification, and reconstruction of Batavia and Yorkville Dams.....	2,600,000
East St. Louis & Vicinity Flood Control - Madison and St. Clair Counties - For partial payment of the non-federal cost requirement of an interior flood protection project and ecosystem restoration at East St. Louis and Vicinity area	1,800,000

Small Drainage and Flood Control Projects - For implementation of small drainage and flood control improvements in accordance with plans developed in cooperation with local governments and school districts, not to exceed \$100,000 at any single locality	<u>100,000</u>
Total	\$8,145,019

FOR WATERWAY IMPROVEMENTS

Section 105. The sum of \$13,771,873, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 105 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for the following projects at the approximate costs set forth below:

Addison Creek Watershed - Cook and DuPage Counties	214,700
Chicago Harbor Leakage Control - Cook County - For implementation of a project to identify, measure, control, and eliminate leakage flows through controlling structures at the mouth of the Chicago River in cooperation with federal agencies and units of local government	990,400
Crisenberg Dam - Jackson County: For complete rehabilitation of the dam and spillway, including the required geotechnical investigation, the preparation of plans and specifications, and the construction of the proposed rehabilitation	423,000
Crystal Creek - Cook County	2,864,324
East St. Louis and Vicinity Flood Control - Madison and St. Clair Counties - For partial payment of the non-federal cost requirements of an interior flood protection project and ecosystem restoration at East St. Louis and Vicinity area	376,500
Flood Mitigation - Disaster Declaration Areas	1,909,188
Fox Chain O'Lakes - Lake and McHenry Counties	1,815,911
Fox River Dams - Kane, Kendall and McHenry Counties	2,586,269
Granite City - Area Groundwater- Madison County	300,000
Hickory/Spring Creeks Watershed - Cook and Will Counties	265,800
Kyte River - Rochelle, Ogle County	450,900
Loves Park - Winnebago County	178,500
Prairie/Farmers Creek - Cook County	912,815
Rock River Dams - Rock Island and Whiteside Counties	79,566
Small Drainage and Flood Control Projects - Statewide (not to exceed \$100,000 at any locality)	374,000
Union - McHenry County	<u>30,000</u>

Total

\$13,771,873

Section 110. The sum of \$31,340, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 110 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources in cooperation with federal agencies, state agencies and units of local government in the implementation of flood hazard mitigation plans in counties that received a Presidential Disaster Declaration as a result of flooding in calendar years 1993 and thereafter, in accordance with reports filed under Section 5 of the "Flood Control Act of 1945".

Section 115. The sum of \$25,098, or so much thereof as may be necessary, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 115 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to public museums for permanent improvements.

Section 130. The amount of \$1,314,656, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 130 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to public museums for permanent improvements.

Section 135. The sum of \$238,020, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 65 and Article 33, Section 135 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the State Furbearer Fund for the conservation of fur bearing mammals in accordance with the provisions of Section 5/1.32 of the "Wildlife Code", as now or hereafter amended.

Section 145. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, is reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from Natural Areas Acquisition Fund:

(From Article 32, Section 70 and Article 33, Section 145 of Public Act 95-734, as amended)

For the acquisition, preservation and stewardship of natural areas, including habitats for endangered and threatened species, high quality natural communities, wetlands and other areas with unique or unusual natural heritage qualities 20,792,069

Section 150. The sum of \$109,943,523, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 75 and Article 33, Section 150 of Public Act 95-734, as amended, is reappropriated from the Open Space Lands Acquisition and Development Fund to the Department of Natural Resources for expenses connected with and to make grants to local governments as provided in the "Open Space Lands Acquisition and Development Act".

FOR STATE PHEASANT PROGRAM

Section 160. The sum of \$883,412, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 80 and Article 33, Section 160, of Public Act 95-734, as amended, is reappropriated from the State Pheasant Fund to the Department of Natural Resources for the conservation of pheasants in accordance with the provisions of Section 5/1.31 of the "Wildlife

Code", as now or hereafter amended.

Section 170. The sum of \$3,192,250, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 85 and Article 33, Section 170 of Public Act 95-734, as amended, is reappropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of high quality habitat lands in accordance with the provisions of the "Habitat Endowment Act", as now or hereafter amended.

Section 180. The sum of \$1,220,489, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 90, and Article 33, Section 180 of Public Act 95-734, as amended, is reappropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of a high quality fish and wildlife habitat and to promote the heritage of outdoor sports in Illinois from revenue derived from the sale of Sportsmen Series license plates.

Section 190. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 100 and Article 33, Section 190 of Public Act 95-734, as amended, made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, is reappropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Land and Water Recreation Fund:
For Outdoor Recreation Programs..... 21,081,481

Section 195. The sum of \$1,886,668, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 105 and Article 33, Section 195 of Public Act 95-734, as amended, is reappropriated from the Off Highway Vehicle Trails Fund to the Department of Natural Resources for grants to units of local governments, not-for-profit organizations, and other groups to operate, maintain and acquire land for off-highway vehicle trails and parks as provided for in the Recreational Trails of Illinois Act, including administration, enforcement, planning and implementation of this Act.

Section 205. The sum of \$1,486,809, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes in Article 33, Section 205 of Public Act 95-734, as amended, is reappropriated from the Partners for Conservation Projects Fund to the Department of Natural Resources for the acquisition, planning and development of land and long-term easements, and cost-shared natural resource management practices for ecosystem-based management of Illinois' natural resources, including grants for such purposes.

Section 210. The sum of \$2,314,763, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes in Article 33, Section 210 of Public Act 95-734, as amended, is reappropriated from the Partners for Conservation Projects Fund to the Department of Natural Resources for the acquisition, planning and development of land and long-term easements, and cost-shared natural resource management practices for ecosystem-based management of Illinois' natural resources, including grants for such purposes.

Section 215. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 110 and Article 33, Section 215 of Public Act 95-734, as amended, made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, is reappropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Federal Title IV Fire

Protection Assistance Fund:
For Rural Community Fire

Protection Program..... 1,033,568

Section 225. The sum of \$143,498, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 115 and Article 33, Section 225 of Public Act 95-734, as amended, is reappropriated from the Snowmobile Trail Establishment Fund to the Department of Natural Resources for the administration and payment of grants to nonprofit snowmobile clubs and organizations for construction, maintenance, and rehabilitation of snowmobile trails and areas for the use of snowmobiles.

Section 235. The sum of \$2,482,184, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 120 and Article 33, Section 235 of Public Act 95-734, as amended, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the payment of grants to timber growers for implementation of acceptable forestry management practices as provided in the "Illinois Forestry Development Act" as now or hereafter amended.

Section 245. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$642,780, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 125, and Article 33, Section 245 of Public Act 95-734, as amended, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for Forest Stewardship Technical Assistance.

Section 260. The sum of \$2,791,528, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 140, and Article 33, Section 260 of Public Act 95-734, as amended, is reappropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the purpose of attracting waterfowl and improving public migratory waterfowl areas within the State.

FOR BIKEWAYS PROGRAMS

Section 280. The sum of \$17,782,121, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 145, and Article 33, Section 280 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for grants to units of local government for the acquisition and development of bike paths.

Section 285. The following named sum, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 32, Section 160, and Article 33, Section 285 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources:

Payable from the Park and Conservation Fund:

For multiple use facilities and programs
for park and trail purposes provided by
the Department of Natural Resources, including
construction and development, all costs
for supplies, materials, labor, land
acquisition, services, studies, and
all other expenses required to comply with
the intent of this appropriation 1,529,436

Section 300. The sum of \$686,826, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 300 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for multiple use facilities and programs for conservation purposes provided by the Department of Natural Resources, including repairing,

maintaining, reconstructing, rehabilitating, replacing fixed assets, construction and development, marketing and promotions, all costs for supplies, materials, labor, land acquisition and its related costs, services, studies, and all other expenses required to comply with the intent of this appropriation.

Section 305. The sum of \$4,643,738, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 150, and Article 33, Section 305 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for land acquisition, development and maintenance of bike paths and all other related expenses connected with the acquisition, development and maintenance of bike paths.

Section 310. The sum of \$1,307,357, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 310 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the Park and Conservation Fund for multiple use facilities and programs for conservation purposes provided by the Department of Natural Resources, including repairing, maintaining, reconstructing, rehabilitating, replacing fixed assets, construction and development, marketing and promotions, all costs for supplies, materials, labor, land acquisition and its related costs, services, studies, and all other expenses required to comply with the intent of this appropriation.

Section 320. The sum of \$7,618,254, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 155, and Article 33, Section 320 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for the development and maintenance of recreational trails and trail-related projects authorized under the Intermodal Surface Transportation Efficiency Act of 1991, provided such amount shall not exceed funds to be made available for such purposes from state or federal sources.

Section 385. The following named sum, or so much thereof as may be necessary, respectively, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from the Illinois Beach Marina Fund:

(From Article 32, Section 165
and Article 33, Section 385
of Public Act 95-734, as amended)

For rehabilitation, reconstruction,
repair, replacing, fixed assets,
and improvement of facilities at
North Point Marina at Winthrop
Harbor

1,135,535

Section 395. The sum of \$16,993,585, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 170, and Article 33, Section 395 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the Abandoned Mined Lands Reclamation Council Federal Trust Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines, and any other expenses necessary for emergency response.

Section 405. The sum of \$4,535,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 405 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources to acquire, protect and preserve open space and natural lands.

Section 410. The sum of \$1,319,251, or so much thereof as may be necessary and remains

unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 410 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for the acquisition, engineering and rehabilitation of dedicated hunting and fishing lands in conjunction with the Illinois Hunting Heritage Protection Act; however, no more than \$1,500,000 of the total appropriation may be used for engineering and rehabilitation.

Section 415. The sum of \$20,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 415 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for water resource management projects as authorized by subsection (g) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 420. The sum of \$10,077,640, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 420 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 425. The sum of \$25,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 425 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for the Illinois Open Land Trust Program as defined by the Illinois Open Land Trust Act as authorized by subsection (m) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 426. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$5,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 30, Section 170 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the purpose of advancing forestry resources in Illinois pursuant to the American Recovery and Reinvestment Act of 2009.

Section 430. No contract shall be entered into or obligation incurred or any expenditure made from a reappropriation herein made in Sections:

70 through 130,
190, 205, 210,
270 through 320,
405, 410, 415, 420 and 425

until after the purpose and amount of such expenditure has been approved in writing by the Governor.

Total, Article 40 \$355,322,128

ARTICLE 45 DEPARTMENT OF MILITARY AFFAIRS

Section 5. The sum of \$238,800, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 34, Section 5 of Public Act 95-734, is reappropriated from the Illinois National Guard Armory Construction Fund to the Department of Military Affairs for land acquisition and construction of parking facilities at armories.

Total, Article 45 \$238,800

[May 20, 2009]

ARTICLE 50
DEPARTMENT OF TRANSPORTATION
PERMANENT IMPROVEMENTS

Section 5. The sum of \$5,400,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for Permanent Improvements to Illinois Department of Transportation facilities, including but not limited to the purchase of land, construction, repair, alterations and improvements to maintenance and traffic facilities, district and central headquarters facilities, storage facilities, grounds, parking areas and facilities, fencing and underground drainage, including plans, specifications, utilities and fixed equipment installed and all costs and charges incident to the completion thereof at various locations.

OTHER LUMP SUMS

Section 10. The following named amounts, or so much thereof as may be necessary, are appropriated from the Road Fund to the Department of Transportation for the objects and purposes hereinafter named:

For costs associated with the identification, corrective action, and disposal of hazardous materials at storage facilities	1,158,600
For Maintenance, Traffic and Physical Research Purposes (A).....	30,129,100
For repair of damages by motorists to highway guardrails, fencing, lighting units, bridges, underpasses, signs, traffic signals, crash attenuators, landscaping, roadside shelters, rest areas, fringe parking facilities, sanitary facilities, maintenance facilities including salt storage buildings, vehicle weight enforcement facilities including scale houses, and other highway appurtenances, provided such amount shall not exceed funds to be made available from collections from claims filed by the Department to recover the costs of such damages	5,500,000
For Maintenance, Traffic and Physical Research Purposes (B).....	<u>13,150,000</u>
Total	\$49,937,700

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
GRANTS AND AWARDS

Section 15. The following named amounts, or so much thereof as may be necessary, are appropriated from the Road Fund to the Department of Transportation for the objects and purposes hereinafter named:

For apportionment to counties for construction of township bridges 20 feet or more in length as provided in Section 6-901 through 6-906 of the "Illinois Highway Code"	15,000,000
For apportionment to needy Townships and Road Districts, as determined by the Department in consultation with the County Superintendents of Highways, Township Highway Commissioners, or Road District Highway Commissioners.....	10,014,300
For apportionment to high-growth cities over 5,000 in population, as determined by the Department in consultation with the Illinois	

Municipal League	4,000,000
For apportionment to counties under 1,000,000 in population, \$8,000,000 of the total apportioned in equal amounts to each eligible county, and \$13,800,000 apportioned to each eligible county in proportion to the amount of motor vehicle license fees received from the residents of eligible counties	<u>21,800,000</u>
Total	\$50,814,300

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
CONSTRUCTION

Section 20. The sum of \$930,000,000, or so much thereof as may be necessary, is appropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of State highways, arterial highways, roads, access areas, roadside shelters, rest areas fringe parking facilities and sanitary facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the Road Improvement Program as approximated below:

District 1, Schaumburg	243,993,600
District 2, Dixon	53,956,700
District 3, Ottawa	55,904,000
District 4, Peoria	36,214,500
District 5, Paris	30,155,000
District 6, Springfield	38,265,500
District 7, Effingham	30,056,500
District 8, Collinsville	122,668,100
District 9, Carbondale	31,670,100
Statewide (including refunds)	110,290,000
Engineering	<u>176,826,000</u>
Total	930,000,000

Section 25. The sum of \$310,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series A Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg	112,518,000
District 2, Dixon	23,962,000
District 3, Ottawa	25,550,000
District 4, Peoria	23,045,000
District 5, Paris	14,282,000
District 6, Springfield	19,230,000
District 7, Effingham	22,302,000
District 8, Collinsville	26,675,000

District 9, Carbondale.....	17,300,000
Statewide (including refunds).....	25,136,000
Engineering.....	<u>0</u>
Total	310,000,000

Section 27. The sum of \$2,801,433,698, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series D Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the “Illinois Highway Code”; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	1,307,767,925
District 2, Dixon.....	321,800,800
District 3, Ottawa.....	190,512,450
District 4, Peoria.....	200,107,500
District 5, Paris.....	135,118,550
District 6, Springfield.....	159,863,500
District 7, Effingham.....	116,729,223
District 8, Collinsville.....	229,600,000
District 9, Carbondale.....	139,933,750
Statewide (including refunds).....	0
Engineering.....	<u>0</u>
Total	2,801,433,698

**HIGHWAY CONSTRUCTION AND LAND ACQUISITION
LUMP SUMS**

Section 30. The sum of \$95,000,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the “Illinois Highway Code”; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	36,055,400
District 2, Dixon.....	7,973,300
District 3, Ottawa.....	8,261,000
District 4, Peoria.....	5,351,500
District 5, Paris.....	4,456,000
District 6, Springfield.....	5,654,500
District 7, Effingham.....	4,441,500
District 8, Collinsville.....	18,126,900
District 9, Carbondale.....	4,679,900
Statewide (including refunds).....	0
Engineering.....	<u>0</u>
Total	95,000,000

Section 35. The sum of \$499,185,700, or so much thereof as may be necessary, is

appropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program as approximated below:

District 1, Schaumburg	289,000,000
District 2, Dixon	20,000,000
District 3, Ottawa	15,000,000
District 4, Peoria	13,000,000
District 5, Paris	13,000,000
District 6, Springfield	15,000,000
District 7, Effingham	14,000,000
District 8, Collinsville.....	28,000,000
District 9, Carbondale.....	10,000,000
Statewide (including refunds).....	<u>82,185,700</u>
Total	499,185,700

Section 36. The sum of \$500,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series D Fund to the Department of Transportation for grants to counties, municipalities, and road districts for planning, engineering, acquisition, construction, reconstruction, development, improvement, extension, and all construction related expenses of the public infrastructure and other transportation improvement projects which are related to economic development in the State of Illinois allocated as follows:

For the municipalities of the State.....	\$245,500,000
For the counties of the State having 1,000,000 or more inhabitants.....	83,700,000
For the counties of the State having less than 1,000,000 inhabitants.....	91,350,000
For the road districts of the State	<u>79,450,000</u>
Total	\$500,000,000

GRADE CROSSING PROTECTION
CONSTRUCTION

Section 40. The sum of \$39,000,000 or so much thereof as may be necessary, is appropriated from the Grade Crossing Protection Fund to the Department of Transportation for the installation of grade crossing protection or grade separations at places where a public highway crosses a railroad at grade, as ordered by the Illinois Commerce Commission, as provided by law.

DIVISION OF AERONAUTICS
AWARDS AND GRANTS

Section 45. The sum of \$137,000,000 or so much thereof as may be necessary, is appropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state or federal laws, provided such amounts shall not exceed funds available from federal and/or local sources.

Section 50. The sum of \$20,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for financial assistance to airports pursuant to Section 34 of the Illinois Aeronautics Act, as amended, for such purposes as are described in that Section and for airport acquisition and development pursuant to Section 72 of the Illinois Aeronautics Act, as amended, for such purposes as are described in that Section.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
AWARDS AND GRANTS

Section 55. The sum of \$16,000,000, or so much thereof as may be necessary, is

appropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for the federal share of capital, operating, consultant services, and technical assistance grants, as well as state administration and interagency agreements, provided such amounts shall not exceed funds to be made available from the Federal Government.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
CONSTRUCTION

Section 60. The sum of \$300,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

Section 61. The sum of \$20,000,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

Section 65. The sum of \$1,800,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for construction costs, making grants and providing project assistance to the Regional Transportation Authority (RTA) as approximated below:

To the Suburban Bus Division of the Regional Transportation Authority (PACE) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	144,000,000
To the Chicago Transit Authority (CTA) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	1,044,000,000
To the Commuter Rail Division of the Regional Transportation Authority (Metra) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	<u>612,000,000</u>
Total	1,800,000,000

Section 70. The sum of \$200,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for construction costs, making grants, and providing project assistance to municipalities, special transportation districts, private Non-profit carriers, mass transportation carriers and Intercity rail program for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity rail, bus and other equipment used in connection therewith, as provided by law for the purpose of downstate public transit systems.

RAIL PASSENGER AND RAIL FREIGHT
AWARDS AND GRANTS

Section 75. The sum of \$2,700,000, or so much thereof as may be necessary, is

appropriated from the State Rail Freight Loan Repayment Fund for funding the State Rail Freight Loan Repayment Program created by Section 49.25g-1 of the Civil Administrative Code of Illinois.

Section 80. The sum of \$1,045,000, or so much thereof as may be necessary, is appropriated from the Rail Freight Loan Repayment Fund to the Department of Transportation for the Rail Freight Service Assistance Program, created by Section 49.25a through 49.25g-1 of the Civil Administrative Code of Illinois.

Section 83. The sum of \$150,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for track and signal improvements, AMTRAK station improvements, rail passenger equipment, and rail freight facility improvements.

Section 85. No contract shall be entered into or obligation incurred or any expenditure made from an appropriation herein made in
 Section 5 Permanent Improvements
 Section 30 Road Program
 Section 50 Aeronautics
 Section 65 Transit
 Section 70 Transit
 Section 75 State Rail Freight Loan Repayment
 Section 80 Federal Rail Freight Loan Repayment
 of this Article until after the purpose and the amount of such expenditure has been approved in writing by the Governor.

Total, Article 50

\$7,927,516,400

ARTICLE 55
 DEPARTMENT OF TRANSPORTATION
 PERMANENT IMPROVEMENTS

Section 5. The sum of \$27,520,862, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning Permanent Improvements heretofore made in Article 35, Section 5 and Article 36, Section 5 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

CONSULTANT AND PRELIMINARY ENGINEERING

Section 10. The sum of \$22,678,442, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 10 and Section 15 of Public Act 95-0734, as amended, for Engineering and Consultant Contracts only, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 15. The sum of \$17,755,985, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 35 and Section 40 of Public Act 95-0734, as amended, for Engineering and Consultant Contracts only, is reappropriated from the State Construction Fund to the Department of Transportation for the same purposes.

OTHER LUMP SUMS

Section 20. The sum of \$7,678,411, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning hazardous materials made in Article 35, Section 10 and Article 36, Section 20 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 25. The sum of \$34,698,338, or so much thereof as may be necessary, and remains

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unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation made for Formal Contracts in the line item, "For Maintenance, Traffic and Physical Research Purposes (A)" for the Central Offices, Division of Highways, in Article 35, Section 10 and Article 36, Section 25 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 30. The sum of \$7,633,493, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning Highway Damage Claims heretofore made in Article 35, Section 10 and Article 36, Section 30 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

HIGHWAY CONSTRUCTION AND LAND ACQUISITION AWARDS AND GRANTS

Section 35. The sum of \$19,133,342, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made for township bridges in Article 35, Section 15 and Article 36, Section 45 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

HIGHWAY CONSTRUCTION AND LAND ACQUISITION

Section 40. The sum of \$700,458, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 50 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 45. The sum of \$211,133,362, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 55, Section 60, and Section 65 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 50. The sum of \$92,078,416, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 70 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program; such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 55. The following named sums or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009 from the reappropriations heretofore made in Article 36, Section 75 of Public Act 95-0734, as amended, are reappropriated to the Department of Transportation from the Road Fund for the FY04 federal earmarks provided in Conference Report

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108-401 which accompanies Public Law 108-199. Expenditures shall not exceed funds to be made available by the federal government.

Bridge Discretionary

North Avenue Bridge, Chicago 1,188,885

National Corridor Planning & Development

City of Forsyth Frontage Road 11,917

Ferry Boats/Terminal Facilities

Canal Corridor Association-Port of

LaSalle Project 400,000

Transportation & Community & System Preservation

Homewood, Illinois railroad station/

platform acquisition and improvement 191,311

Village of Glencoe, Green Bay

Trail – North Branch Trail Connection 110,262

Section 115 Member Initiatives

168th and State Streets Intersection

Improvements 32,834

Annie Glidden Road, DeKalb 178,291

Convocation Center Roadway 151,655

Great River Road in Mercer County 14,882

Illinois Route 38 at Union Pacific

Railroad Grade Separation 250,000

ITS – I-74 in Peoria 750,000

Kaskaskia Regional Port District, access roads 9,586

Long Meadow Parkway Fox River Bridge

Crossing, Bolz Road 2,820,000

Milwaukee Avenue Rehabilitation 200,000

Rock Island County, Illinois Milan

Beltway Construction 500,000

Sauk Trail Reconstruction

Improvements, Park Forest 330,000

Sauk Village Industrial Park Access Road 472,494

Sheridan Road, Evanston 800,000

St. Charles, Illinois, Fox River

Crossing at Red Gate Corridor 662,586

US 51, Christian/Shelby Counties 1,235,962

West Grand Avenue. (from North Western to N. California Ave.).....	800,000
Total	\$11,110,665

Section 60. The following named sums or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 80 of Public Act 95-0734, as amended, are reappropriated to the Department of Transportation from the Road Fund for the FY05 federal earmarks provided in Conference Report 108-792 which accompanies Public Law 108-447. Expenditures shall not exceed funds to be made available by the federal government.

Bridge Discretionary

North-South Wacker Drive Reconstruction in Chicago.....	1,916,666
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Interstate Maintenance Discretionary

I-55 South Barrier, Darien Illinois.....	1,400,000
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Section 117 Member Initiatives

171st Street reconstruction, East Hazel Crest	6,429
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67th Street Pedestrian Underpass, Chicago Lakefront.....	400,000
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Camp Street upgrades, East Peoria.....	1,820,370
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Cermak and Kenton Avenues.....	835,058
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Cicero Avenue lighting in University Park.....	200,000
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Des Plaines, Illinois alley, sidewalk improvements	16,073
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Fulton County Highway 6	729,300
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I-290 Cap, Oak Park	1,000,000
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KBS Railroad Hazard Elimination, Kankakee County	300,000
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MacArthur Boulevard Extension, Springfield	381,805
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McHenry County / Crystal Lake Road.....	1,000,000
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Milwaukee Avenue, Grand to Gale, Chicago	972,872
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Route 178 relocation, Phase II Engineering.....	827,373
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Sheridan Road Improvements, Evanston	500,000
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Sidewalks near Ford Heights.....	200,000
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Street improvements and streetlights, Lynnwood	2,792
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Street improvements, Bartonville.....	143,835
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Street improvements, Village of Armington	42,567
Streetlights and salt dome for Markham	300,000
U.S. 41/I-176 Interchange improvements Phase I study	800,000
Winfield Pedestrian Tunnel	<u>1,000,000</u>
Total	\$14,795,140

Section 65. The sum of \$81,321,817, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 85 of Public Act 95-0734, as amended, are reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 70. The sum of \$746,777, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 95 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for Pavement Preservation Programs.

Section 75. The sum of \$257,186,953, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 100 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for High Priority Projects (HPP) and Transportation Improvement Projects (TI) pertaining to local governments as designated in Public Law 109-59, Title I, Subtitle G, Section 1702 and Subtitle I, Section 1934 of the federal reauthorization act entitled SAFETEA-LU; provided such amounts do not exceed funds made available by the federal government through Congressional designations, annual allocations, obligation limitations, or any other federal limitations. Specific project approximations appear in Article 101, Section 25 of Public Act 94-0798.

Section 80. The sum of \$15,207,100, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 20 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for Transportation, Community and System Preservation (TCSP), Discretionary Interstate Maintenance and Surface Transportation Priorities earmarks pertaining to state and local governments as designated in the Consolidated Appropriation Act, 2008, Division K, Public Law 110-161; provided such amounts do not exceed funds made available by the federal government through Congressional designations, annual allocations, obligation limitations, or any other federal limitations, as approximated in Article 35, Section 20 of Public Act 95-0734.

Section 85. The sum of \$76,944,001, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 130 and Section 135 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal

and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 90. The sum of \$57,879,296, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 140 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 95. The sum of \$40,392,607, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 145 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 100. The sum of \$304,010,982, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 150 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 105. The sum of \$14,027,206, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 155 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for all expenses related to Phase II of the I-57/294 interchange in the County of Cook.

Section 110. The sum of \$638,890,295, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 30 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as

provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

HIGHWAY CONSTRUCTION AND LAND ACQUISITION LUMP SUMS

Section 115. The sum of \$16,542,586, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 90 of Public Act 95-0734, as amended, are reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations, including refunds.

Section 120. The sum of \$157,852,612, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 105 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 125. The sum of \$203,803,237, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 110 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 130. The sum of \$67,063,715, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 115 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the local match of all other non-federally reimbursed expenses associated with the High Priority Projects (HPP) and Transportation Improvement Projects (TI) specifically identified in Article 101, Section 25 of Public Act 94-0798, provided that such amounts do not exceed funds made available and paid into the Road Fund by local governments.

Section 135. The sum of \$236,155,772, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 120 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state

highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 140. The sum of \$356,432,186, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 125 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 145. The sum of \$599,153,832, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 25 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 150. The sum of \$542,236,818, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 27 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 155. The sum of \$1,517,100, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 20a of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the local match of all other non-federally reimbursed expenses associated with the Transportation, Community and System Preservation (TCSP) and Discretionary Interstate Maintenance earmarks specifically identified in Article 35, Section 20a of Public Act 95-0734, provided that such amounts do not exceed funds made available and paid into the Road Fund by local governments.

BOND FUND CONSTRUCTION

Section 160. The sum of \$9,702,759, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in

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Article 36, Section 160 of Public Act 95-0734, for statewide purposes, is reappropriated from the Transportation Bond Series A Fund to the Department of Transportation for the same purposes.

Section 165. The sum of \$100,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 165 of Public Act 95-0734, as amended, for statewide purposes, is reappropriated from the Transportation Bond Series A Fund to the Department of Transportation for the same purposes.

GRADE CROSSING PROTECTION
CONSTRUCTION

Section 170. The sum of \$73,345,214, or so much thereof as may be necessary, and remains unexpended, at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made for grade crossing protection or grade separation in Article 35, Section 34 and Article 36, Section 170 of Public Act 95-0734, as amended, is reappropriated from the Grade Crossing Protection Fund to the Department of Transportation for the same purpose.

DIVISION OF AERONAUTICS
AWARDS AND GRANTS

Section 175. The sum of \$460,035,190, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 35 and Article 36, Section 175 of Public Act 95-0734, as amended, is reappropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state or federal laws, provided such amounts shall not exceed funds available from federal and/or local sources.

Section 180. The sum of \$19,025,378, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations concerning airport improvements heretofore made in Article 36, Section 180 and Section 185 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

DIVISION OF AERONAUTICS
CONSTRUCTION

Section 190. The sum of \$14,800,686, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 190 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
AWARDS AND GRANTS

Section 195. The following named sums, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 195 of Public Act 95-0734, as amended, are reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes as follows:

Pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	18,025
For the counties of Cook, DuPage, Kane, Lake, McHenry and Will, pursuant to Section 4(b)(2) of the General Obligation Bond Act, as amended.....	553,724

For the counties of the State outside the counties of Cook, DuPage, Kane, Lake, McHenry and Will, pursuant to Section 4(b)(3) of the General Obligation Bond Act, as amended.....	<u>28,014</u>
Total	\$599,763

Section 200. The following named sums, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 200 of Public Act 95-0734, as amended, are reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes as follows:

Pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	40,680,044
For the counties of the State outside the counties of Cook, DuPage, Kane, McHenry, and Will, pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	3,195,300
For the Department of Transportation's Greenlight Program pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	12,496,695
To extend the metrolink rail line to Mid-America Airport.....	<u>5,000,002</u>
Total	\$61,372,041

Section 205. The sum of \$73,603,178, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 205 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for construction costs, making grants and providing project assistance to municipalities, special transportation districts, private non-profit carriers, mass transportation carriers and the Intercity rail program for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity rail, bus and other equipment used in connection therewith, as provided by law, pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.

Section 210. The sum of \$46,450,773, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 55 and Article 36, Section 210 of Public Act 95-0734, as amended, is reappropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for the federal share of capital, operating, consultant services, and technical assistance grants, as well as state administration and interagency agreements, provided such amounts shall not exceed funds to be made available from the Federal Government.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
LUMP SUMS

Section 215. The sum of \$75,904,023, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 215 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

RAIL PASSENGER AND RAIL FREIGHT
AWARDS AND GRANTS

Section 220. The sum of \$15,480,074, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 60 and Article 36, Section 220 of Public Act 95-0734, as amended, is reappropriated from the State Rail Freight Loan Repayment Fund to the Department of Transportation for the same purposes.

Section 225. The sum of \$10,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 225 of Public Act 95-0734, as amended, is reappropriated from the Federal High Speed Rail Trust Fund to the Department of Transportation for the federal share of the High Speed Rail Project.

Section 230. The sum of \$28,737,923, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 230 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

Section 235. The sum of \$5,472,573, or so much thereof as may be necessary, less \$1,000,000 to be lapsed from the unexpended balance, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning the federal share of the Rail Freight Loan Repayment Program heretofore made in Article 35, Section 65 and Article 36, Section 235 of Public Act 95-0734, as amended, is reappropriated from the Rail Freight Loan Repayment Fund to the Department of Transportation for the same purposes.

STIMULUS
HIGHWAY CONSTRUCTION AND LAND ACQUISITION
LUMP SUMS

Section 240. The sum of \$900,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 320 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the State portion, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 245. The sum of \$325,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 325 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the State and Local portion, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 250. The sum of \$50,000,000, or so much thereof as may be necessary, and remains

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unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 330 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation to provide local funding for project expenses in excess of the Local portion of federal funds made available from the American Recovery and Reinvestment Act of 2009, provided such amounts do not exceed funds made available and paid into the Road Fund by the local governments.

DIVISION OF AERONAUTICS

LUMP SUMS

Section 255. The sum of \$150,000,000 or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 335 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state and federal laws, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009 and/or local sources.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION

LUMP SUMS

Section 260. The sum of \$40,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 340 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for capital, operating, consultant services, and technical assistance grants, state administration, and intergovernmental and interagency agreements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 265. The sum of \$300,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 345 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

RAIL PASSENGER AND RAIL FREIGHT

LUMP SUMS

Section 270. The sum of \$285,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 350 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for track and signal improvements, AMTRAK station improvements, passenger rail equipment, and facility improvements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 275. The sum of \$6,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 355 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for track and signal improvements, rail freight equipment, and rail freight facility improvements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 280. The sum of \$500,000,000 or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 360 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal High Speed Rail Trust Fund to the Department of Transportation for grants, construction, and all other costs relating to high speed rail projects in compliance with the American Recovery and Reinvestment Act of 2009, provided such amounts not exceed funds made

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available by the federal government for this purpose.

Section 285. No contract shall be entered into or obligation incurred or any expenditure made from a reappropriation herein made in:

- Section 5 Permanent Improvements
- Section 160 Series A - Road Program
- Section 165 Series A - Road Program
- Section 180 Series B - Aeronautics
- Section 190 Series B - Land Acquisition 3rd Airport
- Section 195 Series B - Transit
- Section 200 Series B - Transit
- Section 205 Series B - Transit
- Section 220 State Rail Freight Loan Repayment
- Section 225 FHSRTF High Speed Rail-Federal
- Section 230 Series B - Rail
- Section 235 Federal Rail Freight Loan Repayment

of this Article until after the purpose and the amount of such expenditure has been approved in writing by the Governor.

Total, Article 55 \$7,683,811,381

ARTICLE 60
CAPITAL DEVELOPMENT BOARD

Section 5. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Agriculture for the projects hereinafter enumerated:

ILLINOIS STATE FAIRGROUNDS- SPRINGFIELD

For replacing the HVAC in the administration building	\$3,212,000
For replacing roofing systems – Administration Building and Lower Roof.....	2,220,472
Plan and begin electrical system replacement.....	600,000
CENTRALIA ANIMAL DIAGNOSTICS LAB	
For replacing the roof	\$615,000
Total	\$6,647,472

Section 10. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SPRINGFIELD- SUPREME COURT BUILDING

Plan and begin renovation of Supreme Court Building.....	14,400,000
Total	\$14,400,000

Section 15. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Architect of the Capitol for the projects hereinafter enumerated:

CAPITOL BUILDING- SPRINGFIELD

For upgrading the HVAC systems and for renovations to meet compliance with ADA, in addition to funds previously appropriated.....	43,761,500
For upgrades to life safety protection systems in addition	

to funds previously appropriated.....	<u>6,000,000</u>
Total	\$49,761,500

Section 20. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

HOWLETT BUILDING- SPRINGFIELD	
For upgrading the North Patio for public safety.....	461,000
For installing an emergency generator.....	791,000
For replacing roofing systems.....	662,000
ILLINOIS STATE LIBRARY- SPRINGFIELD	
For replacing the roofing system.....	528,000
CAPITOL COMPLEX- SPRINGFIELD	
For upgrading fire alarm panels.....	771,000
Plan/begin upgrade of high voltage distribution system.....	1,500,000
For capital upgrades.....	250,000,000
CHICAGO DRIVER FACILITIES – WEST, NORTH AND SOUTH	
For HVAC upgrades.....	<u>2,074,000</u>
Total	\$256,787,000

Section 25. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

JAMES R. THOMPSON CENTER- CHICAGO	
For planning and beginning electrical system and life safety system upgrades.....	1,000,000
For upgrading the HVAC system.....	4,150,000
ELGIN REGIONAL OFFICE BUILDING	
For upgrading the HVAC system.....	2,461,000
COLLINSVILLE REGIONAL OFFICE BUILDING	
For replacing the roof.....	1,980,000
CHICAGO MEDICAL CENTER – OFFICE AND LABORATORY	
For installing an emergency generator and upgrading the electrical system.....	2,000,000
STATEWIDE (JRTC, EPA, CHAMPAIGN ROB)	
For the renovation of state-owned property.....	<u>2,000,000</u>
Total	\$13,591,000

Section 30. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Natural Resources for the projects hereinafter enumerated:

BIG RIVER STATE FOREST	
For ADA improvements.....	322,611
GIANT CITY STATE PARK - JACKSON COUNTY	
For replacing the sewer treatment system.....	491,040
I&M CANAL - CHANNAHON - GRUNDY COUNTY	
For repair of the spillway, in addition to funds previously appropriated.....	364,320
ILLINOIS BEACH STATE PARK - LAKE COUNTY	
For stabilizing shoreline.....	1,000,000
JAKE WOLF MEMORIAL FISH HATCHERY	
For replacing or upgrading electrical system.....	348,000
NAUVOO STATE PARK	
For ADA improvements.....	328,385
PYRAMID STATE PARK	
For renovating the Galum building for a	

mine rescue station	848,000
ROCK CUT STATE PARK	
For rehabilitating water and sewer system	350,000
STARVED ROCK STATE PARK AND LODGE	
For replacing roofing systems	500,000
WAYNE FITZGERRELL STATE RECREATION AREA	
For replacing roofs.....	262,004
WORLD SHOOTING COMPLEX – SPARTA - RANDOLPH COUNTY	
For infrastructure improvements	450,000
LINCOLN’S TOMB - SPRINGFIELD	
For renovating the interior	700,000
LINCOLN-HERNDON LAW OFFICE - SPRINGFIELD	
For purchase and restoration of the Tinsley Shop.....	<u>1,000,000</u>
Total	\$6,964,360

Section 35. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

DIXON CORRECTIONAL CENTER	
For replacing the fire alarm system	3,300,000
LINCOLN CORRECTIONAL CENTER	
For upgrading the building automation system	2,147,000
LOGAN CORRECTIONAL CENTER	
For replacing housing unit roofs.....	829,000
JACKSONVILLE CORRECTIONAL CENTER	
For upgrading the fire alarm system.....	1,596,000
CENTRALIA CORRECTIONAL CENTER	
For replacing roofing systems	3,333,000
SOUTHWESTERN CORRECTIONAL CENTER	
For replacing the roofing system	825,000
STATEVILLE CORRECTIONAL CENTER	
For replacing the X house locks	1,597,000
VANDALIA CORRECTIONAL CENTER	
For an emergency generator	815,000
For replacing roofing systems	2,343,000
VIENNA CORRECTIONAL CENTER	
For replacing windows	2,118,000
For replacing roofing systems	<u>940,000</u>
Total	\$19,843,000

Section 40. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Juvenile Justice for the projects hereinafter enumerated:

ILLINOIS YOUTH CENTER - JOLIET	
For replacing roofs, in addition to funds previously appropriated.....	425,874
ILLINOIS YOUTH CENTER – KEWANEE	
For replacing the sprinkler system	6,500,000
ILLINOIS YOUTH CENTER - PERE MARQUETTE	
For replacing roofs.....	221,000
ILLINOIS YOUTH CENTER - ST. CHARLES	
For upgrading HVAC system	<u>606,000</u>
Total	\$7,752,874

Section 45. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the

Department of Human Services for the projects hereinafter enumerated:

ALTON MENTAL HEALTH CENTER - MADISON COUNTY	
For life/safety improvements.....	932,000
CHICAGO-READ MENTAL HEALTH CENTER - CHICAGO	
For replacing the emergency generator	1,391,000
CHOATE MENTAL HEALTH AND DEVELOPMENTAL CENTER - ANNA	
For upgrading the fire alarm system.....	2,085,000
For life/safety improvements.....	7,296,000
FOX DEVELOPMENTAL CENTER - DWIGHT	
For upgrading fire/life safety systems.....	353,000
ILLINOIS SCHOOL FOR THE DEAF	
For installing sprinkler systems in the dormitories and elementary buildings.....	3,841,000
ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE	
For replacing roofs.....	392,832
JACKSONVILLE DEVELOPMENTAL CENTER - MORGAN COUNTY	
For upgrading fire/life safety systems.....	581,000
KILEY DEVELOPMENTAL CENTER	
For upgrading Building C ceiling.....	444,000
MCFARLAND MENTAL HEALTH CENTER - SPRINGFIELD	
For upgrading fire alarm system.....	2,800,000
For replacing roofs – Kennedy and Administration Building.....	2,226,000
Total	\$22,341,832

Section 50. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Revenue for the projects hereinafter enumerated:

WILLARD ICE BUILDING - SPRINGFIELD	
For repairing emergency generator	120,000
For renovation of the parking ramp.....	2,791,000
Total	\$2,911,000

Section 55. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of State Police for the projects hereinafter enumerated:

AMERICAN GENERAL BUILDING - SPRINGFIELD	
For installing an emergency generator and various improvements.....	3,000,000
METRO-EAST FORENSIC LAB - BELLEVILLE	
For constructing new forensic lab, in addition to funds previously appropriated.....	2,500,000
Total	\$5,500,000

Section 60. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Veterans Affairs for the projects hereinafter enumerated:

ANNA VETERAN'S HOME	
To plan and begin the construction of a 40-50 bed addition.....	700,000
LASALLE VETERAN'S HOME – LASALLE COUNTY	
For the replacement of the galvanized water piping 210,000	
QUINCY VETERAN'S HOME - ADAMS COUNTY	
For constructing a central chiller plant.....	5,400,000
For planning and beginning	

renovation of Kent, Shapers
and Elmore, in addition
to funds previously appropriated..... 1,056,000

STATEWIDE

For the construction of a 200-bed
veterans' home facility, in addition
to funds previously appropriated..... 15,000,000
Total \$22,366,000

Section 65. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Attorney General for the projects hereinafter enumerated:

ATTORNEY GENERAL BUILDING - SPRINGFIELD

For renovating and waterproofing terrace 190,000
For replacing electronic ballasts 959,000
For replacing the roof 378,000
Total \$1,527,000

Section 66. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the projects hereinafter enumerated:

STATEWIDE

For emergencies and abatement of
hazardous materials, in
addition to funds previously appropriated..... 10,000,000
For escalation costs for state
facility projects, in addition
to funds previously appropriated..... 17,000,000
For escalation and emergencies for
higher education projects, in
addition to funds previously appropriated..... 25,000,000
Total \$52,000,000

Section 70. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Military Affairs for the project hereinafter enumerated:

STATEWIDE

To complete construction and
purchase equipment for the Shiloh,
Mt. Vernon, and Carbondale Readiness
Centers 400,000

Section 75. The sum of \$1,351,481,696, or so much thereof as may be necessary, is appropriated from the School Construction Fund to the Capital Development Board for grants to school districts for school construction projects authorized by the School Construction Law.

Section 77. The amount of \$148,518,304, or so much of that amount as may be necessary, is appropriated from the School Construction Fund to the Illinois State Board of Education for Fiscal Year 2002 School Construction Program grant recipients as follows:

Rochester Community Unit School District 3A..... 10,183,033
Fairfield Public School District 112 3,898,926
Stewardson-Strasburg Community Unit
District 5A 2,046,533
Johnston City Community Unit School District 1 528,822
Winfield School District 34 2,312,480
East St. Louis School District 189..... 29,025,628
Silvis School District 34 11,900,936

Joliet Public School District 86	26,774,854
Community Consolidated School Dist. 93	
Carol Stream	1,554,822
Hinckley-Big Rock Community Unit	
School District 429	1,939,944
West Northfield School District 31	1,780,688
DuQuoin Community Unit School District 300.....	10,263,396
Benton Community Consolidated School	
District 47	2,464,790
Villa Park School District 45.....	980,545
Westchester School District 92 1/2	26,237
Big Hollow School District 38	251,812
Matteson Elementary School District 162.....	1,145,241
Central School District 104	415,622
Northbrook School District 27	1,543,711
Manteno Community Unit School District 5	2,184,621
Bradley School District 61.....	2,096,220
Bethalto Community School District 8	4,278,782
Westmont Community Unit School District 201	1,217,000
Chicago Public School (CPS) District 299.....	29,703,661

Section 85. The sum of \$100,000,000, or so much thereof as may be necessary, is appropriated from the School Infrastructure Fund to the Capital Development Board for grants to the Illinois State Board of Education for school districts for maintenance projects authorized by the School Construction Law.

Section 90. The sum of \$27,322,800, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete work at the various higher education institutions. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for such purposes.

Section 95. In addition to any amounts previously appropriated for these purposes, the following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the projects hereinafter enumerated:

LAKE LAND COLLEGE	
For renovating and expanding	
Student Services Building Addition	2,361,100
TRITON COLLEGE	
For renovating and expanding	
the Technology Building	\$10,666,100
JOLIET JUNIOR COLLEGE	
For renovation of Utilities	4,522,900
ROCL VALLEY COLLEGE	
For Construction of an	
Arts Instructional Center	26,711,900
ELGIN COMMUNITY COLLEGE	
For Spartan Drive Extension	2,244,800
PARKLAND COLLEGE	
For renovating and expanding	
the Student Services Center Addition	15,442,100
WILLIAM RAINEY HARPER COLLEGE	
For Engineering and Technology	
Center Renovations.....	20,336,800
REND LAKE COLLEGE	

For Art Program Addition and minor remodeling.....	451,300
LAKE LAND COLLEGE	
For Construction of a Rural Development Technology Center.....	7,524,100
COLLEGE OF DUPAGE	
For Installation of the Instructional Center Noise Abatement.....	1,544,600
WILLIAM RAINNEY HARPER COLLEGE	
For Construction of a One Stop/Admissions and Campus/ Student Life Center.....	40,653,900
ILLINOIS VALLEY COMMUNITY COLLEGE	
Construction of a Community Technology Center	16,323,100
COLLEGE OF LAKE COUNTY	
For Construction of a Student Service Building.....	35,927,000
RICHLAND COMMUNITY COLLEGE	
For Renovation of the Student Success Center and Construction of an Addition to the Student Success Center.....	3,524,000
IECC – LINCOLN TRAIL COLLEGE	
For Construction of a Center For Technology.....	7,569,800
Total	\$195,803,500

Section 97. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the Temporary Facility Replacement Program for the projects hereinafter enumerated:

OLIVE HARVEY COLLEGE	
For Construction of a New Building.....	30,671,600
WAUBONSEE COMMUNITY COLLEGE	
To Replace Building "A" Temporary Building.....	2,615,200
IECC – OLNEY CENTRAL	
For Construction of the Collision Repair Technology Center.....	1,122,800
COLLEGE OF DUPAGE	
For Temporary Facilities Replacement.....	25,000,000
JOLIET JUNIOR COLLEGE	
For Temporary Facilities Replacement.....	8,815,900
ILLINOIS VALLEY COMMUNITY COLLEGE	
For Construction of a Community Technology Center.....	6,521,700
LINCOLN LAND COMMUNITY COLLEGE	
For Renovations to Logan Hall and Mason Hall.....	2,991,200
IECC – WABASH VALLEY	
For Construction of a Student Center.....	4,029,400
LEWIS & CLARK COMMUNITY COLLEGE	
For Construction of a Daycare and Montessori.....	1,663,000
For Construction of an Engineering Annex.....	1,536,600
PARKLAND COLLEGE	
For Construction of an Applied	

Technology Addition	9,180,600
COLLEGE OF LAKE COUNTY	
For Construction of a Classroom Building at the Grayslake Campus	17,569,200
IECC – LINCOLN TRAIL COLLEGE	
For Construction of an AC/Refrigeration and Sheet Metal Technology Building	1,495,500
ILLINOIS CENTRAL COLLEGE	
For Renovation and Additions to Dirksen Hall	2,633,700
MCHENRY COUNTY COLLEGE	
For Construction of a Greenhouse	671,600
For Construction of a Pumphouse	115,900
SPOON RIVER COLLEGE	
For Construction of a Multi-Purpose Building	4,027,100
WILLIAM RAINEY HARPER COLLEGE	
Ro Replace the Hospitality Facility	3,944,800
LAKE LAND COLLEGE	
For Construction of a Workforce Relocation Center	9,881,700
Total	\$134,487,500

Section 100. In addition to any amount previously appropriated, the following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for the projects hereinafter enumerated:

CHICAGO STATE UNIVERSITY	
For renovating Douglas Hall, in addition to funds previously appropriated	19,500,000
For Construction of an Early Childhood Development Center	3,000,000
For Remediation of the Convocation Building, in addition to funds previously appropriated	5,000,000
EASTERN ILLINOIS UNIVERSITY	
For remodeling of the HVAC in the Life Science Building and Coleman Hall	4,757,100
GOVERNORS STATE UNIVERSITY	
For renovation of a Teaching/Learning Complex, in addition to funds previously appropriated	8,000,000
For replacing roadways and sidewalks	2,028,000
ILLINOIS STATE UNIVERSITY	
For renovations of the Fine Arts Complex	54,250,100
NORTHEASTERN ILLINOIS UNIVERSITY	
For constructing an education building	72,977,200
NORTHERN ILLINOIS UNIVERSITY	
For renovating and expanding Stevens Building	22,517,600
For planning Computer Sciences Technology Center	2,787,400
SOUTHERN ILLINOIS UNIVERSITY - EDWARDSVILLE	
For renovating and constructing a Science Laboratory, in addition to funds previously appropriated	78,867,300
SOUTHERN ILLINOIS UNIVERSITY - CARBONDALE	

For constructing a Transportation Education Center, in addition to funds previously appropriated.....	56,718,792
For planning and beginning Communications Building.....	4,255,400
UNIVERSITY OF ILLINOIS - CHICAGO	
For upgrading the campus infrastructure and renovating campus buildings.....	20,800,000
UNIVERSITY OF ILLINOIS - URBANA/CHAMPAIGN	
For renovating Lincoln Hall, in addition to funds previously appropriated.....	57,304,000
For constructing a Post Harvest Crop Processing and Research Laboratory, in addition to funds previously appropriated.....	20,034,000
For constructing an Electrical and Computer Engineering Building, in addition to funds previously appropriated.....	44,520,000
UNIVERSITY OF ILLINOIS - ROCKFORD	
For constructing a National Rural Health Center.....	14,820,000
WESTERN ILLINOIS UNIVERSITY - MACOMB	
For constructing a performing arts center, in addition to funds previously appropriated.....	67,835,768
WESTERN ILLINOIS UNIVERSITY - QUAD CITIES	
For the renovation and construction of a Riverfront Campus, in addition to funds previously appropriated.....	15,863,120
ILLINOIS MATH AND SCIENCE ACADEMY	
For residence hall rehabilitation and main building addition.....	6,260,000
For "A" wing laboratories remodeling.....	<u>3,600,000</u>
Total	\$585,695,780

Section 105. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete work at the various higher education institutions. These appropriated amounts shall be in addition to any other appropriated amounts which can be expended for such purposes...\$62,677,200

Chicago State University.....	1,449,300
Eastern Illinois University.....	2,319,900
Governors State University.....	853,800
Illinois State University.....	4,596,000
Northeastern Illinois University.....	1,726,500
Northern Illinois University.....	5,215,500
Western Illinois University.....	3,564,900
Southern Illinois University- Carbondale.....	7,312,500
Southern Illinois University- Edwardsville.....	3,433,800
University of Illinois- Chicago.....	12,497,700
University of Illinois- Springfield.....	1,031,100
University of Illinois-	

Urbana/Champaign..... 18,676,200

Section 110. The sum of \$1,650,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Board of Trustees of Eastern Illinois University to purchase equipment to complete the renovation and expansion of the Doudna Fine Arts Center. This appropriation is in addition to funds previously appropriated.

Section 115. The sum of \$17,564,400, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Board of Trustees of Southern Illinois University for construction and equipment expenses to complete the renovation and expansion of the Morris Library. This appropriation is in addition to funds previously appropriated.

Section 120. The sum of \$300,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Board of Higher Education for grants to various private colleges and universities.

Section 125. No contract shall be entered into or obligation incurred for any expenditures from appropriations in this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 60 3,028,206,600

ARTICLE 61
ILLINOIS EMERGENCY MANAGEMENT AGENCY

Section 5. The sum of \$25,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Illinois Emergency Management Agency for safety and security improvements at various public universities, private colleges or universities and community colleges.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 61 \$25,000,000

ARTICLE 65
CAPITAL DEVELOPMENT BOARD

Section 5. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 5 of Public Act 95-734, and Sections 5, 10 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Agriculture for the projects hereinafter enumerated:

ILLINOIS STATE FAIRGROUNDS - DUQUOIN
(From Article 37, Section 5 of Public Act 95-734)
For completing the upgrade of the electrical distribution system, in addition to funds previously appropriated 100,759
For constructing a multi-purpose building 61,710
(From Section 200 of Public Act 95-746)
For Emergency Roof Replacement 19,061
ILLINOIS STATE FAIRGROUNDS - SPRINGFIELD
(From Article 37, Section 5 of Public Act 95-734)
For renovating comfort stations, in addition to funds previously appropriated 47,650

For renovating the Emmerson Building	57,578
(From Section 5 of Public Act 95-746)	
For replacement of water and sewer service to various buildings	205,475
(From Section 10 of Public Act 95-746)	
For an airlock addition to Metrology (Weights and Measures) Lab	127,508
(From Section 200 of Public Act 95-746)	
For Asbestos Abatement.....	85,000
Total	\$704,741

Section 20. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 20 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SPRINGFIELD - SUPREME COURT BUILDING	
(From Article 37, Section 20 of Public Act 95-734)	
For renovating the HVAC system on the 3rd Floor.....	140,000
For installing humidifier and water filtration systems.....	1,373,755
APPELLATE COURT SECOND DISTRICT - ELGIN	
For miscellaneous improvements	60,520
Total	\$1,574,275

Section 30. The following named amount, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 30 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SUPREME COURT BUILDING - SPRINGFIELD	
(From Article 37, Section 30 of Public Act 95-734)	
For renovating the Library and completing HVAC, in addition to funds previously appropriated	235,000

Section 35. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 35 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Office of the Architect of the Capitol for the projects hereinafter enumerated:

CAPITOL BUILDING - SPRINGFIELD	
(From Article 37, Section 35 of Public Act 95-734)	
For equipment, remodeling and all other costs related to the maintenance, renovation or restoration of areas located in the Capitol Building.....	978,984
For all costs related to asbestos and environmental abatement in the Capitol Building.....	1,801,429
Total	\$2,780,413

Section 40. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made in Article 37, Section 40, of Public Act 95-734, and Sections 70, 75 and 80 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

CAPITOL BUILDING - SPRINGFIELD

(From Article 37, Section 40 of Public Act 95-734)	
For planning and design, providing a study, historical analysis, asbestos abatement and all other costs associated with the upgrade of the HVAC system in the Capitol building	180,516
For all costs related to the planning and design of life safety and fire protection system improvements, hazardous material abatement, historical restoration and construction in the Capitol Building	351,680
CAPITOL COMPLEX - SPRINGFIELD	
For completing the stone restoration, in addition to funds previously appropriated	323,373
For demolition of 222 S. College, and landscaping of Capitol Complex in addition to funds previously appropriated	964,131
For demolition of 222 South College Building and landscaping of Capitol Complex	586,444
(From Section 70 of Public Act 95-746)	
To upgrade a high voltage monitoring system	275,496
DRIVER'S FACILITY WEST - CHICAGO	
(From Article 37, Section 40 of Public Act 95-734)	
For renovating the building	391,180
(From Section 80 of Public Act 95-746)	
For renovation and improvement of pedestrian traffic flow	206,761
DRIVER SERVICES FACILITIES, NORTH, SOUTH AND WEST - CHICAGO	
(From Section 75 of Public Act 95-746)	
To upgrade electrical systems	418,681
MOTOR VEHICLE SERVICES FACILITY - SPRINGFIELD	
(From Article 37, Section 40 of Public Act 95-734)	
For upgrading the fire alarm and security systems	16,809
WILLIAM G. STRATTON BUILDING - SPRINGFIELD	
For the planning, design, reconstruction, and construction to renovate or replace the Stratton Office Building, in addition to funds previously appropriated	7,379,119
Total	\$11,094,190

Section 45. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 45 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

CAPITOL COMPLEX – SPRINGFIELD	
(From Article 37, Section 45 of Public Act 95-734)	
For upgrading fire alarm systems in two buildings.....	17,992
Total	\$17,992

Section 50. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 50 of Public Act 95-734,

and Sections 20, 25, 30, 150, 155, 185 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

STATEWIDE

(From Article 37, Section 50 of Public Act 95-734)

For renovating state owned
property 2,000,000

For upgrading the building security
system at the James R. Thompson Center
and the State of Illinois building
in addition to funds previously
appropriated 655,000

(From Section 200, Public Act 95-746)

For renovation of State-owned
property at the following
locations: Kenneth Hall Regional
Office Building, AIG (Franklin Complex)
Building, James R. Thompson Center,
Sangamo Complex (IEPA), Champaign Regional
Office Building (IEPA), Springfield
Regional Office Building, Natural
Resource Center (DNR) and Read -
Building (Elgin Mental Health Center) 1,847,310

OFFICE AND LAB BUILDING, CHICAGO MEDICAL CENTER

(From Article 37, Section 50 of Public Act 95-734)

For planning and beginning the renovation
of the facility 474,164

JAMES R. THOMPSON CENTER - CHICAGO

For installing an emergency generator 3,545,000

For rehabilitating exterior columns, in
addition to funds previously appropriated 1,000,000

For upgrading mechanical systems, in
addition to funds previously appropriated 27,341

MEDICAL CENTER (DCFS DISTRICT OFFICE) - CHICAGO

For replacing roof and upgrading
mechanical and electrical systems 321,956

ROCKFORD REGIONAL OFFICE BUILDING

For replacing Halon and upgrading
the air conditioning 162,614

ILLINOIS CENTER FOR REHABILITATION AND
EDUCATION (WOOD) - CHICAGO

For upgrading fire and safety systems 27,113

SPRINGFIELD - RESEARCH AND COLLECTION CENTER

For expanding surplus warehouse 73,584

SPRINGFIELD - COMPUTER FACILITY

For upgrading the computer room and the
electrical system 23,421

MICHAEL A. BILANDIC BUILDING, CHICAGO

(From Section 20 of Public Act 95-746)

For upgrading HVAC and domestic water
system 1,540,474

SPRINGFIELD REGIONAL OFFICE BUILDING

(From Section 25 of Public Act 95-746)

For emergency cooling tower replacement
at 4500 S. Sixth Street Road 56,864

SUBURBAN NORTH REGIONAL OFFICE FACILITY, DES PLAINES

(From Section 30 of Public Act 95-746)

For renovating office space 382,716

KENNETH HALL REGIONAL OFFICE BUILDING - EAST ST. LOUIS

(From Section 150 of Public Act 95-746)
 For design services for emergency parapet wall repairs..... 47,456
 MEDICAL CENTER (EDWARDS CENTER) - CHICAGO
 (From Section 155 of Public Act 95-746)
 For medical center (Edwards Center)..... 3,150,000
 COLLINSVILLE REGIONAL OFFICE COMPLEX
 (From Section 185 of Public Act 95-746)
 To replace an emergency generator..... 372,000
 Total..... \$15,707,013

Section 60. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 60, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

ILLINOIS CENTER FOR REHABILITATION AND EDUCATION
 (ROOSEVELT) – CHICAGO
 (From Article 37, Section 60 of Public Act 95-734)
 For upgrading the kitchen and plumbing 185,838
 JAMES R. THOMPSON CENTER - CHICAGO
 For rehabilitating exterior columns, in addition to funds previously appropriated..... 48,157
 Total \$233,995

Section 65. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 65 Public Act 95-734, and Sections 90, 95, 100, 105, 110, 115 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Natural Resources for the projects hereinafter enumerated:

BABE WOODYARD STATE NATURAL AREA - VERMILION COUNTY
 (From Article 37, Section 65 of Public Act 95-734)
 For developing the site and associated land acquisition..... 244,604
 BUFFALO ROCK STATE PARK – LASALLE COUNTY
 (From Section 90 of Public Act 95-746)
 For design services to replace a septic system..... 4,125
 CARLYLE LAKE STATE PARKS
 (From Article 37, Section 65 of Public Act 95-734)
 For road and site improvements at Carlyle Lake..... 1,477,424
 For infrastructure and site improvements at Carlyle Lake..... 765,485
 CARLYLE STATE FISH AND WILDLIFE AREA – FAYETTE COUNTY
 (From Section 110 of Public Act 95-746)
 To replace Cox Bridge at Carlyle State Fish and Wildlife Area..... 550,000
 EAGLE CREEK STATE PARK - SHELBY COUNTY
 (From Article 37, Section 65 of Public Act 95-734)
 For constructing lake access boat docks at resort 248,793
 FERNE CLYFFE STATE PARK - JOHNSON COUNTY
 For replacing the campground sewage treatment system 365,054
 GOOSE LAKE PRAIRIE NATURAL AREA - GRUNDY COUNTY
 For replacing floating boardwalk 24,604
 HENNEPIN CANAL PARKWAY STATE PARK AND ACCESS AREA

For rehabilitating/repairing railroad bridges, in addition to funds previously appropriated	851,685
HORSESHOE LAKE CONSERVATION AREA - ALEXANDER COUNTY	
For dam rehabilitation and the State's share to implement the ecological restoration plan in cooperation with the U.S. Army Corps of Engineers, and land acquisition	842,605
I & M Canal - CHANNAHON STATE PARK - WILL COUNTY	
For improving DuPage River Spillway	35,035
(From Section 200 of Public Act 95-746)	
For replacing Lock 14 Bridge	425,000
For improving the DuPage River Spillway	930,000
ILLINOIS BEACH STATE PARK - LAKE COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For replacing sanitary sewer line	79,748
For replacing sanitary sewer lines	311,922
MORAIN HILLS STATE PARK - MCHENRY COUNTY	
(From Section 95 of Public Act 95-746)	
For replacing yellow-head marshy dam culverts	400,000
PERE MARQUETTE STATE PARK - JERSEY COUNTY	
(From Section 100 of Public Act 95-746)	
For design services to replace a lodge pool dehumidifier	63,279
(From Section 105 of Public Act 95-746)	
For emergency replacement of a sewage treatment plant	621,000
RED HILLS STATE PARK - LAWRENCE COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For miscellaneous improvements	44,740
RESEARCH & COLLECTIONS CENTER - SPRINGFIELD	
For renovating the interior	17,915
ROCK CUT STATE PARK - WINNEBAGO COUNTY	
For upgrading the sewage system	675,104
SILOAM SPRINGS STATE PARK - ADAMS COUNTY	
For rehabilitating office/service area	1,119,114
STEPHEN A. FORBES STATE PARK, MARION COUNTY	
(From Section 115 of Public Act 95-746)	
For design services to replace dump and fish cleaning stations	44,584
WORLD SHOOTING COMPLEX - SPARTA	
(From Article 37, Section 65 of Public Act 95-734)	
For construction of the World Shooting Complex in Sparta	57,580
SPRINGFIELD	
For constructing an office building and interpretive center	166,153
WHITE PINES FOREST STATE PARK - OGLE COUNTY	
For completing the replacement of the sewer system, in addition to funds previously appropriated	11,557
WILDLIFE PRAIRIE PARK	
For rehabilitating the sewage treatment plant	767,500
(From Section 200 of Public Act 95-746)	
For upgrading sewage treatment plant	1,032,000
STATEWIDE	
(From Article 37, Section 65 of Public Act 95-734)	

For replacing/repairing the roofing systems at the following locations at the approximate cost set forth below	245,000
Clinton Lake Recreational Area - DeWitt County	65,000
Ferne Clyffe State Park- Johnson County	20,000
Hennepin Canal Parkway State Park	26,000
Lake Le-Aqua-Na State Park- Stephenson County	39,000
Mermet Lake Conservation Area- Massac County	95,000
For replacing/repairing the roofing systems at the following locations at the approximate costs set forth below	115,267
Starved Rock State Park & Lodge-LaSalle County	4,726
Kaskaskia River Fish & Wildlife Area-Randolph County	19,500
Pyramid State Park- Perry County	4,109
Region V Office (Benton) Franklin County	86,932
For rehabilitating dams and bridges	120,754
For constructing, replacing and renovating lodges and concession buildings.....	1,488,014
For replacing roofs at the following locations, at the approximate cost set forth below	134,931
Shabbona Lake State Park	40,850
Hennepin Canal Parkway State Park	15,750
Randolph Fish & Wildlife Area	32,271
Dixon Springs State Park	46,060
For replacing and constructing vault toilets at the following locations, at the approximate cost set forth below	167,772
Hennepin Canal Parkway State Trail	167,772
For rehabilitating dams at the following locations, at the approximate cost set forth below	450,002
Rock Cut State Park	450,002
For replacing roofs at the following locations, at the approximate cost set forth below	206,925
Southern IL Arts & Crafts Center	412
Frank Holten State Park	412
DNR Geological Survey- Champaign	413
Sangchris Lake State Park	5,291
Illini State Park	1,692

Shelbyville Fish & Wildlife Area	79,480
Trail of Tears State Forest	3,685
Sanganois Conservation Area	413
Rice Lake State Park	28,090
Hidden Spring State Park	53,740
Siloam Springs State Park	2,417
Mississippi Palisades State Park	30,880
For replacing vault toilets at the following locations, at the approximate cost set forth below	285,813
Anderson Lake Conservation Area - Fulton/Schuylar Counties	71,453
Giant City State Park - Jackson/Union Counties	71,453
Randolph County Conservation Area	71,453
Silver Springs State Park - Kendall County	71,454
For constructing hazardous material storage buildings.....	9,935
For constructing vault toilets at the following locations at the approximate cost set forth below:.....	137,897
Apple River Canyon State Park	19,699
Des Plaines Conservation Area	19,700
Kankakee River State Park	19,700
Lake Le-Aqua-Na State Park	19,699
Marshall County Conservation Area	19,700
Morrison-Rockwood State Park	19,699
Rice Lake Conservation Area	19,700
For planning, construction, reconstruction, land acquisition and related costs, utilities, site improvements, and all other expenses necessary for various capital improvements at parks, conservation areas, and other facilities under the jurisdiction of the Department of Natural Resources	581,794
Total	\$16,120,714

Section 75. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 75 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Natural Resources for the project hereinafter enumerated:

GOOSE LAKE PRAIRIE NATURAL AREA - GRUNDY COUNTY	
(From Article 37, Section 75 of Public Act 95-734)	
For rehabilitating visitor's center exterior	23,345
Total	\$23,345

Section 80. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 80 of Public Act 95-734, and Sections 35, 40, 45, 50, 135, 140, 145, 175, 180 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

CENTRALIA CORRECTIONAL CENTER

(From Article 37, Section 80 of Public Act 95-734)	
For replacing the cooling tower.....	201,948
(From Section 180 of Public Act 95-746)	
To upgrade a sewage treatment plant.....	453,000
DIXON CORRECTIONAL CENTER	
(From Article 37, Section 80 of Public Act 95-734)	
For planning the upgrade and expansion of the medical care facility	24,127
DWIGHT CORRECTIONAL CENTER	
For renovating Housing Unit C8, in addition to funds previously appropriated	270,000
For renovating buildings, in addition to funds previously appropriated.....	274,847
For renovation of buildings	30,261
(From Section 35 of Public Act 95-746)	
For repair and replacement of roofing system	52,463
EAST MOLINE CORRECTIONAL CENTER	
(From Article 37, Section 80 of Public Act 95-734)	
For upgrading the roofing system.....	675,879
For replacing windows, in addition to funds previously appropriated.....	42,450
GRAHAM CORRECTIONAL CENTER	
For upgrading the cooling tower	10,015
For upgrading the mechanical system	35,990
For planning the upgrade of building automation system and fire alarm system	21,170
HARDIN COUNTY WORK CAMP	
(From Section 145, Public Act 95-746)	
To upgrade a sewage treatment plant	342,929
(From Section 200, Public Act 95-746)	
For emergency kitchen repairs	177,000
HOPKINS PARK	
(From Article 37, Section 80 of Public Act 95-734)	
For infrastructure improvements in connection with the Hopkins Park Correctional Center.....	5,858,444
ILLINOIS RIVER CORRECTIONAL CENTER – CANTON	
(From Section 135, Public Act 95-746)	
For design services to replace a domestic hot water heater.....	41,606
ILLINOIS YOUTH CENTER - HARRISBURG	
(From Article 37, Section 80 of Public Act 95-734)	
For constructing a multi-purpose medical, vocational and confinement building	375,000
For utility upgrade, including gas and sewer	4,695,721
ILLINOIS YOUTH CENTER - RUSHVILLE	
For planning, design, construction, equipment and all other necessary costs to add a cellhouse.....	2,282,202
ILLINOIS YOUTH CENTER - ST. CHARLES	
For constructing an R & C building and other improvements	1,957,557
LAWRENCE COUNTY CORRECTIONAL CENTER - LAWRENCEVILLE	
For constructing two cellhouses, in addition to funds previously appropriated.....	9,915
LINCOLN CORRECTIONAL CENTER	

For replacing doors and locks.....	31,592
LOGAN CORRECTIONAL CENTER	
For planning and beginning the upgrade of the power plant	321,186
For renovating the electrical distribution system.....	159,995
For constructing a medical building and dietary building	2,019,174
(From Section 175, Public Act 95-746)	
To upgrade a power plant at Logan Correctional Center.....	5,737,445
MENARD CORRECTIONAL CENTER - CHESTER	
(From Article 37, Section 80 of Public Act 95-734)	
For replacing the administration building, in addition to funds previously appropriated	11,626,369
For replacing the Administration Building.....	310,244
For replacing toilets and waste lines at E/W Cellhouse and upgrade North Cellhouse plumbing.....	364,351
For renovation or replacement of the Old Hospital Building, in addition to funds previously appropriated	48,064
For planning and construction of the Administration Building	513,777
PONTIAC CORRECTIONAL CENTER	
For replacing doors and frames	1,620,000
SHAWNEE CORRECTIONAL CENTER	
For replacing the emergency generator	44,867
SHERIDAN CORRECTIONAL CENTER	
(From Section 40 of Public Act 95-746)	
For replacement of roofing system.....	100,939
STATEVILLE CORRECTIONAL CENTER - JOLIET	
(From Article 37, Section 80 of Public Act 95-734)	
For replacing doors and locks.....	580,000
For replacing windows in B House	126,480
For replacing power plant and utility distribution system	17,454
For upgrading electrical system and elevator and installing HVAC system	393,750
TAYLORVILLE CORRECTIONAL CENTER	
(From Section 140 of Public Act 95-746)	
For design services to replace operators and main gates	27,195
VANDALIA CORRECTIONAL CENTER	
(From Article 37, Section 80 of Public Act 95-734)	
For constructing a multi-purpose program building	90,656
For converting Administration Building and planning construction of an Administration/ Health Care Unit	308,406
(From Section 45 of Public Act 95-746)	
For replacement of roofing system.....	267,256
(From Article 37, Section 80 of Public Act 95-734)	
VIENNA CORRECTIONAL CENTER	
For replacing the cooler and freezer	356,663
For upgrading the power plant	707,109
For upgrading the HVAC system and replacing	

water lines in six housing units.....	423,601
(From Section 50 of Public Act 95-746)	
For emergency roof replacement on various buildings.....	330,679
(From Article 37, Section 80 of Public Act 95-734)	
STATEWIDE	
For all costs associated with a timekeeping and payroll system	10,000,000
For upgrading roofing systems at the following locations at the approximate costs set forth below	94,315
Hardin County Work Camp.....	8,808
Illinois Youth Center Joliet.....	44,151
Pontiac Correctional Center.....	41,356
For replacing doors and locks at the following locations at the approximate costs set forth below	1,113,137
Dixon Correctional Center	1,081,626
Vienna Correctional Center.....	35,511
For upgrading showers at the following locations at the approximate cost set forth below	258,708
Hill Correctional Center.....	258,708
For upgrading water towers at the following locations at the approximate cost set forth below	1,651,849
Dixon Correctional Center.....	413,466
Illinois Youth Center - St. Charles.....	1,228,853
Illinois Youth Center - Valley View	9,530
For planning, design, construction, equipment and all other necessary costs for a maximum security facility	77,469,151
For planning a medium security facility and land acquisition	2,629,428
For replacing roofing systems at the following locations at the approximate cost set forth below.....	154,609
Menard Correctional Center	6,194
Vienna Correctional Center.....	81,100
Illinois Youth Center - Harrisburg	4,138
Pontiac Correctional Center	10
Illinois Youth Center - Joliet.....	63,167
For replacing or upgrading security and monitoring systems at the following locations at the approximate cost set forth below	278,707
Vienna Correctional Center.....	250,000
Pontiac Correctional Center.....	0
Joliet Correctional Center.....	28,707
For planning and replacing windows at the following locations at the approximate cost	

set forth below	2,226,942
Vienna Correctional Center.....	1,780,000
Sheridan Correctional Center.....	314,454
Illinois Youth Center - Valley View	8,310
Illinois Youth Center - Joliet.....	74,875
Dixon Correctional Center.....	46,073
Shawnee Correctional Center.....	3,230
For replacing security fencing at the following locations at the approximate cost set forth below	306,251
Hill Correctional Center.....	3,547
Western IL Correctional Center.....	31,427
Joliet Correctional Center.....	49,119
Logan Correctional Center.....	172,369
Dixon Correctional Center.....	8,752
Shawnee Correctional Center.....	5,269
Graham Correctional Center.....	24,369
Danville Correctional Center.....	11,399
For planning, design, construction, equipment and all other necessary costs for a female multi-security level correctional center.....	55,938,782
For replacing roofing systems at the following locations at the approximate cost set forth below	189,284
Vienna Correctional Center.....	150,261
Sheridan Correctional Center.....	17,785
Western Illinois Correctional Center - Mt. Sterling	21,238
For upgrading fire and safety systems at the following locations at the approximate costs set forth below, in addition to funds previously appropriated	2,018,041
Menard Correctional Center - Chester	1,835,344
Sheridan Correctional Center	110,620
Vienna Correctional Center.....	72,077
Total	\$198,688,980

Section 85. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purpose in Article 37, Section 85, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

BIG MUDDY CORRECTIONAL FACILITY

[May 20, 2009]

(From Article 37, Section 85 of Public Act 95-734)

For replacing door locking controls and intercom systems.....	2,312,558
STATEVILLE CORRECTIONAL CENTER	
For installing fire alarm systems	<u>1,600,000</u>
Total	\$3,912,558

Section 90. The sum of \$336,056, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 90 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Emergency Management Agency for costs associated with a new State Emergency Operations Center.

Section 95. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 95 of Public Act 95-734, and Sections 60, 65, 120, 125, 130 and 170 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Historic Preservation Agency for the projects hereinafter enumerated:

BISHOP HILL HISTORIC SITE - HENRY COUNTY	
(From Article 37, Section 95 of Public Act 95-734)	
For restoring interior and exterior	6,555
BLACK HAWS STATE HISTORIC SITE – ROCK ISLAND	
(From Section 60 of Public Act 95-746)	
For renovating a retaining wall and two shelters	250,292
CAHOKIA MOUNDS HISTORIC SITE - COLLINSVILLE	
(From Article 37, Section 95 of Public Act 95-734)	
For replacement of Monk's Mounds stairs	211,080
For restoration of Monk's Mound.....	631,531
For purchasing private land within historic site boundary.....	189,979
(From Section 65, Public Act 95-746)	
To create a new entrance around existing bronze artwork doors	166,782
DANA THOMAS HOUSE STATE HISTORIC SITE	
(From Section 120, Public Act 95-746)	
To rehabilitate the interior and exterior at Dana Thomas House State Historic Site	3,100,000
DAVID DAVIS HOME	
(From Article 37, Section 95 of Public Act 95-734)	
To acquire a residence to be converted to a Visitors Center.....	7,962
(From Article 125, Public Act 95-746)	
For design services for emergency roof repairs.....	4,450
JARROT MANSION STATE HISTORICAL SITE	
(From Article 37, Section 95 of Public Act 95-734)	
For restoring the mansion, site improvements and land acquisition, in addition to funds previously appropriated.....	1,447,021
LINCOLN-HERNDON LAW OFFICES STATE HISTORIC SITE	
(From Article 170, Public Act 95-746)	
For emergency roof repairs at law offices.....	25,200
LINCOLN LOG CABIN STATE HISTORIC SITE, COLES COUNTY	
(From Article 130, Public Act 95-746)	
To replace a sewer system at Historic Site.....	280,000
(From Article 37, Section 95 of Public Act 95-734)	
LINCOLN'S TOMB/VIETNAM MEMORIAL - SPRINGFIELD	

For rehabilitating site and providing irrigation system	121,100
LINCOLN'S NEW SALEM HISTORIC SITE - MENARD COUNTY	
For providing electrical at campgrounds	110,444
LINCOLN PRESIDENTIAL CENTER - SPRINGFIELD	
For constructing library and museum complex, in addition to funds previously appropriated	2,645,514
For constructing a Lincoln Presidential Library	4,337
OLD STATE CAPITOL - SPRINGFIELD	
For repairing elevators	387,464
UNION STATION - SPRINGFIELD	
For purchasing and rehabilitating	21,721
STATEWIDE	
For statewide ISTE A 21 Match	593,070
For matching ISTE A federal grant funds	<u>143,310</u>
Total	\$10,347,812

Section 105. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 105, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Historic Preservation Agency for the projects hereinafter enumerated:

MT. PULASKI COURTHOUSE HISTORIC SITE - LOGAN COUNTY	
(From Article 37, Section 105 of Public Act 95-734)	
For rehabilitating interior & exterior	24,118
PULLMAN HISTORIC SITE	
For all costs associated with the stabilization and restoration of the Pullman Historic Site	<u>1,273,991</u>
Total	\$1,298,109

Section 110. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 110 of Public Act 95-734, and Sections 160, 165 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Human Services for the projects hereinafter enumerated:

ALTON MENTAL HEALTH CENTER - MADISON COUNTY	
(From Article 37, Section 110 of Public Act 95-734)	
For renovating the Forensic Complex and constructing two building additions, in addition to funds previously appropriated	3,900,000
For constructing two building additions at the Forensic Complex	6,780,876
For rehabilitation of the central dietary	9,179
CHESTER MENTAL HEALTH CENTER	
For completing the replacement of smoke and heat detectors, in addition to funds previously appropriated	440,000
For upgrading HVAC systems	144,664
For replacing smoke/heat detectors	65,032
CHICAGO-READ MENTAL HEALTH CENTER - CHICAGO	
For rehabbing absorbers, controls and valves	86,160
(From Section 160 of Public Act 95-746)	
For design services to renovate Unit J-East for forensic use	47,560

CHOATE MENTAL HEALTH AND DEVELOPMENTAL CENTER - ANNA

(From Article 37, Section 110 of Public Act 95-734)	
For renovating Sycamore Hall.....	94,930
(From Section 200 of Public Act 95-746)	
For renovating Sycamore.....	4,385,000
For emergency boiler control replacement.....	20,569

ELGIN MENTAL HEALTH CENTER - KANE COUNTY

(From Article 37, Section 110 of Public Act 95-734)	
For replacing power plant and engineering building	7,742,663
For renovating the central dietary and kitchen.....	3,704,073
For construction of roads, parking lots and street lights	133,664
(From Section 165 of Public Act 95-746)	
For design services to convert Reed Building for office space.....	148,524

FOX DEVELOPMENTAL CENTER - DWIGHT

(From Article 37, Section 110 of Public Act 95-734)	
For replacing and repairing interior doors, flooring and walls, in addition to funds previously appropriated	249,122
For planning and beginning replacement of interior doors and flooring and repairing walls in the Main and Administration Buildings.....	35,888

HOWE DEVELOPMENTAL CENTER - TINLEY PARK

For completing upgrade of tunnels, Phase II, in addition to funds previously appropriated	366,920
For renovating residences, in addition to funds previously appropriated	99,182

ILLINOIS SCHOOL FOR THE DEAF - JACKSONVILLE

For renovating the High School Building Phase II.....	169,442
For renovating High School Building	96,859

ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE

For renovating auditorium, classroom and administration buildings	2,103,306
For renovating classrooms in Building 17	1,250,724
For renovations to the powerhouse, boilers and associated coal and ash equipment.....	400,000
(From Section 200 of Public Act 95-746)	
For renovating the power house	2,088,000

JACKSONVILLE DEVELOPMENTAL CENTER - MORGAN COUNTY

(From Article 37, Section 110 of Public Act 95-734)	
For planning and beginning the renovation of the power house.....	37,892

KILEY DEVELOPMENTAL CENTER - WAUKEGAN

For converting the facility to natural gas, in addition to funds previously appropriated	112,391
For renovating homes, Phase II, in addition to funds previously appropriated	77,343

LINCOLN DEVELOPMENTAL CENTER - LOGAN

For various capital improvements, including planning and construction	
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of four ten-bed transitional or residential homes	582,596
LUDEMAN DEVELOPMENTAL CENTER - PARK FOREST	
For upgrading the electrical panel	338,114
For repairing and replacing furnaces and duct work, in addition to funds previously appropriated	141,615
For renovating residential and neighborhood homes, in addition to funds previously appropriated	46,810
For replacing plumbing, HVAC and boiler systems	629,184
For renovation of residential buildings, in addition to funds previously appropriated	74,252
MABLEY DEVELOPMENTAL CENTER - DIXON	
For replacing mechanicals and upgrading the fire alarm systems	71,348
MADDEN MENTAL HEALTH CENTER - HINES	
For renovating pavilions and administration building for safety/security, in addition to funds previously appropriated	621,882
For renovating dietary	729,885
For renovation of pavilions, in addition to funds previously appropriated	60,833
MURRAY DEVELOPMENTAL CENTER - CENTRALIA	
For completing the renovation of the boiler house, in addition to funds previously appropriated	2,991,120
SHAPIRO DEVELOPMENTAL CENTER - KANKAKEE	
For replacing the sewer system in south campus	2,056,004
For planning and beginning renovation of dietary	203,263
For work necessary to remedy fire damper deficiencies	118,922
For replacing water mains and valves, in addition to funds previously appropriated	210,015
SINGER MENTAL HEALTH CENTER - ROCKFORD	
For upgrading fire alarm systems	47,651
For renovating dietary and stores	55,334
For renovating mechanicals and residential areas	691,943
TINLEY PARK MENTAL HEALTH CENTER – COOK COUNTY	
For completing the upgrade of fire and life/safety issues in Oak Hall, in addition to funds previously appropriated	600,000
STATEWIDE	
For replacing roofing systems at the following locations, at the approximate costs set forth below	244,866
Chicago-Read Mental Health Center - Cook County	148,645
Fox Developmental Center - Dwight	11,932

Kiley Developmental Center - Waukegan	84,289
For replacing and repairing roofing systems at the following locations, at the approximate cost set forth below	398,899
Alton Mental Health Center - Madison	66,483
Shapiro Developmental Center - Kankakee	66,483
Ludeman Developmental Center - Park Forest	66,483
Madden Mental Health Center - Hines	66,483
Murray Developmental Center - Centralia	66,483
Kiley Developmental Center - Waukegan	66,484
For replacing and repairing roofing systems at the following locations, at the approximate cost set forth below	782,838
Chicago-Read Mental Health Center	166,314
Howe Developmental Center - Tinley Park	562,126
Shapiro Developmental Center - Kankakee	39,730
Illinois School for the Deaf - Jacksonville	12,087
Kiley Developmental Center - Waukegan	2,581
For repairing or replacing roofs at the following locations, at the approximate cost set forth below	303,219
Illinois School for the Visually Impaired - Jacksonville	38,368
Jacksonville Developmental Center - Morgan County	60,000
Lincoln Developmental Center - Logan County	2,039
Murray Developmental Center - Centralia	86,136
Shapiro Developmental Center - Kankakee	116,676
For replacing and repairing roofing systems at the following locations at the approximate cost set forth below	241,386
Chicago-Read Mental Health Center	3,763
Tinley Park Mental Health Center	12,974
Illinois School for the Visually Impaired - Jacksonville	19,414
Shapiro Developmental Center - Kankakee	25,955
Kiley Developmental Center - Waukegan	3
Ludeman Developmental Center - Park Forest	179,277
For replacement of roofing systems at the following locations at the approximate costs	

set forth below:	<u>118,670</u>
Lincoln Development Center	29,667
Murray Developmental Center	29,668
Elgin Developmental Center	29,667
Shapiro Developmental Center	29,667
Total	\$47,150,612

Section 115. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 115 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Human Services for the projects hereinafter enumerated:

ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE	
(From Article 37, Section 115 of Public Act 95-734)	
For renovations to the powerhouse, boilers and associated coal and ash equipment	<u>157,269</u>
Total	\$157,269

Section 125. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 125 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Human Services for the project hereinafter enumerated:

ILLINOIS SCHOOL FOR THE DEAF – JACKSONVILLE	
(From Article 37, Section 125 of Public Act 95-734)	
For replacing dorm doors	1,945,671
JACKSONVILLE DEVELOPMENTAL CENTER – MORGAN	
For upgrading the mechanicals in the power plant, in addition to funds previously appropriated	45,582
SINGER MENTAL HEALTH CENTER	
For repair and/or replacement of roofs	61,150
FOX DEVELOPMENTAL CENTER - DWIGHT	
For renovating the water treatment plant	<u>678,331</u>
Total	\$2,730,734

Section 130. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriation and reappropriations heretofore made in Article 37, Section 130 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Medical District Commission for the projects hereinafter enumerated:

ILLINOIS MEDICAL DISTRICT COMMISSION - CHICAGO	
(From Article 37, Section 130 of Public Act 95-734)	
For upgrading utility and infrastructure, in addition to funds previously appropriated	412,685
For upgrading core utilities	126,364
For upgrading research center	346,714
For constructing a Lab and Research Biotech Grad Facility	<u>29,494</u>
Total	\$915,257

Section 140. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 140 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Military Affairs for the projects hereinafter enumerated:

BLOOMINGTON ARMORY - McLEAN COUNTY

(From Article 37, Section 140 of Public Act 95-734)

For rehabilitating the mechanical/electrical systems and renovating the interior	2,720,825
CAMP LINCOLN - SPRINGFIELD	
For construction of a military academy facility	153,719
ELGIN ARMORY - KANE COUNTY	
For upgrading the interior and exterior	757,368
MACOMB ARMORY - McDONOUGH	
For completing the mechanical/electrical systems upgrade, renovating the interior, and installing a kitchen, in addition to funds previously appropriated	2,484,125
For replacing the mechanical and electrical systems and installing a kitchen	678,666
NORTH RIVERSIDE ARMORY	
For rehabilitating the interior and exterior	14,648
NORTHWEST ARMORY - CHICAGO	
For upgrading the electrical system	2,815,000
For replacing the mechanical systems	46,187
SYCAMORE ARMORY	
For replacing the electrical system, renovating the interior and installing air conditioning	22,310
Total	\$9,692,848

Section 145. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 145, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Military Affairs for the projects hereinafter enumerated:

LAWRENCEVILLE ARMORY

(From Article 37, Section 145 of Public Act 95-734)

For rehabilitating the exterior and replacing roofing systems	176,837
Total	\$176,837

Section 150. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 150 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Revenue for the projects hereinafter enumerated:

WILLARD ICE BUILDING - SPRINGFIELD

(From Article 37, Section 150 of Public Act 95-734)

For completing the upgrade of building management controls, in addition to funds previously appropriated	400,000
For replacing the dock exhaust system	172,722
For upgrading building management controls	3,495,466
For upgrading the plumbing system	908,359
For renovating the interior and upgrading HVAC	2,847,517
Total	\$7,824,064

Section 160. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made

for such purposes in Article 37, Section 160 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Revenue for the project hereinafter enumerated:

WILLARD ICE BUILDING – SPRINGFIELD

(From Article 37, Section 160 of Public Act 95-734)

For completing the upgrade of the

Plumbing System	600,000
Total	\$600,000

Section 165. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 165 of Public Act 95-734, and Sections 55, 190 and 195 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of State Police for the projects hereinafter enumerated:

EFFINGHAM DISTRICT 12

(From Section 55 of Public Act 95-746)

For Effingham District 12 Firing Range	433,535
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CHICAGO FORENSIC LABORATORY

(From Article 37, Section 165 of Public Act 95-734)

For planning and beginning the
construction of an addition
to the Chicago Forensic

Laboratory	1,129,393
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DISTRICT 13 HEADQUARTERS - DuQUOIN

For constructing a district 13

headquarters	6,951
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(From Section 195 of Public Act 95-746)

To upgrade a firing range	563,636
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SPRINGFIELD ARMORY

(From Article 37, Section 165 of Public Act 95-734)

For planning and design of the rehabilitation
and site improvements of the Springfield
Armory, in addition to funds previously
appropriated

352,523

STATE POLICE TRAINING ACADEMY - SPRINGFIELD

For planning and beginning the
construction of an addition to the

CODIS Laboratory	277,750
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ULLIN DISTRICT 22

(From Section 190 of Public Act 95-746)

For emergency roof and interior and
exterior repairs

78,268

STATEWIDE

(From Article 37, Section 165 of Public Act 95-734)

For replacing communications towers
equipment and tower buildings

539,398

For replacing radio communication towers,
equipment buildings and installing emergency
power generators at the following
locations at the approximate costs
set forth below

250,000

Harlem & Irving – Cook County	62,500
Savanna – Carroll County	62,500
Fairfield – Wayne County	62,500
Notia – Hancock County	62,500
Total	\$3,631,454

Section 175. The following named amounts, or so much thereof as may be necessary and

remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 175 of Public Act 95-734, and Section 85 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Veterans' Affairs for the projects hereinafter enumerated:

MANTENO VETERANS' HOME - KANKAKEE COUNTY

(From Article 37, Section 175 of Public Act 95-734)

For replacing air conditioner chillers	1,094,873
For replacing condensing units.....	122,241
For upgrading or construction of roads and parking lots.....	28,785
For planning and constructing additional storage and support areas.....	73,248
For upgrading storm sewer.....	97,768

QUINCY VETERANS' HOME - ADAMS COUNTY

For constructing a bus and ambulance garage	849,073
For improvements to various buildings and replacement of Fletcher Building to meet licensure standards.....	2,286,031
(From Section 85 of Public Act 95-746)	
To replace a chimney stack and ash handling system	2,300,000
Total	\$6,852,019

Section 185. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 185 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Veterans' Affairs for the project hereinafter enumerated:

MANTENO VETERANS HOME

(From Article 37, Section 185 of Public Act 95-734)

For completing the upgrade of emergency generators.....	8,555
Total	\$8,555

Section 190. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 190 of Public Act 95-734, and Sections 15 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the projects hereinafter enumerated:

CHICAGO

(From Article 37, Section 190 of Public Act 95-734)

For expanding and renovating the Bio-Safety 3 Laboratory for the Department of Public Health.....	832,114
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ATTORNEY GENERAL BUILDING - SPRINGFIELD

(From Section 15 of Public Act 95-746)

For upgrading the snow melt system at the Attorney General Building	104,000
(From Article 37, Section 190 of Public Act 95-734)	
For upgrading environmental equipment and HVAC, in addition to funds previously appropriated - Archives Building	35,833

STATEWIDE

For improving energy efficiency.....	82,228
(From Section 200 of Public Act 95-746)	
For Emergency Repairs and Hazardous Material Abatement at State-Owned	

Facilities, State Universities, and Community Colleges	14,351,747
(From Article 37, Section 190 of Public Act 95-734)	
For the purposes of capital planning and condition assessment and analysis of State capital facilities, to be expended only upon the direction of the Director of the Bureau of the Budget	189,167
For abating hazardous materials	67,658
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	650,000
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act (ADA)	44,004
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act (ADA)	200,755
For abating hazardous materials	7,284
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	3,866,523
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	986,432
For abating hazardous materials	36,455
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	2,207,568
For upgrading and remediating aboveground and underground storage tanks	1,540,497
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	423,603
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	115,979
For abatement of hazardous materials	2,015
For upgrading/retrofitting mechanized refrigeration equipment (CFCs).....	47,547
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	136,536
For demolition of buildings	74,066
For retrofitting/upgrading mechanical refrigeration equipment	30,551
For the planning, upgrade and replacement of potentially hazardous underground storage tanks	8,979
Total	\$26,041,541

Section 195. The amount of \$478,102, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 195 of Public Act 95-734, is reappropriated from the Asbestos Abatement Fund to the Capital Development Board for surveying and abating asbestos-containing materials statewide.

Section 200. The amount of \$807,093, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 200 of Public Act 95-734, is reappropriated from the Asbestos Abatement Fund to the Capital Development Board for asbestos surveys and emergency abatement in relation to asbestos abatement in state governmental buildings or higher education residential and auxiliary enterprise buildings.

Section 210. The following named amount or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 210 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for the State Board of Education for the projects hereinafter enumerated:

STATEWIDE

(From Article 37, Section 210 of Public Act 95-734)

Grants for facility construction..... 2,724,785

Section 215. The sum of \$7,404,907, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 215 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 220. The sum of \$3,535,520, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 220 Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 225. The sum of \$1,872,926, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 225 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 230. The sum of \$145,888, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 230 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 245. The sum of \$18,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 245 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for grants to school districts for school improvement projects authorized by the School Construction Law.

Section 270. The sum of \$475,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 270 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for water resource management projects as authorized by subsection (g) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 275. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 275 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the projects hereinafter enumerated:

CITY COLLEGES OF CHICAGO

(From Article 37, Section 275 of Public Act 95-734)

For various bondable capital improvements 570,171

CITY COLLEGES OF CHICAGO/KENNEDY KING

For remodeling for Workforce Preparation

Centers 3,575,930

For remodeling for a culinary arts

educational facility.....	10,875,000
CITY COLLEGES OF CHICAGO - MALCOLM X COLLEGE	
For remodeling the Allied Health program facilities	4,304,223
COLLEGE OF DUPAGE	
For upgrading the Instructional Center heating, ventilating and air conditioning systems	90,937
COLLEGE OF LAKE COUNTY	
For planning and beginning construction of a technology building - Phase 1	7,364
KANKAKEE COMMUNITY COLLEGE	
For constructing a laboratory/classroom facility	244,893
LAKELAND COLLEGE	
Student Services Building addition	6,498,007
MCHENRY COUNTY COLLEGE	
For constructing classrooms and a student services building and remodeling space, in addition to funds previously appropriated	473,076
MORAIN VALLEY COMMUNITY COLLEGE - PALOS HILLS	
For constructing a classroom/administration building, providing site improvements and purchasing equipment, in addition to funds previously appropriated	41,635
PRAIRIE STATE COLLEGE - CHICAGO HEIGHTS	
For constructing an addition to the Adult Training/Outreach Center, in addition to funds previously appropriated	811,858
SOUTH SUBURBAN COLLEGE	
For improving flood retention	437,000
TRITON COMMUNITY COLLEGE - RIVER GROVE	
For rehabilitating the Liberal Arts Building.....	1,536,546
For rehabilitating the potable water distribution system.....	70,146
STATEWIDE	
For the Illinois Community College Board miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community Colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for this purpose.....	1,483,480
STATEWIDE	
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.....	4,948,041
For miscellaneous capital improvements	

including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes..... 3,683,848

STATEWIDE - CONSTRUCTION DEFECTS

For planning, construction and renovation to correct defectively designed or constructed community college facilities, provided that monies recovered based upon claims arising out of such defective design or construction shall be paid to the state as required by Section 105.12 of the Public Community College Act as reimbursement for monies expended pursuant to this appropriation..... 36,622
 Total 39,688,777

Section 280. The amount of \$400,281, or so much thereof as may be necessary, and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 280 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for grants to community colleges repair, renovation, and miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, costs of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 285. The sum of \$1,328,332, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 285 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 290. The sum of \$1,665,864, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 290 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 295. The sum of \$2,556,705, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 295 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 300. The sum of \$668,166, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 300 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for grants to community colleges for miscellaneous capital improvements including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 305. The sum of \$13,568, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 305 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for miscellaneous capital improvements at various educational facilities statewide, in addition to funds previously appropriated.

Section 310. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 310 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for the projects hereinafter enumerated:

ILLINOIS MATHEMATICS AND SCIENCE ACADEMY - AURORA

(From Article 37, Section 310 of Public Act 95-734)

To plan and begin construction of a	
space for the delivery of teacher	
training and development and student	
enrichment programs	108,843

Section 315. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 315 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

STATEWIDE

(From Article 37, Section 315 of Public Act 95-734)

For miscellaneous capital improvements	
including construction, capital facilities,	
cost of planning, supplies, equipment,	
materials, services and all other expenses	
required to complete the work at the various	
universities. This appropriated amount	
shall be in addition to any other appropriated	
amounts which can be expended for these	
purposes	17,586,358
Chicago State University	322,100
Eastern Illinois University	515,500
Governors State University	2,533
Illinois State University	984,871
Northeastern Illinois University	383,700
Northern Illinois University	1,159,000
Western Illinois University	219,551
Southern Illinois University -	
Carbondale	801,859
Southern Illinois University -	
Edwardsville	763,100
University of Illinois -	
Chicago	2,777,300
University of Illinois -	

Springfield	227,400
University of Illinois -	
Urbana/Champaign	4,131,963
Illinois Community	
College Board	5,297,481
For miscellaneous capital improvements	
including construction, capital	
facilities, cost of planning, supplies,	
equipment, materials, services and	
all other expenses required to complete	
the work at the various universities	
This appropriated amount shall be in	
addition to any other appropriated amounts	
which can be expended for these purposes	15,675,018
Chicago State University	260,819
Eastern Illinois University	515,500
Governors State University	1,001
Illinois State University	111,197
Northeastern Illinois	
University	383,700
Northern Illinois University	1,159,000
Southern Illinois University -	
Carbondale	31,277
Southern Illinois University -	
Edwardsville	712
University of Illinois -	
Chicago	2,777,300
University of Illinois -	
Springfield	212,512
University of Illinois -	
Urbana/Champaign	4,150,300
Illinois Community	
College Board	6,071,700
For miscellaneous capital improvements	
including construction, capital	
facilities, cost of planning, supplies,	
equipment, materials, services and	
all other expenses required to complete	
the work at the various universities	
This appropriated amount shall be in	
addition to any other appropriated amounts	
which can be expended for these purposes	4,197,338
Chicago State University	30,849
Eastern Illinois University	515,500
Illinois State University	1,007
Northern Illinois University	573,953
Western Illinois University	138,442
Southern Illinois University -	
Carbondale	131,311
University of Illinois -	
Chicago	2,049,066
University of Illinois -	
Springfield	209,126
University of Illinois -	
Urbana/Champaign	548,084
For miscellaneous capital improvements,	
including construction, capital	
facilities, cost of planning,	
supplies, equipment, materials, services	

and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	2,824,140
Eastern Illinois University	477,768
Illinois State University	106,016
Northern Illinois University	1,207,568
Southern Illinois University - Carbondale	71,189
University of Illinois - Chicago	245,200
University of Illinois - Urbana/Champaign	716,399
For miscellaneous capital improvements including construction, reconstruction remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	1,758,682
Chicago State University	124,987
Eastern Illinois University	42,140
Northeastern Illinois University	32,560
Northern Illinois University	690,260
Western Illinois University	12,865
University of Illinois - Champaign/Urbana Campus	855,870
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	788,859
For Eastern Illinois University	261,412
For Northeastern Illinois University	3,449
For Northern Illinois University	58,820
For University of Illinois - Urbana-Champaign	465,178
For miscellaneous capital improvements, including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which	

can be expended for these purposes	235,399
For Northern Illinois University	151,292
For Southern Illinois University - Carbondale	22,188
For Southern Illinois University - Edwardsville	11,240
For University of Illinois - Urbana-Champaign	50,679
For miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	763,341
For Chicago State University	17,768
For Eastern Illinois University	150,380
For Governors State University	71,798
For Illinois State University	85,165
For Northeastern Illinois University	36,177
For Northern Illinois University	207,446
For University of Illinois	194,607

SOUTHERN ILLINOIS UNIVERSITY

For Southern Illinois University for miscellaneous capital improvements including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials services and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	118,119
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UNIVERSITY OF ILLINOIS

For the Board of Trustees of the University of Illinois for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required for completing the work at the colleges and universities. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	89,723
For the Board of Higher Education for miscellaneous capital improvements, including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services, and all other	

expenses required to complete the work at the colleges and universities hereinafter enumerated. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes:

Northern Illinois University	17,454
Total	\$44,054,431

Section 320. The sum of \$130,565, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 320 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for miscellaneous capital improvements, including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required for completing the work at the colleges and universities. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 325. The following named amounts, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 325 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

(From Article 37, Section 325 of Public Act 95-734)

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	140,767
Eastern Illinois University	257,800
Governors State University	94,900
Illinois State University	510,700
Northeastern Illinois University	191,800
Northern Illinois University	579,500
Western Illinois University	96,101
Southern Illinois University - Carbondale	560,973
Southern Illinois University - Edwardsville	381,500
University of Illinois - Chicago	1,388,600
University of Illinois - Springfield	114,600
University of Illinois - Urbana/Champaign	2,075,100
Illinois Community College Board	<u>2,888,562</u>
Total	\$9,280,903

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	161,000
Eastern Illinois University	255,993

Governors State University	21,306
Northeastern Illinois University	191,800
Northern Illinois University	579,500
Southern Illinois University - Carbondale.....	22,934
Southern Illinois University - Edwardsville.....	82,753
University of Illinois - Chicago.....	1,388,600
University of Illinois - Springfield.....	114,600
University of Illinois - Urbana/Champaign.....	1,891,423
Illinois Community College Board	2,805,684
Total	\$7,515,593

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	1,002
Eastern Illinois University	185,800
Governors State University	45,618
Illinois State University	27,182
Northern Illinois University	579,500
Western Illinois University.....	9,341
Southern Illinois University - Carbondale.....	14,758
University of Illinois - Chicago.....	974,174
University of Illinois - Springfield.....	76,866
University of Illinois - Urbana/Champaign.....	1,539,425
Total	\$3,453,666

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Eastern Illinois University	21,618
Governors State University	26,826
Illinois State University	111,595
Northeastern Illinois University	87,701
Northern Illinois University	335,923
University of Illinois - Chicago.....	103,101
University of Illinois - Springfield.....	30,052
University of Illinois - Urbana/Champaign.....	258,177
Total	\$974,993

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	7,549
Eastern Illinois University	134,474

Northeastern Illinois University	32,547
Northern Illinois University	340,000
University of Illinois- Champaign/Urbana.....	<u>65,946</u>
Total	\$580,516

Section 330. The sum of \$1,598,774, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 330 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 335. The sum of \$1,253,180, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 335 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 340. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 340 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

CHICAGO STATE UNIVERSITY

(From Article 37, Section 340 of Public Act 95-734)

For replacing primary electrical feeder cable	115,049
For the construction of a conference Center, <u>Daycare Facility and for renovating Building K (Robinson Center) in addition to funds previously appropriated</u>	4,860,186
For the construction of a day care facility	4,888,875
For the construction of a student financial outreach building	4,719,982
For constructing a new library facility, site improvements, utilities, and purchasing equipment, in addition to funds previously appropriated	1,007,921
For technology improvements and deferred maintenance	1,171,770
For remodeling Building K, in addition to funds previously appropriated	8,473,432
For planning and beginning to remodel Building K and improving site	1,000,474
For a grant to Chicago State University for all costs associated with construction of a Convocation Center	14,687
For upgrading campus infrastructure, in addition to the funds previously appropriated	573,846
For renovating buildings and upgrading mechanical systems	61,412

EASTERN ILLINOIS UNIVERSITY

For upgrading the electrical distribution system.....	2,031,880
For renovating and expanding the Fine Arts Center, in addition to funds previously appropriated	113,408
For planning and beginning to renovate and expand the Fine Arts Center - Phase 1, in addition to funds previously appropriated	133,604
For upgrading campus buildings for health, safety and environmental improvements.....	360,718

GOVERNORS STATE UNIVERSITY

For constructing addition and remodeling the teaching & learning complex, in addition to funds previously appropriated	14,557,170
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ILLINOIS STATE UNIVERSITY

For renovating Stevenson and Turner Halls for life/safety	8,786,380
For the upgrade and remodeling of Schroeder Hall	2,038,924
For remodeling Julian and Moulton Halls.....	376,727

NORTHEASTERN ILLINOIS UNIVERSITY

For renovating Building "C" and remodeling and expanding Building "E" and Building "F"	6,233,200
For planning and beginning to remodel Buildings A, B and E	212,743
For remodeling in the Science Building to upgrade heating, ventilating and air conditioning systems	2,021,400
For replacing fire alarm systems, lighting and ceilings	120,812

NORTHERN ILLINOIS UNIVERSITY

For renovating the Founders Library basement, in addition to funds previously appropriated	626,578
For planning a classroom building and developing site in Hoffman Estates	1,314,500
For completing the construction of the Engineering Building, in addition to amounts previously appropriated for such purpose	37,233
For renovating Altgeld Hall and purchasing equipment.....	219,777
For upgrading storm waterway controls in addition to funds previously appropriated.....	217,884

SOUTHERN ILLINOIS UNIVERSITY

For planning, construction and equipment for a cancer center.....	68,143
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SOUTHERN ILLINOIS UNIVERSITY - CARBONDALE

For renovating and constructing an addition to the Morris Library, in addition to funds previously appropriated	160,721
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SIU SCHOOL OF MEDICINE - SPRINGFIELD

For constructing and for equipment for an addition to the combined laboratory,
--

in addition to funds previously appropriated	65,248
UNIVERSITY OF ILLINOIS AT CHICAGO	
Plan, construct, and equip the Chemical Sciences Building	57,600,000
For planning, construction and equipment for a chemical sciences building.....	3,549,048
To plan and begin construction of a medical imaging research/clinical facility	49,753
For remodeling the Clinical Sciences Building	854,132
For the renovation of the court area and Lecture Center, in addition to funds previously appropriated	54,793
UNIVERSITY OF ILLINOIS AT CHAMPAIGN-URBANA	
For planning, analysis and design of Lincoln Hall. Design cannot proceed beyond Program Analysis/Preliminary Design unless approved in writing by the Governor	2,000,000
Expansion of Microelectronics Lab	151,766
For planning, construction and equipment for a biotechnology genomic facility.....	959,838
For planning, construction and equipment for a supercomputing application facility.....	247,984
UNIVERSITY CENTER OF LAKE COUNTY	
For constructing a university center and purchasing equipment, in addition to funds previously appropriated	30,303
For land, planning, remodeling, construction and all costs necessary to construct a facility	35,981
WESTERN ILLINOIS UNIVERSITY - MACOMB	
Plan and construct performing arts center.....	2,688,234
For improvements to Memorial Hall	9,487,227
Total	\$144,293,743

Section 360. The amount of \$73,780, or so much thereof as may be necessary, and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 360 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the University of Illinois for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, costs of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 370. The following named amount, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 370 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the project hereinafter enumerated:

EAST ST. LOUIS COLLEGE CENTER

(From Article 37, Section 370 of Public Act 95-734)

For construction of facilities, remodeling, site improvements, utilities and other costs necessary for adapting the former campus of Metropolitan Community College for a Community College Center and Southern

Illinois University, in addition to funds
previously appropriated2,146,323

Section 375. The sum of \$16,105,527, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 375 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 380. The sum of \$21,965,216, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 380 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 385. The sum of \$9,270,559, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 385 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 390. The sum of \$3,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 390 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for a grant to Northwestern University for planning, construction, and equipment for a Nanofabrication and Molecular Center. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 400. The sum of \$16,741, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 400 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for miscellaneous capital improvements to state facilities including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the facilities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 405. The sum of \$69,083,113, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 405 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services, and for any other purposes authorized in subsection (c) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 410. The sum of \$118,682,832, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 410 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for educational purposes by State universities and colleges, the Illinois Community College Board created by the Public Community

College Act and for grants to public community colleges as authorized by Sections 5-11 and 5-12 of the Public Community College Act as authorized by subsection (a) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

No contract shall be entered into or obligation incurred for any expenditure made in this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 65

\$904,211,595

ARTICLE 75
EASTERN ILLINOIS UNIVERSITY

Section 5. The sum of \$1,323,408, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 38, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Board of Trustees of Eastern Illinois University to purchase equipment for the renovation and expansion of the Fine Arts Center. No contract shall be entered into or obligation incurred for any expenditure from the appropriation made in this Section until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 75

\$1,323,408

ARTICLE 80
NORTHEASTERN ILLINOIS UNIVERSITY

Section 5. The sum of \$1,552,933, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 39, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Board of Trustees of Northeastern Illinois University to purchase equipment and remodel buildings A, B and E. This appropriation is in addition to any funds previously appropriated.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 80

\$1,552,933

ARTICLE 85
UNIVERSITY OF ILLINOIS

Section 5. The sum of \$4,210,698, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 40, Section 5 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Board of Trustees of the University of Illinois for all costs associated with the space needs of the Department of Natural Resources, Illinois Natural History Survey Division and State Water Survey Division on the campus of the University of Illinois in Champaign, including construction, capital facilities, planning, relocation, renovation and rehabilitation, mechanical systems, materials, services and all other costs required to complete the work.

Section 10. The sum of \$106,727, or so much thereof as may be necessary and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 40, Section 10 of Public Act 95-734, is reappropriated from the Capital Development Fund to the University of Illinois for digitalization infrastructure for WILL-TV (Urbana-Champaign).

Section 20. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Sections 5, and 10 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 85

\$4,317,425

ARTICLE 90
ILLINOIS COMMERCE COMMISSION

Section 5. The sum of \$57,423, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 41, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Illinois Commerce Commission for train whistle abatement in counties with over 3,000,000 in population, where a public highway crosses a railroad at grade.

Total, Article 90

\$57,423

ARTICLE 95
ENVIRONMENTAL PROTECTION AGENCY

Section 5. The sum of \$110,400,000, or so much thereof as may be necessary, is appropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

Section 7. The sum of \$110,400,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Loan Fund to the Environmental Protection Agency for the Water Revolving Loan Program.

Section 10. The sum of \$5,300,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Environmental Protection Agency for financial assistance to municipalities with designated River Edge Redevelopment Zones for brownfields redevelopment in accordance with Section 58.13 of the Environmental Protection Act, including costs in prior years.

Section 15. The sum of \$75,000,000, or so much thereof as may be necessary, is appropriated from the Anti-Pollution Fund to the Environmental Protection Agency for reimbursements to eligible owners/operators of Leaking Underground Storage Tanks, including claims submitted in prior years and for costs associated with site remediation.

Section 20. The sum of \$204,000,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to rules defining the Water Pollution Control Revolving Loan program and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 25. The sum of \$152,000,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government and privately owned community water supplies for drinking water infrastructure projects pursuant to the Safe Drinking Water Act, as amended, and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged program.

Section 35. No contract shall be entered into or obligation incurred for any expenditure made in Sections 5, 10, 15 and 30 of this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 95

\$546,700,000

ARTICLE 100
ENVIRONMENTAL PROTECTION AGENCY

Section 5. The sum of \$596,915,013, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made

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in Article 42, Section 20, and Article 43, Section 5 of Public Act 95-734, as amended, are reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to rules defining the Water Pollution Control Revolving Loan program and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 10. The sum of \$236,430,498, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 42, Section 25, and Article 43, Section 10 of Public Act 95-734, as amended, are reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government and privately owned community water supplies for drinking water infrastructure projects pursuant to the Safe Drinking Water Act, as amended, and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 15. The sum of \$8,942,400, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 43, Section 15 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

Section 20. The sum of \$1,827,595, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 20 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

Section 25. The sum of \$4,402,121, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 43, Section 25 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for grants to units of local government for wastewater facilities, pursuant to provisions of the "Anti-Pollution Bond Act."

Section 30. The amount of \$46,234,397, or so much thereof as may be necessary and remains unexpended on June 30, 2009, from reappropriations heretofore made for such purposes in Article 43, Section 30 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for wastewater compliance grants to units of local government or sewer systems and wastewater treatment facilities pursuant to procedures and rules established under the Anti-Pollution Bond Act. These grants are limited to projects for which the local government provides at least 30% of the project cost. There is an approved project compliance plan, and there is an enforceable compliance schedule prior to the grant award. The grant award will be based on eligible project cost contained in the approved compliance plan.

Section 35. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 43, Section 35 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for deposit into the Brownfields Redevelopment Fund for use pursuant to Sections 58.13 and 58.15 of the Environmental Protection Act.

Section 40. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 40 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for deposit into the Brownfields Redevelopment Fund for use pursuant to Sections 58.13 and 58.15 of the Environmental Protection Act.

Section 45. The sum of \$10,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 45 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to

the Environmental Protection Agency for deposit into the Hazardous Waste Fund for use pursuant to Section 22.2 of the Environmental Protection Act.

Section 50. The sum of \$471,885, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 50 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for grants and contracts for public drinking water infrastructure, including design and construction, where private drinking water wells have been contaminated by a hazardous substance.

Section 55. The sum of \$4,995,121, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 55 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for financial assistance to municipalities with designated River Edge Redevelopment Zones for brownfields redevelopment in accordance with Section 58.13 of the Environmental Protection Act, including costs in prior years.

Section 60. The sum of \$8,462,700, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 60 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for the protection, preservation, restoration and conservation of environmental and natural resources, for deposits into the Water Revolving Fund, and for any other purposes authorized in subsection (d) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 65. The sum of \$16,600,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 65 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for the protection, preservation, restoration and conservation of environmental and natural resources, for deposits into the Water Revolving Fund, and for any other purposes authorized in subsection (d) of Section 4 of the Build Illinois Bond Act and for grants to State Agencies for such purposes.

Sec. 70. The sum of \$180,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 15, Section 260 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to the American Recovery and Reinvestment Act of 2009.

Sec. 75. The sum of \$80,200,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 15, Section 265 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to local governments and privately owned community water supplies for drinking water infrastructure projects pursuant to the American Recovery and Reinvestment Act of 2009.

Section 80. No contract shall be entered into or obligation incurred for any expenditure made in Sections 15 through 65 of this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 100

\$1,199,481,730

ARTICLE 105 HISTORIC PRESERVATION AGENCY

Section 5. The sum of \$143,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 44, Section 5 of Public Act 95-734, as amended, is reappropriated from the Capital

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Development Fund to the Historic Preservation Agency for support facilities, acquisition or improvements for Sugar Loaf and/or Fox Mounds or other properties within the Cahokia Mounds National Historic Landmark Boundary.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 105 \$143,000

ARTICLE 110
ILLINOIS FINANCE AUTHORITY

Section 5. The sum of \$6,000,000, or so much thereof as may be necessary, is appropriated from the Fire Truck Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, and township fire departments as successor in interest to the Illinois Rural Bond Bank.

Section 10. The sum of \$4,000,000, or so much thereof as may be necessary, is appropriated from the Ambulance Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, township fire departments or non-profit ambulance services as successor in interest to the Illinois Rural Bond Bank.

Total, Article 110 \$10,000,000

ARTICLE 115
ILLINOIS FINANCE AUTHORITY

Section 5. The sum of \$10,630,807, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made in Article 45, Section 5, and Article 46, Section 5 of Public Act 95-734, as amended, is reappropriated from the Fire Truck Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, and township fire departments as successor in interest to the Illinois Rural Bond Bank, pursuant to Section 845-75 of Public Act 93-0205.

Section 10. The sum of \$4,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 45, Section 10 of Public Act 95-734, is reappropriated from the Ambulance Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, township fire departments or non-profit ambulance services as successor in interest to the Illinois Rural Bond Bank.

Total, Article 115 \$14,630,807

ARTICLE 120
ILLINOIS COMMUNITY COLLEGE BOARD

Section 5. The sum of \$1,606,823, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 47, Section 5 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund for the Illinois Community College Board for remodeling of facilities for compliance with the Americans with Disabilities Act. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 120

\$1,606,823

ARTICLE 125

Section 5. No monies may be expended from any appropriation or reappropriation under any section of this Article unless a grant or contractual agreement for the expenditure was agreed to in writing prior to August 31, 2007. The Comptroller shall not approve the expenditure until he or she receives a copy of that signed grant or contractual agreement. The Comptroller shall keep a copy of any such grant or contractual agreement he or she receives.

Section 10. The sum of \$4,580,704, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 10 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 15. The sum of \$3,130,040, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 15 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8 or Article 10 of the Build Illinois Act.

Section 20. The sum of \$2,600,251, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 20 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 25. The sum of \$5,567,122, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 25 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 30. The sum of \$4,524,172, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 30 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 40. The sum of \$208,908,598, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 40 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of making grants and loans to local governments for planning, engineering, acquisition, construction, reconstruction, development, improvement and extension of the public infrastructure, and for any other purposes authorized in subsection (a) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 45. The sum of \$47,500,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 45 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of fostering economic development and increased employment and the well being of the citizens of Illinois, and for any other purposes authorized in subsection (b) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 50. The sum of \$30,646,616, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for

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such purpose in Article 48, Section 50 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services, and for any other purposes authorized in subsection (c) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 55. The sum of \$30,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 55 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for open spaces, recreational and conservation purposes and the protection of land and for deposits into the Conservation 2000 Projects Fund as authorized by subsection (c) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 60. The sum of \$36,743,496, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 60 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 65. The amount of \$10,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 48, Section 65 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 70. The amount of \$25,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 48, Section 70 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants pursuant but not limited to Article 8, Article 9, or Article 10 of the Build Illinois Act.

Section 75. The sum of \$13,801,931, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 75 of Public Act 95-734, as amended, is reappropriated from the Fund for Illinois' Future to the Department of Commerce and Economic Opportunity for grants to units of government, educational facilities and not-for-profit organizations for education and training, infrastructure improvements and other capital projects including but not limited to planning, construction, reconstruction, equipment, utilities and vehicles, and all costs associated with economic development programs, community service programs, public health programs, public safety programs, other programs and activities, and for grants to other State agencies for any capital or operating purposes.

Section 80. The amount of \$2,476,501 or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 80 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for grants to units of local government and other eligible entities for all costs associated with land acquisition, construction and rehabilitation projects.

Section 85. The sum of \$2,585,800, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 85 of Public Act 95-734, is reappropriated from the Capital

Development Fund to the Capital Development Board for child care facilities, mental and public health facilities, and facilities for the care of disabled veterans and their spouses as authorized by subsection (d) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 90. The sum of \$77,778,276, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 90 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for correctional purposes at State prison and correctional centers as authorized by subsection (b) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 95. The sum of \$24,224,289, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 95 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for open spaces, recreational and conservation purposes and the protection of land and for deposits into the Conservation 2000 Projects Fund as authorized by subsection (c) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 100. The sum of \$6,790,503, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 100 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for child care facilities, mental and public health facilities, and facilities for the care of disabled veterans and their spouses as authorized by subsection (d) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 105. The sum of \$97,297,389, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 105 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for use by the State, its departments, authorities, public corporations, commissions and agencies as authorized by subsection (e) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Total, Article 125 \$634,155,688

ARTICLE 130

Section 5. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the following purposes:

DEPARTMENT OF NATURAL RESOURCES
PERE MARQUETTE STATE PARK

For replacing lodge pool dehumidifier, in addition to funds previously appropriated 700,000

STEPHEN FORBES STATE PARK

For replacing dump and fish cleaning stations, in addition to funds previously appropriated 550,000

BUFFALO ROCK STATE PARK

For replacing the septic system, in addition to funds previously appropriated 650,000

DEPARTMENT OF CORRECTIONS
ILLINOIS RIVER CORRECTIONAL CENTER

For replacing domestic hot water heater, in addition to funds previously appropriated 625,000

TAYLORVILLE CORRECTIONAL CENTER

For replacing operators and main gates, in addition to funds previously appropriated 300,000

DEPARTMENT OF HUMAN SERVICES
CHICAGO-READ MENTAL HEALTH CENTER

For renovating Unit J-East for forensic use, in addition to funds previously appropriated 3,500,000

ELGIN MENTAL HEALTH CENTER

For converting the Read Building for office space, in addition to funds previously appropriated 1,750,000

MADDEN MENTAL HEALTH CENTER

For renovating residential pavilions, in addition to funds previously appropriated 550,000

KILEY DEVELOPMENTAL CENTER

For improving power reliability and installing emergency lighting, in addition to funds previously appropriated 940,000

ILLINOIS HISTORIC PRESERVATION AGENCY
LINCOLN'S TOMB

For replacing the HVAC system, in addition to funds previously appropriated 250,000

DEPARTMENT OF VETERANS AFFAIRS

For planning and beginning the construction of a skilled care veterans home 2,000,000

DEPARTMENT OF STATE POLICE

For planning and beginning the construction of a Metro East forensic laboratory, in addition to funds previously appropriated 750,000

DEPARTMENT OF MILITARY AFFAIRS

For constructing an army aviation support facility 6,252,000

STATEWIDE

For American with Disabilities Act (ADA) upgrades at the following locations at the approximate cost set forth below 3,500,000

DNR – I & M Canal Corridor 1,800,000

IBHE – Eastern Illinois University 1,848,000

For providing construction contingency for the following projects at the approximate cost set forth below,

in addition to funds previously appropriated	773,500
LINCOLN'S TOMB HISTORIC SITE	
Rehab site/Provide irrigation system	85,600
MICHAEL BILANDIC BUILDING	
Upgrade HVAC and Domestic Water System.....	184,700
SUBURBAN NORTH REGIONAL OFFICE FACILITY	
Renovate for Office Space.....	300,200
SECRETARY OF STATE	
Upgrade Electrical Systems at three Motor Vehicle Facilities	203,000

ARTICLE 140

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Secretary of State for capital grants to public libraries for permanent improvements.

Section 99. Effective date. This Act takes effect July 1, 2009.”.

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT 2 TO HOUSE BILL 312

AMENDMENT NO. _____. Amend House Bill 312, AS AMENDED, by deleting everything after the enacting clause and inserting in lieu thereof with the following:

“ARTICLE 5
ARCHITECT OF THE CAPITOL

Section 5. The amount of \$3,883, or so much of this amount as may be necessary and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Section 5 of Article 27 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Office of the Architect of the Capitol for plans, specifications, and continuation of work pursuant to the report and recommendations of the architectural, structural, and mechanical surveys of the State Capitol Building. This is for the continuation of the rehabilitation of the Capitol Building.

Section 10. The sum of \$553,641, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Section 10 of Article 27 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Office of the Architect of the Capitol for remodeling, planning, relocation, permanent equipment, and other related expenses, including architectural and engineering fees associated with construction, for the remodeling of office space and other support areas under the jurisdiction of the House of Representatives and the Senate.

Section 15. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Sections 5 and 10 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 5	\$557,524
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ARTICLE 10
DEPARTMENT OF AGRICULTURE

Section 5. The following named amounts, or so much thereof as may be necessary are appropriated to the Department of Agriculture for repairs, maintenance, and capital improvements including construction, reconstruction, improvement, repair and installation of capital facilities, cost of planning, supplies, materials, equipment, services and all other expenses required to complete the work:

Payable from Agricultural Premium Fund:

For various projects at the State	
Fairgrounds	600,000
For various projects at the DuQuoin State	
Fairgrounds	<u>250,000</u>
Total	\$850,000

Section 15. The amount of \$2,612,500, or so much thereof as may be necessary, is appropriated from the Partners for Conservation Projects Fund to the Department of Agriculture for the Conservation Practices Cost-Share program.

Section 20. The amount of \$2,612,500, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Agriculture for deposit into the Partners for Conservation Projects Fund.

Total, Article 10 \$6,075,000

ARTICLE 15
DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Section 5. The amount of \$13,500,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Central Management Services for infrastructure improvement, hardware and related costs.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 15 \$13,500,000

ARTICLE 20
DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Section 5. The sum of \$8,094,074, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 29, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Central Management Services for Information Technology infrastructure expenses including but not limited to related hardware and equipment.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 20 \$8,094,074

ARTICLE 23
CAPITAL DEVELOPMENT BOARD

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Capital Development Board for grants awarded under the Community Health Center Construction Act.

ARTICLE 25
DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

Section 5. The sum of \$3,000,000, or so much thereof as may be necessary, is appropriated from the Port Development Revolving Loan Fund to the Department of Commerce and Economic Opportunity for grants and loans associated with the Port Development Revolving Loan Program pursuant to 30 ILCS 750/9-11.

Section 20. The sum of \$17,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Fermi National Accelerator Laboratory for the Illinois Accelerator Research Center.

Section 25. The sum of \$13,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Argonne National Laboratory for the Advanced Protein Crystallization Facility.

Section 30. The sum of \$60,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to University of Illinois at Urbana/Champaign for all costs associated with design and construction of a Petascale Computing Facility.

Section 45. The amount of \$25,000,000 or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the redevelopment of brownfield sites.

Section 50. No contract shall be entered into or obligation incurred or any expenditure made from any appropriation herein made in this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 25

\$118,000,000

ARTICLE 30 DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 10 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for grants pursuant to 20 ILCS 605/605-332 – Coal Revival Program.

Section 10. The sum of \$1,975,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 40 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the Illinois Renewable Fuels Development Act.

Section 15. The sum of \$13,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 31, Section 45 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to the Argonne National Laboratory for the Rare Isotope Accelerator for bondable infrastructure improvements. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 20. The amount of \$5,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 75 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for the specific purposes of acquisition, development, construction, reconstruction, improvement, financing, architectural and technical

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planning and installation of capital facilities consisting of buildings, structures, durable equipment, and land for the purpose of capital development of coal resources within the State.

Section 25. The amount of \$17,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 80 of Public Act 95-734, is reappropriated from the Coal Development Fund to the Department of Commerce and Economic Opportunity for the specific purposes of acquisition, development, construction, reconstruction, improvement, financing, architectural and technical planning and installation of capital facilities consisting of buildings, structures, durable equipment, and land for the purpose of capital development of coal resources within the State, including but not limited to a grant for a commercial scale project that produces electric power and hydrogen and demonstrates underground storage of up to 1 million metric tons annually of carbon dioxide.

Section 30. The amount of \$7,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 90 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Argonne National Laboratory for the Advanced Protein Crystallization Facility.

Section 35. The amount of \$15,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 95 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant for the Illinois Science and Technology Park.

Section 40. The amount of \$3,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 105 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for a grant to Fermi National Accelerator Laboratory for the Illinois Accelerator Research Center.

Section 45. The amount of \$20,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 120 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the Illinois Renewable Fuels Development Act.

Section 50. The amount of \$15,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 31, Section 125 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants associated with the redevelopment of brownfield sites.

Section 55. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 1, Section 10 of Public Act 95-1030, is reappropriated from the FY09 Budget Relief Fund to the Department of Commerce and Economic Opportunity for the Illinois Rural HealthNet.

Section 60. The amount of \$35,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 2, Section 20 of Public Act 95-1030, is reappropriated from the Coal Development Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of facility cost reports prepared pursuant to Section 1-75(d)(4) of the Illinois Power Agency Act.

Section 65. No contract shall be entered into or obligation incurred or any expenditure made from any appropriation herein made in this Article in Sections 5 through 50, until after the purpose

and amounts have been approved in writing by the Governor.

Total, Article 30

\$183,975,000

ARTICLE 35
DEPARTMENT OF NATURAL RESOURCES
GRANTS AND REIMBURSEMENTS - GENERAL OFFICE

Section 10. The sum of \$725,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for the administration and payment of grants to local governmental units for the construction, maintenance, and improvement of boat access areas.

Section 15. The sum of \$120,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for the purposes of the Snowmobile Registration and Safety Act and for the administration and payment of grants to local governmental units for the construction, land acquisition, lease, maintenance and improvement of snowmobile trails and access areas.

Section 20. To the extent federal funds including reimbursements are available for such purposes, the sum of \$75,000, or so much thereof as may be necessary, is appropriated from the State Boating Act Fund to the Department of Natural Resources for all costs for construction and development of facilities for transient, non-trailerable recreational boats, including grants for such purposes and authorized under the Boating Infrastructure Grant Program.

Section 25. The sum of \$150,000, new appropriation, is appropriated from the State Boating Act Fund to the Department of Natural Resources for a grant to the Chain O'Lakes – Fox River Waterway Management Agency for the Agency's operational expenses.

Section 30. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from State Boating Act Fund:

For multiple use facilities and programs for boating purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies and all other expenses required to comply with the intent of this appropriation 1,500,000

Payable from State Parks Fund:

For multiple use facilities and programs for park and trail purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with the intent of this appropriation 150,000

Section 35. The sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Wildlife and Fish Fund to the Department of Natural Resources for acquisition and development, including grants, for the implementation of the North American Waterfowl Management Plan within the Dominion of Canada or the United States which specifically provides waterfowl for the Mississippi Flyway.

Section 40. To the extent federal funds including reimbursements are available for such

purposes, the sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Wildlife and Fish Fund to the Department of Natural Resources for construction and renovation of waste reception facilities for recreational boaters, including grants for such purposes authorized under the Clean Vessel Act.

Section 50. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Forest Reserve Fund:

For U.S. Forest Service Program..... 500,000

Section 55. The sum of \$110,000, or so much thereof as may be necessary, is appropriated from the Plugging and Restoration Fund to the Department of Natural Resources, Office of Mines and Minerals for the Landowner Grant Program authorized under the Oil and Gas Act, as amended by Public Act 90-0260.

Section 60. The sum of \$1,500,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the Abandoned Mined Lands Set Aside Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines and any other expenses necessary for emergency response.

Section 65. The sum of \$99,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the State Furbearer Fund for the conservation of fur bearing mammals in accordance with the provisions of Section 5/1.32 of the "Wildlife Code", as now or hereafter amended.

Section 70. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from Natural Areas Acquisition Fund:

For the acquisition, preservation and stewardship of natural areas, including habitats for endangered and threatened species, high quality natural communities, wetlands and other areas with unique or unusual natural heritage qualities..... 3,000,000

Section 75. The sum of \$17,000,000, or so much thereof as may be necessary, is appropriated from the Open Space Lands Acquisition and Development Fund to the Department of Natural Resources for expenses connected with and to make grants to local governments and to distressed communities as provided in the "Open Space Lands Acquisition and Development Act".

Section 80. The sum of \$495,000, or so much thereof as may be necessary, is appropriated from the State Pheasant Fund to the Department of Natural Resources for the conservation of pheasants in accordance with the provisions of Section 5/1.31 of the "Wildlife Code", as now or hereafter amended.

FOR ILLINOIS HABITAT FUND PROGRAM

Section 85. The sum of \$1,215,000, or so much thereof as may be necessary, is appropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of high quality habitat lands in accordance with the provisions of the "Habitat Endowment Act", as now or hereafter amended.

Section 90. The sum of \$225,000, or so much thereof as may be necessary, is appropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of a high quality fish and wildlife habitat and to promote the heritage of outdoor sports in Illinois from revenue derived from the sale of Sportsmen Series license plates.

Section 95. The sum of \$800,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources for expenditure by the Office of Water Resources from the Flood Control Land Lease Fund for disbursement of monies received pursuant to Act of Congress dated September 3, 1954 (68 Statutes 1266, same as appears in Section 701c-3, Title 33, United States Code Annotated), provided such disbursement shall be in compliance with 15 ILCS 515/1 Illinois Compiled Statutes.

Section 100. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Land and Water Recreation Fund:
For Outdoor Recreation Programs..... \$6,200,000

Section 105. The sum of \$600,000, or so much thereof as may be necessary, is appropriated from the Off Highway Vehicle Trails Fund to the Department of Natural Resources for grants to units of local governments, not-for-profit organizations, and other groups to operate, maintain and acquire land for off-highway vehicle trails and parks as provided for in the Recreational Trails of Illinois Act, including administration, enforcement, planning and implementation of this Act.

Section 110. The following named sums, or so much thereof as may be necessary, respectively, herein made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, are appropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Federal Title IV Fire
Protection Assistance Fund:
For Rural Community Fire Protection
Programs \$325,000

Section 115. The sum of \$80,000, or so much thereof as may be necessary, is appropriated from the Snowmobile Trail Establishment Fund to the Department of Natural Resources for the administration and payment of grants to nonprofit snowmobile clubs and organizations for construction, maintenance, and rehabilitation of snowmobile trails and areas for the use of snowmobiles.

Section 120. The sum of \$625,000, or so much thereof as may be necessary, is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the payment of grants to timber growers for implementation of acceptable forestry management practices as provided in the "Illinois Forestry Development Act" as now or hereafter amended.

Section 125. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$300,000, is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for Forest Stewardship Technical Assistance.

Section 130. The sum of \$144,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the payment of grants for the implementation of the North American Waterfowl Management Plan within the Dominion of Canada or the United States which specifically provides waterfowl to the Mississippi Flyway as provided in the "Wildlife Code", as amended.

Section 135. The sum of \$144,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the payment of grants for the development of waterfowl propagation areas within the Dominion of Canada or the United States which specifically provide waterfowl for the Mississippi Flyway as provided in the "Wildlife Code", as amended.

Section 140. The sum of \$500,000, or so much thereof as may be necessary, is appropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the purpose of attracting waterfowl and improving public migratory waterfowl areas within the State.

Section 145. The sum of \$3,000,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for grants to units of local government for the acquisition and development of bike paths.

Section 150. The sum of \$750,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for land acquisition, development and maintenance of bike paths and all other related expenses connected with the acquisition, development and maintenance of bike paths.

Section 155. The sum of \$2,000,000, or so much thereof as may be necessary, is appropriated from the Park and Conservation Fund to the Department of Natural Resources for the development and maintenance, and other related expenses of recreational trails and trail-related projects authorized under the Intermodal Surface Transportation Efficiency Act of 1991, provided such amount shall not exceed funds to be made available for such purposes from state or federal sources.

Section 160. The following named sum, new appropriation, or so much thereof as may be necessary, for the object and purpose hereinafter named, is appropriated to the Department of Natural Resources:

Payable from the Park and Conservation Fund:

For multiple use facilities and programs for park and trail purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with the intent of this appropriation 2,000,000

Section 165. The following named sums, new appropriations, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Department of Natural Resources:

Payable from the Adeline Jay Geo-Karis

Illinois Beach Marina Fund:

For rehabilitation, reconstruction, repair, replacing, fixed assets, and improvement of facilities at North Point Marina at Winthrop Harbor..... \$375,000

Section 170. The sum of \$6,000,000, or so much thereof as may be necessary, is appropriated to the Department of Natural Resources from the Abandoned Mined Lands Reclamation Council Federal Trust Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines, and any other expenses necessary for emergency response.

Section 175. The sum of \$45,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for the non-federal cost share of a Conservation Reserve Enhancement Program to establish long-term contracts and permanent conservation easements in the Illinois River Basin; to fund cost-share assistance to landowners to encourage approved conservation practices in environmentally sensitive and highly erodible areas of the Illinois River Basin; and to fund the monitoring of long-term improvements of these conservation practices as required in the Memorandum of Agreement between the State of Illinois and the United States Department of Agriculture.

Section 180. The sum of \$42,015,000, or so much thereof as may be necessary, is appropriated from

the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for water development projects at the approximate cost set forth below:

Addison Creek - Cook & Dupage Counties - For construction of the Addison Creek Flood Control Project as developed by the Addison Creek Restoration Commission	500,000
Ashland – Cass County – For construction of a flood control project to relieve flooding	500,000
Blackberry Creek - Kane & Kendall Counties - For assistance in implementation of the Blackberry Creek Watershed Plan	140,000
County Stormwater Improvements – For funding to assist County Stormwater Programs with implementation of flood relief projects	600,000
Crystal Creek – Cook County – To design and construct the Crystal Creek Flood Control Project in Schiller Park and Franklin Park	1,100,000
Des Plaines River Phase 1 Big Bend Lake - Cook County – For non-federal cost sharing requirements of the Upper Des Plaines Flood Control Project, Phase 1	10,800,000
East St. Louis Ecosystem and IFC - Madison & St. Clair Counties - For the non-federal funding to design and construct this multipurpose ecosystem project	1,700,000
Edinburg - Christian County – For construction of a flood water storage facility and local channel modifications	550,000
Flood Hazard Mitigation – Statewide - For cost sharing to acquire repetitive and severely damaged flood prone structures	10,000,000
Granite City Groundwater Pumping – To implement the pilot project to reduce flood damages associated with high groundwater	1,200,000
Hickory/Spring Creek – Will County – For implementation of Stage IIIb-2 of channel construction of Hickory/Spring Creeks flood control project in cooperation with the City of Joliet	4,500,000
Hickory/Spring Creek – Will County – For implementation of Stage IV-A of channel construction of Hickory/Spring Creeks flood	

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control project in cooperation with the City of Joliet	7,600,000
Mattoon - Coles County – For implementation of local improvements to reduce flood damages	1,000,000
North Branch Chicago River – Lake County - For assistance in implementation of flood damage reduction measures in the watershed	30,000
Village of Union - McHenry County - For the implementation of flood damage relief measures	1,125,000
Small Drainage and Flood Control Projects - to fund flood damage reduction projects in partnership with local units of government	670,000

Section 185. The sum of \$40,500,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for improvements needed at State-owned Dams for upgrading and rehabilitation of dams, spillways and supporting facilities, including dam removals and the required geotechnical investigations, preparation of plans and specifications, and the construction of the proposed rehabilitation to ensure reduced risk of injury to the public.

Section 190. The sum of \$14,950,000, or so much thereof as may be necessary is appropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 200. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$15,000,000 is appropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the purpose of advancing forestry resources in Illinois pursuant to the American Recovery and Reinvestment Act of 2009.

Section 205. The sum of \$150,000,000, or so much thereof as may be necessary is appropriated from the Build Illinois Bond Fund to the Department of Natural Resources for capital grants to parks or recreational units for permanent improvements.

Section 210. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Department of Natural Resources for capital grants to public museums for permanent improvements.

Section 215. No contract shall be entered into or obligation incurred or any expenditure made from appropriations herein made in Sections 175, 180, 185, 190 and 195 of this Article until after the purpose and amount of such expenditure has been approved in writing by the Governor.

Total, Article 35	\$408,372,000
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ARTICLE 40
DEPARTMENT OF NATURAL RESOURCES

Section 5. The sum of \$4,198,641, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 10 and Article 33, Section 5, of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for the administration and payment of grants to local governmental units for the construction, maintenance, and improvement of boat access areas.

Section 15. The sum of \$405,158, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 15, and Article 33, Section 15, of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for the purposes of the Snowmobile Registration and Safety Act and for the administration and payment of grants to local governmental units for the construction, land acquisition, lease, maintenance and improvement of snowmobile trails and access areas.

Section 30. To the extent federal funds including reimbursements are available for such purposes, the sum of \$1,188,900, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 20, and Article 33, Section 30 of Public Act 95-734, as amended, is reappropriated from the State Boating Act Fund to the Department of Natural Resources for all costs for construction and development of facilities for transient, non-trailerable recreational boats, including grants for such purposes and authorized under the Boating Infrastructure Grant Program.

Section 35. The following named sums, or so much thereof as may be necessary, respectively, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from State Boating Act Fund:

(From Article 32, Section 30,
and Article 33, Section 35,
of Public Act 95-734, as amended)

For multiple use facilities and programs for boating purposes provided by the Department of Natural Resources including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies and all other expenses required to comply with the intent of this appropriation 5,238,507

Section 45. The following named sums, or so much thereof as may be necessary, respectively, and as remain unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from the State Parks Fund:

(From Article 32, Section 30,
and Article 33, Section 45
of Public Act 95-734, as amended)

For multiple use facilities and programs for park and trail purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with the intent of this appropriation 1,162,721

(From Article 33, Section 45
of Public Act 95-734, as amended)

For multiple use facilities and purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with

the intent of this appropriation244,857

Section 48. The sum of \$1,563,081, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 48 of Public Act 95-734, as amended, is reappropriated from the State Park Fund to the Department of Natural Resources, in coordination with the Capital Development Board, for the development of the World Shooting and Recreation Complex including all construction and debt service expenses required to comply with this appropriation. Provided further, to the extent that revenues are received for such purposes, said revenues must come from non-State sources.

Section 50. The sum of \$6,882,757, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 50 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for wildlife conservation and restoration plans and programs from federal and/or state funds provided for such purposes.

Section 60. To the extent federal funds including reimbursements are available for such purposes, the sum of \$726,672, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 40 and Article 33, Section 60 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for construction and renovation of waste reception facilities for recreational boaters, including grants for such purposes authorized under the Clean Vessel Act.

Section 70. The sum of \$735,997, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 70 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 75. The sum of \$2,678,269, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 75 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for planning, design and construction of ecosystem rehabilitation, habitat restoration and associated development in cooperation with the U.S. Army Corps of Engineers.

Section 80. The sum of \$16,825,331, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 80, of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources to acquire, protect and preserve open space and natural lands.

Section 85. The sum of \$1,918,701, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 85 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for the non-federal cost share of a Conservation Reserve Enhancement Program to establish long-term contracts and permanent conservation easements in the Illinois River Basin; to fund cost-share assistance to landowners to encourage approved conservation practices in environmentally sensitive and highly erodible areas of the Illinois River Basin; and to fund the monitoring of long term improvements of these conservation practices as required in the Memorandum of Agreement between the State of Illinois and the United States Department of Agriculture.

Section 95. The sum of \$503,341, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 95 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water

Resources for the acquisition of lands, buildings, and structures, including easements and other property interests, located in the 100-year floodplain in counties or portions of counties authorized to prepare stormwater management plans and for removing such buildings and structures and preparing the site for open space use.

Section 100. The sum of \$8,145,019, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 100 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for water development projects at the approximate cost set forth below:

Union - McHenry County - for flood control and drainage improvement of unnamed Kishwaukee River tributary	200,000
Flood Hazard Mitigation - For implementation of flood hazard mitigation plans, and acquisition of wetland and tree mitigation sites for state and local joint flood control projects in cooperation with federal agencies, state agencies, and units of local government, in various counties	3,170,130
Fox Chain of Lakes - Lake and McHenry Counties - For the state cost share in implementation of the comprehensive Dredging and Disposal Plan, including beneficial use of dredge material and island creation, for the Fox River and Chain of Lakes	274,889
Fox River Dams - Kane County - For rehabilitation, modification, and reconstruction of Batavia and Yorkville Dams	2,600,000
East St. Louis & Vicinity Flood Control - Madison and St. Clair Counties - For partial payment of the non-federal cost requirement of an interior flood protection project and ecosystem restoration at East St. Louis and Vicinity area	1,800,000
Small Drainage and Flood Control Projects - For implementation of small drainage and flood control improvements in accordance with plans developed in cooperation with local governments and school districts, not to exceed \$100,000 at any single locality	100,000
Total	\$8,145,019

FOR WATERWAY IMPROVEMENTS

Section 105. The sum of \$13,771,873, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 105 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources for the following projects at the approximate costs set forth below:

Addison Creek Watershed - Cook and DuPage Counties	214,700
Chicago Harbor Leakage Control - Cook County - For implementation of a project to identify, measure,	

control, and eliminate leakage flows through controlling structures at the mouth of the Chicago River in cooperation with federal agencies and units of local government	990,400
Crisenberry Dam - Jackson County: For complete rehabilitation of the dam and spillway, including the required geotechnical investigation, the preparation of plans and specifications, and the construction of the proposed rehabilitation	423,000
Crystal Creek - Cook County	2,864,324
East St. Louis and Vicinity Flood Control - Madison and St. Clair Counties - For partial payment of the non-federal cost requirements of an interior flood protection project and ecosystem restoration at East St. Louis and Vicinity area	376,500
Flood Mitigation - Disaster Declaration Areas	1,909,188
Fox Chain O'Lakes - Lake and McHenry Counties	1,815,911
Fox River Dams - Kane, Kendall and McHenry Counties	2,586,269
Granite City - Area Groundwater-Madison County.....	300,000
Hickory/Spring Creeks Watershed - Cook and Will Counties	265,800
Kyte River - Rochelle, Ogle County	450,900
Loves Park - Winnebago County	178,500
Prairie/Farmers Creek - Cook County.....	912,815
Rock River Dams - Rock Island and Whiteside Counties	79,566
Small Drainage and Flood Control Projects - Statewide (not to exceed \$100,000 at any locality)	374,000
Union - McHenry County.....	<u>30,000</u>
Total	\$13,771,873

Section 110. The sum of \$31,340, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 110 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for expenditure by the Office of Water Resources in cooperation with federal agencies, state agencies and units of local government in the implementation of flood hazard mitigation plans in counties that received a Presidential Disaster Declaration as a result of flooding in calendar years 1993 and thereafter, in accordance with reports filed under Section 5 of the "Flood Control Act of 1945".

Section 115. The sum of \$25,098, or so much thereof as may be necessary, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 33, Section 115 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to public museums for permanent improvements.

Section 130. The amount of \$1,314,656, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 130 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to public museums for

permanent improvements.

Section 135. The sum of \$238,020, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 65 and Article 33, Section 135 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the State Furbearer Fund for the conservation of fur bearing mammals in accordance with the provisions of Section 5/1.32 of the "Wildlife Code", as now or hereafter amended.

Section 145. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, is reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from Natural Areas Acquisition Fund:

(From Article 32, Section 70 and Article 33, Section 145 of Public Act 95-734, as amended)

For the acquisition, preservation and stewardship of natural areas, including habitats for endangered and threatened species, high quality natural communities, wetlands and other areas with unique or unusual natural heritage qualities.....

20,792,069

Section 150. The sum of \$109,943,523, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 75 and Article 33, Section 150 of Public Act 95-734, as amended, is reappropriated from the Open Space Lands Acquisition and Development Fund to the Department of Natural Resources for expenses connected with and to make grants to local governments as provided in the "Open Space Lands Acquisition and Development Act".

FOR STATE PHEASANT PROGRAM

Section 160. The sum of \$883,412, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 80 and Article 33, Section 160, of Public Act 95-734, as amended, is reappropriated from the State Pheasant Fund to the Department of Natural Resources for the conservation of pheasants in accordance with the provisions of Section 5/1.31 of the "Wildlife Code", as now or hereafter amended.

Section 170. The sum of \$3,192,250, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 85 and Article 33, Section 170 of Public Act 95-734, as amended, is reappropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of high quality habitat lands in accordance with the provisions of the "Habitat Endowment Act", as now or hereafter amended.

Section 180. The sum of \$1,220,489, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 90, and Article 33, Section 180 of Public Act 95-734, as amended, is reappropriated from the Illinois Habitat Fund to the Department of Natural Resources for the preservation and maintenance of a high quality fish and wildlife habitat and to promote the heritage of outdoor sports in Illinois from revenue derived from the sale of Sportsmen Series license plates.

Section 190. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 100 and Article 33, Section 190 of Public Act 95-734, as amended, made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation,

organization, or individual, is reappropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Land and Water Recreation Fund:
For Outdoor Recreation Programs..... 21,081,481

Section 195. The sum of \$1,886,668, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 105 and Article 33, Section 195 of Public Act 95-734, as amended, is reappropriated from the Off Highway Vehicle Trails Fund to the Department of Natural Resources for grants to units of local governments, not-for-profit organizations, and other groups to operate, maintain and acquire land for off-highway vehicle trails and parks as provided for in the Recreational Trails of Illinois Act, including administration, enforcement, planning and implementation of this Act.

Section 205. The sum of \$1,486,809, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes in Article 33, Section 205 of Public Act 95-734, as amended, is reappropriated from the Partners for Conservation Projects Fund to the Department of Natural Resources for the acquisition, planning and development of land and long-term easements, and cost-shared natural resource management practices for ecosystem-based management of Illinois' natural resources, including grants for such purposes.

Section 210. The sum of \$2,314,763, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes in Article 33, Section 210 of Public Act 95-734, as amended, is reappropriated from the Partners for Conservation Projects Fund to the Department of Natural Resources for the acquisition, planning and development of land and long-term easements, and cost-shared natural resource management practices for ecosystem-based management of Illinois' natural resources, including grants for such purposes.

Section 215. The following named sum, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 110 and Article 33, Section 215 of Public Act 95-734, as amended, made either independently or in cooperation with the Federal Government or any agency thereof, any municipal corporation, or political subdivision of the State, or with any public or private corporation, organization, or individual, is reappropriated to the Department of Natural Resources for refunds and the purposes stated:

Payable from Federal Title IV Fire
Protection Assistance Fund:
For Rural Community Fire
Protection Program..... 1,033,568

Section 225. The sum of \$143,498, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 115 and Article 33, Section 225 of Public Act 95-734, as amended, is reappropriated from the Snowmobile Trail Establishment Fund to the Department of Natural Resources for the administration and payment of grants to nonprofit snowmobile clubs and organizations for construction, maintenance, and rehabilitation of snowmobile trails and areas for the use of snowmobiles.

Section 235. The sum of \$2,482,184, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 120 and Article 33, Section 235 of Public Act 95-734, as amended, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the payment of grants to timber growers for implementation of acceptable forestry management practices as provided in the "Illinois Forestry Development Act" as now or hereafter amended.

Section 245. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$642,780, or so much thereof as may be necessary and as remains

unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 125, and Article 33, Section 245 of Public Act 95-734, as amended, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for Forest Stewardship Technical Assistance.

Section 260. The sum of \$2,791,528, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 140, and Article 33, Section 260 of Public Act 95-734, as amended, is reappropriated from the State Migratory Waterfowl Stamp Fund to the Department of Natural Resources for the purpose of attracting waterfowl and improving public migratory waterfowl areas within the State.

FOR BIKEWAYS PROGRAMS

Section 280. The sum of \$17,782,121, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 145, and Article 33, Section 280 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for grants to units of local government for the acquisition and development of bike paths.

Section 285. The following named sum, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 32, Section 160, and Article 33, Section 285 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources:

Payable from the Park and Conservation Fund:

For multiple use facilities and programs for park and trail purposes provided by the Department of Natural Resources, including construction and development, all costs for supplies, materials, labor, land acquisition, services, studies, and all other expenses required to comply with the intent of this appropriation 1,529,436

Section 300. The sum of \$686,826, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 300 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for multiple use facilities and programs for conservation purposes provided by the Department of Natural Resources, including repairing, maintaining, reconstructing, rehabilitating, replacing fixed assets, construction and development, marketing and promotions, all costs for supplies, materials, labor, land acquisition and its related costs, services, studies, and all other expenses required to comply with the intent of this appropriation.

Section 305. The sum of \$4,643,738, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 150, and Article 33, Section 305 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for land acquisition, development and maintenance of bike paths and all other related expenses connected with the acquisition, development and maintenance of bike paths.

Section 310. The sum of \$1,307,357, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 33, Section 310 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the Park and Conservation Fund for multiple use facilities and programs for conservation purposes provided by the Department of Natural Resources, including repairing, maintaining, reconstructing, rehabilitating, replacing fixed assets, construction and development, marketing and promotions, all costs for supplies, materials, labor, land acquisition and its related costs, services, studies, and all other expenses required to comply with the intent of this appropriation.

Section 320. The sum of \$7,618,254, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 155, and Article 33, Section 320 of Public Act 95-734, as amended, is reappropriated from the Park and Conservation Fund to the Department of Natural Resources for the development and maintenance of recreational trails and trail-related projects authorized under the Intermodal Surface Transportation Efficiency Act of 1991, provided such amount shall not exceed funds to be made available for such purposes from state or federal sources.

Section 385. The following named sum, or so much thereof as may be necessary, respectively, and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made for such purposes, are reappropriated to the Department of Natural Resources for the objects and purposes set forth below:

Payable from the Illinois Beach Marina Fund:

(From Article 32, Section 165
and Article 33, Section 385
of Public Act 95-734, as amended)

For rehabilitation, reconstruction,
repair, replacing, fixed assets,
and improvement of facilities at
North Point Marina at Winthrop

Harbor 1,135,535

Section 395. The sum of \$16,993,585, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 32, Section 170, and Article 33, Section 395 of Public Act 95-734, as amended, is reappropriated to the Department of Natural Resources from the Abandoned Mined Lands Reclamation Council Federal Trust Fund for grants and contracts to conduct research, planning and construction to eliminate hazards created by abandoned mines, and any other expenses necessary for emergency response.

Section 405. The sum of \$4,535,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 405 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Natural Resources to acquire, protect and preserve open space and natural lands.

Section 410. The sum of \$1,319,251, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 33, Section 410 of Public Act 95-734, as amended, is reappropriated from the Wildlife and Fish Fund to the Department of Natural Resources for the acquisition, engineering and rehabilitation of dedicated hunting and fishing lands in conjunction with the Illinois Hunting Heritage Protection Act; however, no more than \$1,500,000 of the total appropriation may be used for engineering and rehabilitation.

Section 415. The sum of \$20,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 415 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for water resource management projects as authorized by subsection (g) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 420. The sum of \$10,077,640, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 420 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for

such purposes.

Section 425. The sum of \$25,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 33, Section 425 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Natural Resources for the Illinois Open Land Trust Program as defined by the Illinois Open Land Trust Act as authorized by subsection (m) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 426. To the extent Federal Funds including reimbursements are made available for such purposes, the sum of \$5,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 30, Section 170 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Illinois Forestry Development Fund to the Department of Natural Resources for the purpose of advancing forestry resources in Illinois pursuant to the American Recovery and Reinvestment Act of 2009.

Section 430. No contract shall be entered into or obligation incurred or any expenditure made from a reappropriation herein made in Sections:

- 70 through 130,
- 190, 205, 210,
- 270 through 320,
- 405, 410, 415, 420 and 425

until after the purpose and amount of such expenditure has been approved in writing by the Governor.

Total, Article 40	\$355,322,128
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ARTICLE 45
DEPARTMENT OF MILITARY AFFAIRS

Section 5. The sum of \$238,800, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 34, Section 5 of Public Act 95-734, is reappropriated from the Illinois National Guard Armory Construction Fund to the Department of Military Affairs for land acquisition and construction of parking facilities at armories.

Total, Article 45	\$238,800
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ARTICLE 50
DEPARTMENT OF TRANSPORTATION
PERMANENT IMPROVEMENTS

Section 5. The sum of \$5,400,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for Permanent Improvements to Illinois Department of Transportation facilities, including but not limited to the purchase of land, construction, repair, alterations and improvements to maintenance and traffic facilities, district and central headquarters facilities, storage facilities, grounds, parking areas and facilities, fencing and underground drainage, including plans, specifications, utilities and fixed equipment installed and all costs and charges incident to the completion thereof at various locations.

OTHER LUMP SUMS

Section 10. The following named amounts, or so much thereof as may be necessary, are appropriated from the Road Fund to the Department of Transportation for the objects and purposes hereinafter named:

For costs associated with the identification, corrective action, and disposal of hazardous materials at storage facilities	1,158,600
For Maintenance, Traffic and Physical Research Purposes (A).....	30,129,100

For repair of damages by motorists to highway guardrails, fencing, lighting units, bridges, underpasses, signs, traffic signals, crash attenuators, landscaping, roadside shelters, rest areas, fringe parking facilities, sanitary facilities, maintenance facilities including salt storage buildings, vehicle weight enforcement facilities including scale houses, and other highway appurtenances, provided such amount shall not exceed funds to be made available from collections from claims filed by the Department to recover the costs of such damages 5,500,000

For Maintenance, Traffic and Physical Research Purposes (B)..... 13,150,000

Total \$49,937,700

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
GRANTS AND AWARDS

Section 15. The following named amounts, or so much thereof as may be necessary, are appropriated from the Road Fund to the Department of Transportation for the objects and purposes hereinafter named:

For apportionment to counties for construction of township bridges 20 feet or more in length as provided in Section 6-901 through 6-906 of the "Illinois Highway Code" 15,000,000

For apportionment to needy Townships and Road Districts, as determined by the Department in consultation with the County Superintendents of Highways, Township Highway Commissioners, or Road District Highway Commissioners..... 10,014,300

For apportionment to high-growth cities over 5,000 in population, as determined by the Department in consultation with the Illinois Municipal League 4,000,000

For apportionment to counties under 1,000,000 in population, \$8,000,000 of the total apportioned in equal amounts to each eligible county, and \$13,800,000 apportioned to each eligible county in proportion to the amount of motor vehicle license fees received from the residents of eligible counties 21,800,000

Total \$50,814,300

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
CONSTRUCTION

Section 20. The sum of \$930,000,000, or so much thereof as may be necessary, is appropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of State highways, arterial highways, roads, access areas, roadside shelters, rest areas fringe parking facilities and sanitary facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal

and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the Road Improvement Program as approximated below:

District 1, Schaumburg.....	243,993,600
District 2, Dixon.....	53,956,700
District 3, Ottawa.....	55,904,000
District 4, Peoria.....	36,214,500
District 5, Paris.....	30,155,000
District 6, Springfield.....	38,265,500
District 7, Effingham.....	30,056,500
District 8, Collinsville.....	122,668,100
District 9, Carbondale.....	31,670,100
Statewide (including refunds).....	110,290,000
Engineering.....	<u>176,826,000</u>
Total	930,000,000

Section 25. The sum of \$310,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series A Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	112,518,000
District 2, Dixon.....	23,962,000
District 3, Ottawa.....	25,550,000
District 4, Peoria.....	23,045,000
District 5, Paris.....	14,282,000
District 6, Springfield.....	19,230,000
District 7, Effingham.....	22,302,000
District 8, Collinsville.....	26,675,000
District 9, Carbondale.....	17,300,000
Statewide (including refunds).....	25,136,000
Engineering.....	<u>0</u>
Total	310,000,000

Section 27. The sum of \$2,801,433,698, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series D Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	1,307,767,925
District 2, Dixon.....	321,800,800
District 3, Ottawa.....	190,512,450

[May 20, 2009]

District 4, Peoria	200,107,500
District 5, Paris	135,118,550
District 6, Springfield	159,863,500
District 7, Effingham	116,729,223
District 8, Collinsville.....	229,600,000
District 9, Carbondale.....	139,933,750
Statewide (including refunds).....	0
Engineering.....	0
Total	2,801,433,698

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
LUMP SUMS

Section 30. The sum of \$95,000,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	36,055,400
District 2, Dixon	7,973,300
District 3, Ottawa.....	8,261,000
District 4, Peoria	5,351,500
District 5, Paris	4,456,000
District 6, Springfield	5,654,500
District 7, Effingham	4,441,500
District 8, Collinsville.....	18,126,900
District 9, Carbondale.....	4,679,900
Statewide (including refunds).....	0
Engineering	0
Total	95,000,000

Section 35. The sum of \$499,185,700, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program as approximated below:

District 1, Schaumburg.....	289,000,000
District 2, Dixon	20,000,000
District 3, Ottawa.....	15,000,000
District 4, Peoria	13,000,000
District 5, Paris	13,000,000
District 6, Springfield	15,000,000
District 7, Effingham	14,000,000
District 8, Collinsville.....	28,000,000
District 9, Carbondale.....	10,000,000
Statewide (including refunds).....	82,185,700
Total	499,185,700

Section 36. The sum of \$500,000,000, or so much thereof as may be necessary, is

appropriated from the Transportation Bond Series D Fund to the Department of Transportation for grants to counties, municipalities, and road districts for planning, engineering, acquisition, construction, reconstruction, development, improvement, extension, and all construction related expenses of the public infrastructure and other transportation improvement projects which are related to economic development in the State of Illinois allocated as follows:

For the municipalities of the State.....	\$245,500,000
For the counties of the State having 1,000,000 or more inhabitants.....	83,700,000
For the counties of the State having less than 1,000,000 inhabitants.....	91,350,000
For the road districts of the State	79,450,000
Total	\$500,000,000

GRADE CROSSING PROTECTION CONSTRUCTION

Section 40. The sum of \$39,000,000 or so much thereof as may be necessary, is appropriated from the Grade Crossing Protection Fund to the Department of Transportation for the installation of grade crossing protection or grade separations at places where a public highway crosses a railroad at grade, as ordered by the Illinois Commerce Commission, as provided by law.

DIVISION OF AERONAUTICS AWARDS AND GRANTS

Section 45. The sum of \$137,000,000 or so much thereof as may be necessary, is appropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state or federal laws, provided such amounts shall not exceed funds available from federal and/or local sources.

Section 50. The sum of \$20,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for financial assistance to airports pursuant to Section 34 of the Illinois Aeronautics Act, as amended, for such purposes as are described in that Section and for airport acquisition and development pursuant to Section 72 of the Illinois Aeronautics Act, as amended, for such purposes as are described in that Section.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION AWARDS AND GRANTS

Section 55. The sum of \$16,000,000, or so much thereof as may be necessary, is appropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for the federal share of capital, operating, consultant services, and technical assistance grants, as well as state administration and interagency agreements, provided such amounts shall not exceed funds to be made available from the Federal Government.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION CONSTRUCTION

Section 60. The sum of \$300,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

Section 61. The sum of \$20,000,000, or so much thereof as may be necessary, is appropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

Section 65. The sum of \$1,800,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for

construction costs, making grants and providing project assistance to the Regional Transportation Authority (RTA) as approximated below:

To the Suburban Bus Division of the Regional Transportation Authority (PACE) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	90,000,000
To the Chicago Transit Authority (CTA) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	900,000,000
To the Commuter Rail Division of the Regional Transportation Authority (Metra) for construction costs and for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity transit, bus and other equipment	810,000,000
Total	1,800,000,000

Section 70. The sum of \$200,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for construction costs, making grants, and providing project assistance to municipalities, special transportation districts, private Non-profit carriers, mass transportation carriers and Intercity rail program for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity rail, bus and other equipment used in connection therewith, as provided by law for the purpose of downstate public transit systems.

RAIL PASSENGER AND RAIL FREIGHT AWARDS AND GRANTS

Section 75. The sum of \$2,700,000, or so much thereof as may be necessary, is appropriated from the State Rail Freight Loan Repayment Fund for funding the State Rail Freight Loan Repayment Program created by Section 49.25g-1 of the Civil Administrative Code of Illinois.

Section 80. The sum of \$1,045,000, or so much thereof as may be necessary, is appropriated from the Rail Freight Loan Repayment Fund to the Department of Transportation for the Rail Freight Service Assistance Program, created by Section 49.25a through 49.25g-1 of the Civil Administrative Code of Illinois.

Section 83. The sum of \$150,000,000, or so much thereof as may be necessary, is appropriated from the Transportation Bond Series B Fund to the Department of Transportation for track and signal improvements, AMTRAK station improvements, rail passenger equipment, and rail freight facility improvements.

Section 85. No contract shall be entered into or obligation incurred or any expenditure made from an appropriation herein made in
Section 5 Permanent Improvements
Section 30 Road Program
Section 50 Aeronautics
Section 65 Transit
Section 70 Transit
Section 75 State Rail Freight Loan Repayment

Section 80 Federal Rail Freight Loan Repayment
of this Article until after the purpose and the amount of such expenditure has been approved in writing by the Governor.

Total, Article 50

\$7,927,516,400

ARTICLE 55
DEPARTMENT OF TRANSPORTATION
PERMANENT IMPROVEMENTS

Section 5. The sum of \$27,520,862, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning Permanent Improvements heretofore made in Article 35, Section 5 and Article 36, Section 5 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

CONSULTANT AND PRELIMINARY ENGINEERING

Section 10. The sum of \$22,678,442, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 10 and Section 15 of Public Act 95-0734, as amended, for Engineering and Consultant Contracts only, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 15. The sum of \$17,755,985, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 35 and Section 40 of Public Act 95-0734, as amended, for Engineering and Consultant Contracts only, is reappropriated from the State Construction Fund to the Department of Transportation for the same purposes.

OTHER LUMP SUMS

Section 20. The sum of \$7,678,411, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning hazardous materials made in Article 35, Section 10 and Article 36, Section 20 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 25. The sum of \$34,698,338, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation made for Formal Contracts in the line item, "For Maintenance, Traffic and Physical Research Purposes (A)" for the Central Offices, Division of Highways, in Article 35, Section 10 and Article 36, Section 25 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 30. The sum of \$7,633,493, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning Highway Damage Claims heretofore made in Article 35, Section 10 and Article 36, Section 30 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

HIGHWAY CONSTRUCTION AND LAND ACQUISITION
AWARDS AND GRANTS

Section 35. The sum of \$19,133,342, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made for township bridges in Article 35, Section 15 and Article 36, Section 45 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

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HIGHWAY CONSTRUCTION AND LAND ACQUISITION

Section 40. The sum of \$700,458, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 50 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the same purposes.

Section 45. The sum of \$211,133,362, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 55, Section 60, and Section 65 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 50. The sum of \$92,078,416, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 70 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program; such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 55. The following named sums or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009 from the reappropriations heretofore made in Article 36, Section 75 of Public Act 95-0734, as amended, are reappropriated to the Department of Transportation from the Road Fund for the FY04 federal earmarks provided in Conference Report 108-401 which accompanies Public Law 108-199. Expenditures shall not exceed funds to be made available by the federal government.

Bridge Discretionary

North Avenue Bridge, Chicago 1,188,885

National Corridor Planning & Development

City of Forsyth Frontage Road 11,917

Ferry Boats/Terminal Facilities

Canal Corridor Association-Port of

LaSalle Project 400,000

Transportation & Community & System Preservation

Homewood, Illinois railroad station/

platform acquisition and improvement 191,311

Village of Glencoe, Green Bay

Trail – North Branch Trail Connection 110,262

Section 115 Member Initiatives

168th and State Streets Intersection Improvements	32,834
Annie Glidden Road, DeKalb.....	178,291
Convocation Center Roadway	151,655
Great River Road in Mercer County	14,882
Illinois Route 38 at Union Pacific Railroad Grade Separation.....	250,000
ITS – I-74 in Peoria	750,000
Kaskaskia Regional Port District, access roads	9,586
Long Meadow Parkway Fox River Bridge Crossing, Bolz Road.....	2,820,000
Milwaukee Avenue Rehabilitation.....	200,000
Rock Island County, Illinois Milan Beltway Construction	500,000
Sauk Trail Reconstruction Improvements, Park Forest.....	330,000
Sauk Village Industrial Park Access Road.....	472,494
Sheridan Road, Evanston.....	800,000
St. Charles, Illinois, Fox River Crossing at Red Gate Corridor	662,586
US 51, Christian/Shelby Counties	1,235,962
West Grand Avenue. (from North Western to N. California Ave.).....	800,000
Total	\$11,110,665

Section 60. The following named sums or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 80 of Public Act 95-0734, as amended, are reappropriated to the Department of Transportation from the Road Fund for the FY05 federal earmarks provided in Conference Report 108-792 which accompanies Public Law 108-447. Expenditures shall not exceed funds to be made available by the federal government.

Bridge Discretionary

North-South Wacker Drive Reconstruction in Chicago.....	1,916,666
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Interstate Maintenance Discretionary

I-55 South Barrier, Darien Illinois.....	1,400,000
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Section 117 Member Initiatives

171st Street reconstruction, East Hazel Crest	6,429
67th Street Pedestrian Underpass, Chicago Lakefront.....	400,000
Camp Street upgrades, East Peoria.....	1,820,370
Cermak and Kenton Avenues.....	835,058
Cicero Avenue lighting in University Park.....	200,000
Des Plaines, Illinois alley, sidewalk improvements	16,073
Fulton County Highway 6	729,300
I-290 Cap, Oak Park	1,000,000
KBS Railroad Hazard Elimination, Kankakee County 300,000	
MacArthur Boulevard Extension, Springfield	381,805
McHenry County / Crystal Lake Road.....	1,000,000
Milwaukee Avenue, Grand to Gale, Chicago	972,872
Route 178 relocation, Phase II Engineering.....	827,373
Sheridan Road Improvements, Evanston	500,000
Sidewalks near Ford Heights.....	200,000
Street improvements and streetlights, Lynnwood	2,792
Street improvements, Bartonville.....	143,835
Street improvements, Village of Armington	42,567
Streetlights and salt dome for Markham	300,000
U.S. 41/I-176 Interchange improvements Phase I study	800,000
Winfield Pedestrian Tunnel.....	<u>1,000,000</u>
Total	\$14,795,140

Section 65. The sum of \$81,321,817, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 85 of Public Act 95-0734, as amended, are reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective

vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations.

Section 70. The sum of \$746,777, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 95 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for Pavement Preservation Programs.

Section 75. The sum of \$257,186,953, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 100 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for High Priority Projects (HPP) and Transportation Improvement Projects (TI) pertaining to local governments as designated in Public Law 109-59, Title I, Subtitle G, Section 1702 and Subtitle I, Section 1934 of the federal reauthorization act entitled SAFETEA-LU; provided such amounts do not exceed funds made available by the federal government through Congressional designations, annual allocations, obligation limitations, or any other federal limitations. Specific project approximations appear in Article 101, Section 25 of Public Act 94-0798.

Section 80. The sum of \$15,207,100, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 20 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for Transportation, Community and System Preservation (TCSP), Discretionary Interstate Maintenance and Surface Transportation Priorities earmarks pertaining to state and local governments as designated in the Consolidated Appropriation Act, 2008, Division K, Public Law 110-161; provided such amounts do not exceed funds made available by the federal government through Congressional designations, annual allocations, obligation limitations, or any other federal limitations, as approximated in Article 35, Section 20 of Public Act 95-0734.

Section 85. The sum of \$76,944,001, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 130 and Section 135 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 90. The sum of \$57,879,296, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 140 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 95. The sum of \$40,392,607, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 145 of Public Act 95-0734, as amended, are reappropriated from the State

Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 100. The sum of \$304,010,982, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 150 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

Section 105. The sum of \$14,027,206, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 155 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for all expenses related to Phase II of the I-57/294 interchange in the County of Cook.

Section 110. The sum of \$638,890,295, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 30 of Public Act 95-0734, as amended, are reappropriated from the State Construction Account Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-0850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations, and scale houses, in accordance with applicable laws and regulations.

HIGHWAY CONSTRUCTION AND LAND ACQUISITION LUMP SUMS

Section 115. The sum of \$16,542,586, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 90 of Public Act 95-0734, as amended, are reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations, including refunds.

Section 120. The sum of \$157,852,612, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 105 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 125. The sum of \$203,803,237, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 110 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 130. The sum of \$67,063,715, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 115 of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the local match of all other non-federally reimbursed expenses associated with the High Priority Projects (HPP) and Transportation Improvement Projects (TI) specifically identified in Article 101, Section 25 of Public Act 94-0798, provided that such amounts do not exceed funds made available and paid into the Road Fund by local governments.

Section 135. The sum of \$236,155,772, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 120 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 140. The sum of \$356,432,186, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 125 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 145. The sum of \$599,153,832, or so much thereof as may be necessary, and

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remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 25 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the state portion of the Road Improvement Program, including refunds.

Section 150. The sum of \$542,236,818, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 27 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the local portion of the Road Improvement Program, including refunds.

Section 155. The sum of \$1,517,100, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 35, Section 20a of Public Act 95-0734, is reappropriated from the Road Fund to the Department of Transportation for the local match of all other non-federally reimbursed expenses associated with the Transportation, Community and System Preservation (TCSP) and Discretionary Interstate Maintenance earmarks specifically identified in Article 35, Section 20a of Public Act 95-0734, provided that such amounts do not exceed funds made available and paid into the Road Fund by local governments.

BOND FUND CONSTRUCTION

Section 160. The sum of \$9,702,759, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 160 of Public Act 95-0734, for statewide purposes, is reappropriated from the Transportation Bond Series A Fund to the Department of Transportation for the same purposes.

Section 165. The sum of \$100,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 165 of Public Act 95-0734, as amended, for statewide purposes, is reappropriated from the Transportation Bond Series A Fund to the Department of Transportation for the same purposes.

GRADE CROSSING PROTECTION CONSTRUCTION

Section 170. The sum of \$73,345,214, or so much thereof as may be necessary, and remains unexpended, at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made for grade crossing protection or grade separation in Article 35, Section 34 and Article 36, Section 170 of Public Act 95-0734, as amended, is reappropriated from the Grade Crossing Protection Fund to the Department of Transportation for the same purpose.

DIVISION OF AERONAUTICS AWARDS AND GRANTS

Section 175. The sum of \$460,035,190, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 35 and Article 36, Section 175 of Public Act 95-0734, as amended, is reappropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state or federal laws, provided such amounts shall not exceed funds available from federal and/or local sources.

Section 180. The sum of \$19,025,378, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations concerning airport improvements heretofore made in Article 36, Section 180 and Section 185 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

DIVISION OF AERONAUTICS
CONSTRUCTION

Section 190. The sum of \$14,800,686, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 190 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
AWARDS AND GRANTS

Section 195. The following named sums, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 195 of Public Act 95-0734, as amended, are reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes as follows:

Pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	18,025
For the counties of Cook, DuPage, Kane, Lake, McHenry and Will, pursuant to Section 4(b)(2) of the General Obligation Bond Act, as amended.....	553,724
For the counties of the State outside the counties of Cook, DuPage, Kane, Lake, McHenry and Will, pursuant to Section 4(b)(3) of the General Obligation Bond Act, as amended.....	28,014
Total	\$599,763

Section 200. The following named sums, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriations heretofore made in Article 36, Section 200 of Public Act 95-0734, as amended, are reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes as follows:

Pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	40,680,044
For the counties of the State outside the counties of Cook, DuPage, Kane, McHenry, and Will, pursuant to Section 4(b)(1)	

of the General Obligation Bond Act, as amended.....	3,195,300
For the Department of Transportation's Greenlight Program pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.....	12,496,695
To extend the metrolink rail line to Mid-America Airport.....	<u>5,000,002</u>
Total	\$61,372,041

Section 205. The sum of \$73,603,178, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 205 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for construction costs, making grants and providing project assistance to municipalities, special transportation districts, private non-profit carriers, mass transportation carriers and the Intercity rail program for the acquisition, construction, extension, reconstruction, and improvement of mass transportation facilities, including rapid transit, intercity rail, bus and other equipment used in connection therewith, as provided by law, pursuant to Section 4(b)(1) of the General Obligation Bond Act, as amended.

Section 210. The sum of \$46,450,773, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 55 and Article 36, Section 210 of Public Act 95-0734, as amended, is reappropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for the federal share of capital, operating, consultant services, and technical assistance grants, as well as state administration and interagency agreements, provided such amounts shall not exceed funds to be made available from the Federal Government.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
LUMP SUMS

Section 215. The sum of \$75,904,023, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 215 of Public Act 95-0734, as amended, is reappropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed funds made available by the federal government for this program.

RAIL PASSENGER AND RAIL FREIGHT
AWARDS AND GRANTS

Section 220. The sum of \$15,480,074, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation heretofore made in Article 35, Section 60 and Article 36, Section 220 of Public Act 95-0734, as amended, is reappropriated from the State Rail Freight Loan Repayment Fund to the Department of Transportation for the same purposes.

Section 225. The sum of \$10,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 225 of Public Act 95-0734, as amended, is reappropriated from the Federal High Speed Rail Trust Fund to the Department of Transportation for the federal share of the High Speed Rail Project.

Section 230. The sum of \$28,737,923, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the reappropriation heretofore made in Article 36, Section 230 of Public Act 95-0734, as amended, is reappropriated from the Transportation Bond Series B Fund to the Department of Transportation for the same purposes.

Section 235. The sum of \$5,472,573, or so much thereof as may be necessary, less

\$1,000,000 to be lapsed from the unexpended balance, and remains unexpended at the close of business on June 30, 2009, from the appropriation and reappropriation concerning the federal share of the Rail Freight Loan Repayment Program heretofore made in Article 35, Section 65 and Article 36, Section 235 of Public Act 95-0734, as amended, is reappropriated from the Rail Freight Loan Repayment Fund to the Department of Transportation for the same purposes.

STIMULUS
HIGHWAY CONSTRUCTION AND LAND ACQUISITION
LUMP SUMS

Section 240. The sum of \$900,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 320 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state highways, arterial highways, roads, access areas, roadside shelters, rest areas, fringe parking facilities and sanitary facilities, and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control, junkyard removal and control and preservation of natural beauty; and for capital improvements which directly facilitate an effective vehicle weight enforcement program, such as scales (fixed and portable), scale pits and scale installations and scale houses, in accordance with applicable laws and regulations for the State portion, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 245. The sum of \$325,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 325 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for preliminary engineering and construction engineering and contract costs of construction, including reconstruction, extension and improvement of state and local roads and bridges, fringe parking facilities and such other purposes as provided by the "Illinois Highway Code"; for purposes allowed or required by Title 23 of the U.S. Code; for bikeways as provided by Public Act 78-850; for land acquisition and signboard removal and control and preservation of natural beauty, in accordance with applicable laws and regulations for the State and Local portion, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 250. The sum of \$50,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 330 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation to provide local funding for project expenses in excess of the Local portion of federal funds made available from the American Recovery and Reinvestment Act of 2009, provided such amounts do not exceed funds made available and paid into the Road Fund by the local governments.

DIVISION OF AERONAUTICS
LUMP SUMS

Section 255. The sum of \$150,000,000 or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 335 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal/Local Airport Fund to the Department of Transportation for funding the local or federal share of airport improvement projects, including reimbursements and/or refunds, undertaken pursuant to pertinent state and federal laws, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009 and/or local sources.

DIVISION OF PUBLIC AND INTERMODAL TRANSPORTATION
LUMP SUMS

Section 260. The sum of \$40,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in

[May 20, 2009]

Article 10, Section 340 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal Mass Transit Trust Fund to the Department of Transportation for capital, operating, consultant services, and technical assistance grants, state administration, and intergovernmental and interagency agreements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 265. The sum of \$300,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 345 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for grants, road construction and all other costs relating to the Chicago Region Environmental and Transportation Efficiency (CREATE) program, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

RAIL PASSENGER AND RAIL FREIGHT LUMP SUMS

Section 270. The sum of \$285,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 350 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for track and signal improvements, AMTRAK station improvements, passenger rail equipment, and facility improvements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 275. The sum of \$6,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 355 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Road Fund to the Department of Transportation for track and signal improvements, rail freight equipment, and rail freight facility improvements, provided such amounts not exceed federal funds made available by the American Recovery and Reinvestment Act of 2009.

Section 280. The sum of \$500,000,000 or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from the appropriation heretofore made in Article 10, Section 360 of Public Act 95-732 as amended by Public Act 96-004, is reappropriated from the Federal High Speed Rail Trust Fund to the Department of Transportation for grants, construction, and all other costs relating to high speed rail projects in compliance with the American Recovery and Reinvestment Act of 2009, provided such amounts not exceed funds made available by the federal government for this purpose.

Section 285. No contract shall be entered into or obligation incurred or any expenditure made from a reappropriation herein made in:

Section 5 Permanent Improvements
 Section 160 Series A - Road Program
 Section 165 Series A - Road Program
 Section 180 Series B - Aeronautics
 Section 190 Series B - Land Acquisition 3rd Airport
 Section 195 Series B - Transit
 Section 200 Series B - Transit
 Section 205 Series B - Transit
 Section 220 State Rail Freight Loan Repayment
 Section 225 FHSRTF High Speed Rail-Federal
 Section 230 Series B - Rail
 Section 235 Federal Rail Freight Loan Repayment

of this Article until after the purpose and the amount of such expenditure has been approved in writing by the Governor.

[May 20, 2009]

Total, Article 55

\$7,683,811,381

ARTICLE 60
CAPITAL DEVELOPMENT BOARD

Section 5. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Agriculture for the projects hereinafter enumerated:

ILLINOIS STATE FAIRGROUNDS- SPRINGFIELD

For replacing the HVAC in the administration building.....	\$3,212,000
For replacing roofing systems – Administration Building and Lower Roof.....	2,220,472
Plan and begin electrical system replacement.....	600,000
CENTRALIA ANIMAL DIAGNOSTICS LAB	
For replacing the roof.....	<u>\$615,000</u>
Total	\$6,647,472

Section 10. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SPRINGFIELD- SUPREME COURT BUILDING

Plan and begin renovation of Supreme Court Building.....	<u>14,400,000</u>
Total	\$14,400,000

Section 15. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Architect of the Capitol for the projects hereinafter enumerated:

CAPITOL BUILDING- SPRINGFIELD

For upgrading the HVAC systems and for renovations to meet compliance with ADA, in addition to funds previously appropriated.....	43,761,500
For upgrades to life safety protection systems in addition to funds previously appropriated.....	<u>6,000,000</u>
Total	\$49,761,500

Section 20. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

HOWLETT BUILDING- SPRINGFIELD

For upgrading the North Patio for public safety.....	461,000
For installing an emergency generator.....	791,000
For replacing roofing systems.....	662,000

ILLINOIS STATE LIBRARY- SPRINGFIELD

For replacing the roofing system.....	528,000
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CAPITOL COMPLEX- SPRINGFIELD

For upgrading fire alarm panels.....	771,000
Plan/begin upgrade of high voltage distribution system.....	1,500,000
For capital upgrades.....	250,000,000

CHICAGO DRIVER FACILITIES – WEST, NORTH AND SOUTH

For HVAC upgrades.....	<u>2,074,000</u>
Total	\$256,787,000

Section 25. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

JAMES R. THOMPSON CENTER - CHICAGO	
For planning and beginning electrical system and life safety system upgrades.....	1,000,000
For upgrading the HVAC system	4,150,000
ELGIN REGIONAL OFFICE BUILDING	
For upgrading the HVAC system	2,461,000
COLLINSVILLE REGIONAL OFFICE BUILDING	
For replacing the roof	1,980,000
CHICAGO MEDICAL CENTER – OFFICE AND LABORATORY	
For installing an emergency generator and upgrading the electrical system	2,000,000
STATEWIDE (JRTC, EPA, CHAMPAIGN ROB)	
For the renovation of state-owned property	<u>2,000,000</u>
Total	\$13,591,000

Section 30. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Natural Resources for the projects hereinafter enumerated:

BIG RIVER STATE FOREST	
For ADA improvements	322,611
GIANT CITY STATE PARK - JACKSON COUNTY	
For replacing the sewer treatment system	491,040
I&M CANAL - CHANNAHON - GRUNDY COUNTY	
For repair of the spillway, in addition to funds previously appropriated	364,320
ILLINOIS BEACH STATE PARK - LAKE COUNTY	
For stabilizing shoreline	1,000,000
JAKE WOLF MEMORIAL FISH HATCHERY	
For replacing or upgrading electrical system.....	348,000
NAUVOO STATE PARK	
For ADA improvements	328,385
PYRAMID STATE PARK	
For renovating the Galum building for a mine rescue station	848,000
ROCK CUT STATE PARK	
For rehabilitating water and sewer system	350,000
STARVED ROCK STATE PARK AND LODGE	
For replacing roofing systems	500,000
WAYNE FITZGERRELL STATE RECREATION AREA	
For replacing roofs.....	262,004
WORLD SHOOTING COMPLEX – SPARTA - RANDOLPH COUNTY	
For infrastructure improvements	450,000
LINCOLN'S TOMB - SPRINGFIELD	
For renovating the interior.....	700,000
LINCOLN-HERNDON LAW OFFICE - SPRINGFIELD	
For purchase and restoration of the Tinsley Shop.....	<u>1,000,000</u>
Total	\$6,964,360

Section 35. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

DIXON CORRECTIONAL CENTER

For replacing the fire alarm system	3,300,000
LINCOLN CORRECTIONAL CENTER	
For upgrading the building automation system	2,147,000
LOGAN CORRECTIONAL CENTER	
For replacing housing unit roofs.....	829,000
JACKSONVILLE CORRECTIONAL CENTER	
For upgrading the fire alarm system.....	1,596,000
CENTRALIA CORRECTIONAL CENTER	
For replacing roofing systems	3,333,000
SOUTHWESTERN CORRECTIONAL CENTER	
For replacing the roofing system.....	825,000
STATEVILLE CORRECTIONAL CENTER	
For replacing the X house locks	1,597,000
VANDALIA CORRECTIONAL CENTER	
For an emergency generator	815,000
For replacing roofing systems	2,343,000
VIENNA CORRECTIONAL CENTER	
For replacing windows	2,118,000
For replacing roofing systems	<u>940,000</u>
Total	\$19,843,000

Section 40. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Juvenile Justice for the projects hereinafter enumerated:

ILLINOIS YOUTH CENTER - JOLIET	
For replacing roofs, in addition to funds previously appropriated.....	425,874
ILLINOIS YOUTH CENTER – KEWANEE	
For replacing the sprinkler system	6,500,000
ILLINOIS YOUTH CENTER - PERE MARQUETTE	
For replacing roofs.....	221,000
ILLINOIS YOUTH CENTER - ST. CHARLES	
For upgrading HVAC system	<u>606,000</u>
Total	\$7,752,874

Section 45. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Human Services for the projects hereinafter enumerated:

ALTON MENTAL HEALTH CENTER - MADISON COUNTY	
For life/safety improvements.....	932,000
CHICAGO-READ MENTAL HEALTH CENTER - CHICAGO	
For replacing the emergency generator	1,391,000
CHOATE MENTAL HEALTH AND DEVELOPMENTAL CENTER - ANNA	
For upgrading the fire alarm system.....	2,085,000
For life/safety improvements.....	7,296,000
FOX DEVELOPMENTAL CENTER - DWIGHT	
For upgrading fire/life safety systems	353,000
ILLINOIS SCHOOL FOR THE DEAF	
For installing sprinkler systems in the dormitories and elementary buildings.....	3,841,000
ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE	
For replacing roofs.....	392,832
JACKSONVILLE DEVELOPMENTAL CENTER - MORGAN COUNTY	
For upgrading fire/life safety systems	581,000
KILEY DEVELOPMENTAL CENTER	
For upgrading Building C ceiling.....	444,000

MCFARLAND MENTAL HEALTH CENTER - SPRINGFIELD

For upgrading fire alarm system.....	2,800,000
For replacing roofs – Kennedy and Administration Building.....	<u>2,226,000</u>
Total	\$22,341,832

Section 50. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Revenue for the projects hereinafter enumerated:

WILLARD ICE BUILDING - SPRINGFIELD

For repairing emergency generator	120,000
For renovation of the parking ramp.....	<u>2,791,000</u>
Total	\$2,911,000

Section 55. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of State Police for the projects hereinafter enumerated:

AMERICAN GENERAL BUILDING - SPRINGFIELD

For installing an emergency generator and various improvements.....	3,000,000
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METRO-EAST FORENSIC LAB - BELLEVILLE

For constructing new forensic lab, in addition to funds previously appropriated.....	<u>2,500,000</u>
Total	\$5,500,000

Section 60. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Veterans Affairs for the projects hereinafter enumerated:

ANNA VETERAN’S HOME

To plan and begin the construction of a 40-50 bed addition.....	700,000
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LASALLE VETERAN’S HOME – LASALLE COUNTY

For the replacement of the galvanized water Piping	210,000
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QUINCY VETERAN’S HOME - ADAMS COUNTY

For constructing a central chiller plant.....	5,400,000
For planning and beginning renovation of Kent, Shapers and Elmore, in addition to funds previously appropriated.....	1,056,000

STATEWIDE

For the construction of a 200-bed veterans’ home facility, in addition to funds previously appropriated.....	<u>15,000,000</u>
Total	\$22,366,000

Section 65. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Office of the Attorney General for the projects hereinafter enumerated:

ATTORNEY GENERAL BUILDING - SPRINGFIELD

For renovating and waterproofing terrace.....	190,000
For replacing electronic ballasts.....	959,000
For replacing the roof.....	<u>378,000</u>
Total	\$1,527,000

Section 66. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the projects hereinafter enumerated:

STATEWIDE

For emergencies and abatement of hazardous materials, in addition to funds previously appropriated.....	10,000,000
For escalation costs for state facility projects, in addition to funds previously appropriated.....	17,000,000
For escalation and emergencies for higher education projects, in addition to funds previously appropriated.....	<u>25,000,000</u>
Total	\$52,000,000

Section 70. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Department of Military Affairs for the project hereinafter enumerated:

STATEWIDE

To complete construction and purchase equipment for the Shiloh, Mt. Vernon, and Carbondale Readiness Centers	400,000
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Section 75. The sum of \$1,351,481,696, or so much thereof as may be necessary, is appropriated from the School Construction Fund to the Capital Development Board for grants to school districts for school construction projects authorized by the School Construction Law.

Section 77. The amount of \$148,518,304, or so much of that amount as may be necessary, is appropriated from the School Construction Fund to the Illinois State Board of Education for Fiscal Year 2002 School Construction Program grant recipients as follows:

Rochester Community Unit School District 3A.....	10,183,033
Fairfield Public School District 112.....	3,898,926
Stewardson-Strasburg Community Unit District 5A	2,046,533
Johnston City Community Unit School District 1	528,822
Winfield School District 34.....	2,312,480
East St. Louis School District 189.....	29,025,628
Silvis School District 34	11,900,936
Joliet Public School District 86	26,774,854
Community Consolidated School Dist. 93 Carol Stream	1,554,822
Hinckley-Big Rock Community Unit School District 429.....	1,939,944
West Northfield School District 31	1,780,688
DuQuoin Community Unit School District 300.....	10,263,396
Benton Community Consolidated School District 47.....	2,464,790
Villa Park School District 45	980,545
Westchester School District 92 1/2	26,237
Big Hollow School District 38	251,812
Matteson Elementary School District 162.....	1,145,241
Central School District 104	415,622
Northbrook School District 27	1,543,711
Manteno Community Unit School District 5	2,184,621
Bradley School District 61.....	2,096,220
Bethalto Community School District 8	4,278,782
Westmont Community Unit School District 201	1,217,000
Chicago Public School (CPS) District 299.....	29,703,661

Section 85. The sum of \$100,000,000, or so much thereof as may be necessary, is appropriated from the School Infrastructure Fund to the Capital Development Board for grants to the Illinois State Board of Education for school districts for maintenance projects authorized by the School Construction Law.

Section 90. The sum of \$27,322,800, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete work at the various higher education institutions. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for such purposes.

Section 95. In addition to any amounts previously appropriated for these purposes, the following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the projects hereinafter enumerated:

LAKE LAND COLLEGE	
For renovating and expanding Student Services Building Addition	2,361,100
TRITON COLLEGE	
For renovating and expanding the Technology Building	\$10,666,100
JOLIET JUNIOR COLLEGE	
For renovation of Utilities	4,522,900
ROCL VALLEY COLLEGE	
For Construction of an Arts Instructional Center	26,711,900
ELGIN COMMUNITY COLLEGE	
For Spartan Drive Extension	2,244,800
PARKLAND COLLEGE	
For renovating and expanding the Student Services Center Addition	15,442,100
WILLIAM RAINEY HARPER COLLEGE	
For Engineering and Technology Center Renovations.....	20,336,800
REND LAKE COLLEGE	
For Art Program Addition and minor remodeling.....	451,300
LAKE LAND COLLEGE	
For Construction of a Rural Development Technology Center.....	7,524,100
COLLEGE OF DUPAGE	
For Installation of the Instructional Center Noise Abatement	1,544,600
WILLIAM RAINEY HARPER COLLEGE	
For Construction of a One Stop/Admissions and Campus/ Student Life Center.....	40,653,900
ILLINOIS VALLEY COMMUNITY COLLEGE	
Construction of a Community Technology Center	16,323,100
COLLEGE OF LAKE COUNTY	
For Construction of a Student Service Building	35,927,000
RICHLAND COMMUNITY COLLEGE	
For Renovation of the Student Success Center and Construction	

of an Addition to the Student Success Center	3,524,000
IECC – LINCOLN TRAIL COLLEGE	
For Construction of a Center For Technology	7,569,800
Total	\$195,803,500

Section 97. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the Temporary Facility Replacement Program for the projects hereinafter enumerated:

OLIVE HARVEY COLLEGE	
For Construction of a New Building	30,671,600
WAUBONSEE COMMUNITY COLLEGE	
To Replace Building "A" Temporary Building	2,615,200
IECC – OLNEY CENTRAL	
For Construction of the Collision Repair Technology Center	1,122,800
COLLEGE OF DUPAGE	
For Temporary Facilities Replacement	25,000,000
JOLIET JUNIOR COLLEGE	
For Temporary Facilities Replacement	8,815,900
ILLINOIS VALLEY COMMUNITY COLLEGE	
For Construction of a Community Technology Center	6,521,700
LINCOLN LAND COMMUNITY COLLEGE	
For Renovations to Logan Hall and Mason Hall	2,991,200
IECC – WABASH VALLEY	
For Construction of a Student Center	4,029,400
LEWIS & CLARK COMMUNITY COLLEGE	
For Construction of a Daycare and Montessori	1,663,000
For Construction of an Engineering Annex	1,536,600
PARKLAND COLLEGE	
For Construction of an Applied Technology Addition	9,180,600
COLLEGE OF LAKE COUNTY	
For Construction of a Classroom Building at the Grayslake Campus	17,569,200
IECC – LINCOLN TRAIL COLLEGE	
For Construction of an AC/Refrigeration and Sheet Metal Technology Building	1,495,500
ILLINOIS CENTRAL COLLEGE	
For Renovation and Additions to Dirksen Hall	2,633,700
MCHENRY COUNTY COLLEGE	
For Construction of a Greenhouse	671,600
For Construction of a Pumphouse	115,900
SPOON RIVER COLLEGE	
For Construction of a Multi-Purpose Building	4,027,100
WILLIAM RAINEY HARPER COLLEGE	
Ro Replace the Hospitality Facility	3,944,800
LAKE LAND COLLEGE	
For Construction of a Workforce Relocation Center	9,881,700

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Total \$134,487,500

Section 100. In addition to any amount previously appropriated, the following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for the projects hereinafter enumerated:

CHICAGO STATE UNIVERSITY	
For renovating Douglas Hall, in addition to funds previously appropriated.....	19,500,000
For Construction of an Early Childhood Development Center.....	3,000,000
For Remediation of the Convocation Building, in addition to funds previously appropriated.....	5,000,000
EASTERN ILLINOIS UNIVERSITY	
For remodeling of the HVAC in the Life Science Building and Coleman Hall.....	4,757,100
GOVERNORS STATE UNIVERSITY	
For renovation of a Teaching/Learning Complex, in addition to funds previously appropriated.....	8,000,000
For replacing roadways and sidewalks.....	2,028,000
ILLINOIS STATE UNIVERSITY	
For renovations of the Fine Arts Complex.....	54,250,100
NORTHEASTERN ILLINOIS UNIVERSITY	
For constructing an education building.....	72,977,200
NORTHERN ILLINOIS UNIVERSITY	
For renovating and expanding Stevens Building.....	22,517,600
For planning Computer Sciences Technology Center.....	2,787,400
SOUTHERN ILLINOIS UNIVERSITY - EDWARDSVILLE	
For renovating and constructing a Science Laboratory, in addition to funds previously appropriated.....	78,867,300
SOUTHERN ILLINOIS UNIVERSITY - CARBONDALE	
For constructing a Transportation Education Center, in addition to funds previously appropriated.....	56,718,792
For planning and beginning Communications Building.....	4,255,400
UNIVERSITY OF ILLINOIS - CHICAGO	
For upgrading the campus infrastructure and renovating campus buildings.....	20,800,000
UNIVERSITY OF ILLINOIS - URBANA/CHAMPAIGN	
For renovating Lincoln Hall, in addition to funds previously appropriated.....	57,304,000
For constructing a Post Harvest Crop Processing and Research Laboratory, in addition to funds previously appropriated.....	20,034,000
For constructing an Electrical and Computer Engineering Building, in addition to funds previously appropriated.....	44,520,000
UNIVERSITY OF ILLINOIS - ROCKFORD	
For constructing a National	

Rural Health Center	14,820,000
WESTERN ILLINOIS UNIVERSITY - MACOMB	
For constructing a performing arts center, in addition to funds previously appropriated	67,835,768
WESTERN ILLINOIS UNIVERSITY - QUAD CITIES	
For the renovation and construction of a Riverfront Campus, in addition to funds previously appropriated	15,863,120
ILLINOIS MATH AND SCIENCE ADADEMY	
For residence hall rehabilitation and main building addition	6,260,000
For "A" wing laboratories remodeling	<u>3,600,000</u>
Total	\$585,695,780

Section 105. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete work at the various higher education institutions. These appropriated amounts shall be in addition to any other appropriated amounts which can be expended for such purposes...\$62,677,200

Chicago State University	1,449,300
Eastern Illinois University	2,319,900
Governors State University	853,800
Illinois State University	4,596,000
Northeastern Illinois University	1,726,500
Northern Illinois University	5,215,500
Western Illinois University	3,564,900
Southern Illinois University- Carbondale	7,312,500
Southern Illinois University- Edwardsville	3,433,800
University of Illinois- Chicago	12,497,700
University of Illinois- Springfield	1,031,100
University of Illinois- Urbana/Champaign	18,676,200

Section 110. The sum of \$1,650,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Board of Trustees of Eastern Illinois University to purchase equipment to complete the renovation and expansion of the Doudna Fine Arts Center. This appropriation is in addition to funds previously appropriated.

Section 115. The sum of \$17,564,400, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Board of Trustees of Southern Illinois University for construction and equipment expenses to complete the renovation and expansion of the Morris Library. This appropriation is in addition to funds previously appropriated.

Section 120. The sum of \$300,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Board of Higher Education for grants to various private colleges and universities.

Section 125. No contract shall be entered into or obligation incurred for any expenditures from appropriations in this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 60	3,028,206,600
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ARTICLE 61
ILLINOIS EMERGENCY MANAGEMENT AGENCY

Section 5. The sum of \$25,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Illinois Emergency Management Agency for safety and security improvements at various public universities, private colleges or universities and community colleges.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 61 \$25,000,000

ARTICLE 65
CAPITAL DEVELOPMENT BOARD

Section 5. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 5 of Public Act 95-734, and Sections 5, 10 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Agriculture for the projects hereinafter enumerated:

ILLINOIS STATE FAIRGROUNDS - DUQUOIN

(From Article 37, Section 5 of Public Act 95-734)
For completing the upgrade of the electrical distribution system, in addition to funds previously appropriated 100,759
For constructing a multi-purpose building 61,710
(From Section 200 of Public Act 95-746)
For Emergency Roof Replacement 19,061

ILLINOIS STATE FAIRGROUNDS - SPRINGFIELD

(From Article 37, Section 5 of Public Act 95-734)
For renovating comfort stations, in addition to funds previously appropriated 47,650
For renovating the Emmerson Building 57,578
(From Section 5 of Public Act 95-746)
For replacement of water and sewer service to various buildings 205,475
(From Section 10 of Public Act 95-746)
For an airlock addition to Metrology (Weights and Measures) Lab 127,508
(From Section 200 of Public Act 95-746)
For Asbestos Abatement 85,000
Total \$704,741

Section 20. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 20 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SPRINGFIELD - SUPREME COURT BUILDING

(From Article 37, Section 20 of Public Act 95-734)
For renovating the HVAC system on the 3rd Floor..... 140,000
For installing humidifier and water

filtration systems.....	1,373,755
APPELLATE COURT SECOND DISTRICT - ELGIN	
For miscellaneous improvements.....	<u>60,520</u>
Total	\$1,574,275

Section 30. The following named amount, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 30 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Courts of Illinois for the projects hereinafter enumerated:

SUPREME COURT BUILDING - SPRINGFIELD	
(From Article 37, Section 30 of Public Act 95-734)	
For renovating the Library and completing HVAC, in addition to funds previously appropriated	235,000

Section 35. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 35 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Office of the Architect of the Capitol for the projects hereinafter enumerated:

CAPITOL BUILDING - SPRINGFIELD	
(From Article 37, Section 35 of Public Act 95-734)	
For equipment, remodeling and all other costs related to the maintenance, renovation or restoration of areas located in the Capitol Building.....	978,984
For all costs related to asbestos and environmental abatement in the Capitol Building.....	<u>1,801,429</u>
Total	\$2,780,413

Section 40. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made in Article 37, Section 40, of Public Act 95-734, and Sections 70, 75 and 80 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

CAPITOL BUILDING - SPRINGFIELD	
(From Article 37, Section 40 of Public Act 95-734)	
For planning and design, providing a study, historical analysis, asbestos abatement and all other costs associated with the upgrade of the HVAC system in the Capitol building	180,516
For all costs related to the planning and design of life safety and fire protection system improvements, hazardous material abatement, historical restoration and construction in the Capitol Building.....	351,680

CAPITOL COMPLEX - SPRINGFIELD	
For completing the stone restoration, in addition to funds previously appropriated.....	323,373
For demolition of 222 S. College, and landscaping of Capitol Complex in addition to funds previously appropriated	964,131
For demolition of 222 South College Building and landscaping of Capitol Complex.....	586,444

(From Section 70 of Public Act 95-746)	
To upgrade a high voltage monitoring system	275,496
DRIVER'S FACILITY WEST - CHICAGO	
(From Article 37, Section 40 of Public Act 95-734)	
For renovating the building	391,180
(From Section 80 of Public Act 95-746)	
For renovation and improvement of pedestrian traffic flow	206,761
DRIVER SERVICES FACILITIES, NORTH, SOUTH AND WEST - CHICAGO	
(From Section 75 of Public Act 95-746)	
To upgrade electrical systems	418,681
MOTOR VEHICLE SERVICES FACILITY - SPRINGFIELD	
(From Article 37, Section 40 of Public Act 95-734)	
For upgrading the fire alarm and security systems	16,809
WILLIAM G. STRATTON BUILDING - SPRINGFIELD	
For the planning, design, reconstruction, and construction to renovate or replace the Stratton Office Building, in addition to funds previously appropriated	7,379,119
Total	\$11,094,190

Section 45. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 45 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Office of the Secretary of State for the projects hereinafter enumerated:

CAPITOL COMPLEX – SPRINGFIELD	
(From Article 37, Section 45 of Public Act 95-734)	
For upgrading fire alarm systems in two buildings.....	17,992
Total	\$17,992

Section 50. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 50 of Public Act 95-734, and Sections 20, 25, 30, 150, 155, 185 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

STATEWIDE	
(From Article 37, Section 50 of Public Act 95-734)	
For renovating state owned property	2,000,000
For upgrading the building security system at the James R. Thompson Center and the State of Illinois building in addition to funds previously appropriated	655,000
(From Section 200, Public Act 95-746)	
For renovation of State-owned property at the following locations: Kenneth Hall Regional Office Building, AIG (Franklin Complex) Building, James R. Thompson Center, Sangamo Complex (IEPA), Champaign Regional Office Building (IEPA), Springfield Regional Office Building, Natural	

Resource Center (DNR) and Read - Building (Elgin Mental Health Center).....	1,847,310
OFFICE AND LAB BUILDING, CHICAGO MEDICAL CENTER	
(From Article 37, Section 50 of Public Act 95-734)	
For planning and beginning the renovation of the facility.....	474,164
JAMES R. THOMPSON CENTER - CHICAGO	
For installing an emergency generator.....	3,545,000
For rehabilitating exterior columns, in addition to funds previously appropriated.....	1,000,000
For upgrading mechanical systems, in addition to funds previously appropriated.....	27,341
MEDICAL CENTER (DCFS DISTRICT OFFICE) - CHICAGO	
For replacing roof and upgrading mechanical and electrical systems.....	321,956
ROCKFORD REGIONAL OFFICE BUILDING	
For replacing Halon and upgrading the air conditioning.....	162,614
ILLINOIS CENTER FOR REHABILITATION AND EDUCATION (WOOD) - CHICAGO	
For upgrading fire and safety systems.....	27,113
SPRINGFIELD - RESEARCH AND COLLECTION CENTER	
For expanding surplus warehouse.....	73,584
SPRINGFIELD - COMPUTER FACILITY	
For upgrading the computer room and the electrical system.....	23,421
MICHAEL A. BILANDIC BUILDING, CHICAGO	
(From Section 20 of Public Act 95-746)	
For upgrading HVAC and domestic water system.....	1,540,474
SPRINGFIELD REGIONAL OFFICE BUILDING	
(From Section 25 of Public Act 95-746)	
For emergency cooling tower replacement at 4500 S. Sixth Street Road.....	56,864
SUBURBAN NORTH REGIONAL OFFICE FACILITY, DES PLAINES	
(From Section 30 of Public Act 95-746)	
For renovating office space.....	382,716
KENNETH HALL REGIONAL OFFICE BUILDING – EAST ST. LOUIS	
(From Section 150 of Public Act 95-746)	
For design services for emergency parapet wall repairs.....	47,456
MEDICAL CENTER (EDWARDS CENTER) - CHICAGO	
(From Section 155 of Public Act 95-746)	
For medical center (Edwards Center).....	3,150,000
COLLINSVILLE REGIONAL OFFICE COMPLEX	
(From Section 185 of Public Act 95-746)	
To replace an emergency generator.....	<u>372,000</u>
Total	\$15,707,013

Section 60. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 60, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Central Management Services for the projects hereinafter enumerated:

ILLINOIS CENTER FOR REHABILITATION AND EDUCATION (ROOSEVELT) – CHICAGO	
(From Article 37, Section 60 of Public Act 95-734)	
For upgrading the kitchen and plumbing.....	185,838
JAMES R. THOMPSON CENTER - CHICAGO	

[May 20, 2009]

For rehabilitating exterior columns, in addition to funds previously appropriated.....	48,157
Total	\$233,995

Section 65. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 65 Public Act 95-734, and Sections 90, 95, 100, 105, 110, 115 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Natural Resources for the projects hereinafter enumerated:

BABE WOODYARD STATE NATURAL AREA - VERMILION COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For developing the site and associated land acquisition	244,604
BUFFALO ROCK STATE PARK – LASALLE COUNTY	
(From Section 90 of Public Act 95-746)	
For design services to replace a septic system	4,125
CARLYLE LAKE STATE PARKS	
(From Article 37, Section 65 of Public Act 95-734)	
For road and site improvements at Carlyle Lake.....	1,477,424
For infrastructure and site improvements at Carlyle Lake.....	765,485
CARLYLE STATE FISH AND WILDLIFE AREA – FAYETTE COUNTY	
(From Section 110 of Public Act 95-746)	
To replace Cox Bridge at Carlyle State Fish and Wildlife Area.....	550,000
EAGLE CREEK STATE PARK - SHELBY COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For constructing lake access boat docks at resort	248,793
FERNE CLYFFE STATE PARK - JOHNSON COUNTY	
For replacing the campground sewage treatment system	365,054
GOOSE LAKE PRAIRIE NATURAL AREA - GRUNDY COUNTY	
For replacing floating boardwalk	24,604
HENNEPIN CANAL PARKWAY STATE PARK AND ACCESS AREA	
For rehabilitating/repairing railroad bridges, in addition to funds previously appropriated	851,685
HORSESHOE LAKE CONSERVATION AREA - ALEXANDER COUNTY	
For dam rehabilitation and the State's share to implement the ecological restoration plan in cooperation with the U.S. Army Corps of Engineers, and land acquisition	842,605
I & M Canal - CHANNAHON STATE PARK - WILL COUNTY	
For improving DuPage River Spillway.....	35,035
(From Section 200 of Public Act 95-746)	
For replacing Lock 14 Bridge.....	425,000
For improving the DuPage River Spillway	930,000
ILLINOIS BEACH STATE PARK - LAKE COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For replacing sanitary sewer line.....	79,748
For replacing sanitary sewer lines	311,922
MORAIN HILLS STATE PARK – MCHENRY COUNTY	
(From Section 95 of Public Act 95-746)	
For replacing yellow-head marshy dam culverts	400,000

PERE MARQUETTE STATE PARK – JERSEY COUNTY	
(From Section 100 of Public Act 95-746)	
For design services to replace a lodge pool dehumidifier.....	63,279
(From Section 105 of Public Act 95-746)	
For emergency replacement of a sewage treatment plant.....	621,000
RED HILLS STATE PARK – LAWRENCE COUNTY	
(From Article 37, Section 65 of Public Act 95-734)	
For miscellaneous improvements.....	44,740
RESEARCH & COLLECTIONS CENTER - SPRINGFIELD	
For renovating the interior.....	17,915
ROCK CUT STATE PARK - WINNEBAGO COUNTY	
For upgrading the sewage system.....	675,104
SILOAM SPRINGS STATE PARK – ADAMS COUNTY	
For rehabilitating office/service area.....	1,119,114
STEPHEN A. FORBES STATE PARK, MARION COUNTY	
(From Section 115 of Public Act 95-746)	
For design services to replace dump and fish cleaning stations.....	44,584
WORLD SHOOTING COMPLEX – SPARTA	
(From Article 37, Section 65 of Public Act 95-734)	
For construction of the World Shooting Complex in Sparta.....	57,580
SPRINGFIELD	
For constructing an office building and interpretive center.....	166,153
WHITE PINES FOREST STATE PARK - OGLE COUNTY	
For completing the replacement of the sewer system, in addition to funds previously appropriated.....	11,557
WILDLIFE PRAIRIE PARK	
For rehabilitating the sewage treatment plant.....	767,500
(From Section 200 of Public Act 95-746)	
For upgrading sewage treatment plant.....	1,032,000
STATEWIDE	
(From Article 37, Section 65 of Public Act 95-734)	
For replacing/repairing the roofing systems at the following locations at the approximate cost set forth below.....	245,000
Clinton Lake Recreational Area - DeWitt County.....	65,000
Ferne Clyffe State Park- Johnson County.....	20,000
Hennepin Canal Parkway State Park.....	26,000
Lake Le-Aqua-Na State Park- Stephenson County.....	39,000
Mermet Lake Conservation Area- Massac County.....	95,000
For replacing/repairing the roofing systems at the following locations at the approximate costs set forth below.....	115,267
Starved Rock State Park & Lodge-LaSalle County.....	4,726
Kaskaskia River Fish & Wildlife Area-Randolph County.....	19,500
Pyramid State Park-	

Perry County	4,109
Region V Office (Benton)	
Franklin County	86,932
For rehabilitating dams and bridges	120,754
For constructing, replacing and renovating lodges and concession buildings.....	1,488,014
For replacing roofs at the following locations, at the approximate cost set forth below	134,931
Shabbona Lake State Park 40,850	
Hennepin Canal Parkway State Park	15,750
Randolph Fish & Wildlife Area	32,271
Dixon Springs State Park	46,060
For replacing and constructing vault toilets at the following locations, at the approximate cost set forth below.....	167,772
Hennepin Canal Parkway State Trail.....	167,772
For rehabilitating dams at the following locations, at the approximate cost set forth below.....	450,002
Rock Cut State Park.....	450,002
For replacing roofs at the following locations, at the approximate cost set forth below	206,925
Southern IL Arts & Crafts Center.....	412
Frank Holten State Park.....	412
DNR Geological Survey- Champaign.....	413
Sangchris Lake State Park	5,291
Illini State Park	1,692
Shelbyville Fish & Wildlife Area	79,480
Trail of Tears State Forest	3,685
Sanganois Conservation Area.....	413
Rice Lake State Park.....	28,090
Hidden Spring State Park	53,740
Siloam Springs State Park	2,417
Mississippi Palisades State Park	30,880
For replacing vault toilets at the following locations, at the approximate cost set forth below.....	285,813
Anderson Lake Conservation Area - Fulton/Schuyler Counties	71,453
Giant City State Park - Jackson/Union Counties	71,453
Randolph County Conservation Area	71,453
Silver Springs State Park - Kendall County.....	71,454
For constructing hazardous material storage	

buildings.....	9,935
For constructing vault toilets at the following locations at the approximate cost set forth below:.....	137,897
Apple River Canyon State Park.....	19,699
Des Plaines Conservation Area.....	19,700
Kankakee River State Park.....	19,700
Lake Le-Aqua-Na State Park.....	19,699
Marshall County Conservation Area.....	19,700
Morrison-Rockwood State Park.....	19,699
Rice Lake Conservation Area.....	19,700
For planning, construction, reconstruction, land acquisition and related costs, utilities, site improvements, and all other expenses necessary for various capital improvements at parks, conservation areas, and other facilities under the jurisdiction of the Department of Natural Resources.....	581,794
Total	\$16,120,714

Section 75. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 75 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Natural Resources for the project hereinafter enumerated:

GOOSE LAKE PRAIRIE NATURAL AREA - GRUNDY COUNTY

(From Article 37, Section 75 of Public Act 95-734)

For rehabilitating visitor's center

Exterior	23,345
Total	\$23,345

Section 80. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 80 of Public Act 95-734, and Sections 35, 40, 45, 50, 135, 140, 145, 175, 180 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

CENTRALIA CORRECTIONAL CENTER

(From Article 37, Section 80 of Public Act 95-734)

For replacing the cooling tower.....	201,948
(From Section 180 of Public Act 95-746)	
To upgrade a sewage treatment plant.....	453,000

DIXON CORRECTIONAL CENTER

(From Article 37, Section 80 of Public Act 95-734)

For planning the upgrade and expansion of the medical care facility	24,127
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DWIGHT CORRECTIONAL CENTER

For renovating Housing Unit C8, in addition to funds previously appropriated

270,000	
For renovating buildings, in addition to funds previously appropriated.....	274,847
For renovation of buildings.....	30,261
(From Section 35 of Public Act 95-746)	
For repair and replacement of roofing system	52,463

EAST MOLINE CORRECTIONAL CENTER

(From Article 37, Section 80 of Public Act 95-734)

For upgrading the roofing system.....	675,879
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For replacing windows, in addition to funds previously appropriated	42,450
GRAHAM CORRECTIONAL CENTER	
For upgrading the cooling tower	10,015
For upgrading the mechanical system	35,990
For planning the upgrade of building automation system and fire alarm system	21,170
HARDIN COUNTY WORK CAMP	
(From Section 145, Public Act 95-746)	
To upgrade a sewage treatment plant	342,929
(From Section 200, Public Act 95-746)	
For emergency kitchen repairs	177,000
HOPKINS PARK	
(From Article 37, Section 80 of Public Act 95-734)	
For infrastructure improvements in connection with the Hopkins Park Correctional Center	5,858,444
ILLINOIS RIVER CORRECTIONAL CENTER – CANTON	
(From Section 135, Public Act 95-746)	
For design services to replace a domestic hot water heater	41,606
ILLINOIS YOUTH CENTER - HARRISBURG	
(From Article 37, Section 80 of Public Act 95-734)	
For constructing a multi-purpose medical, vocational and confinement building	375,000
For utility upgrade, including gas and sewer	4,695,721
ILLINOIS YOUTH CENTER - RUSHVILLE	
For planning, design, construction, equipment and all other necessary costs to add a cellhouse	2,282,202
ILLINOIS YOUTH CENTER - ST. CHARLES	
For constructing an R & C building and other improvements	1,957,557
LAWRENCE COUNTY CORRECTIONAL CENTER - LAWRENCEVILLE	
For constructing two cellhouses, in addition to funds previously appropriated	9,915
LINCOLN CORRECTIONAL CENTER	
For replacing doors and locks	31,592
LOGAN CORRECTIONAL CENTER	
For planning and beginning the upgrade of the power plant	321,186
For renovating the electrical distribution system	159,995
For constructing a medical building and dietary building	2,019,174
(From Section 175, Public Act 95-746)	
To upgrade a power plant at Logan Correctional Center	5,737,445
MENARD CORRECTIONAL CENTER - CHESTER	
(From Article 37, Section 80 of Public Act 95-734)	
For replacing the administration building, in addition to funds previously appropriated	11,626,369
For replacing the Administration Building	310,244
For replacing toilets and waste lines at E/W Cellhouse and upgrade North Cellhouse plumbing	364,351

For renovation or replacement of the Old Hospital Building, in addition to funds previously appropriated	48,064
For planning and construction of the Administration Building	513,777
PONTIAC CORRECTIONAL CENTER	
For replacing doors and frames	1,620,000
SHAWNEE CORRECTIONAL CENTER	
For replacing the emergency generator	44,867
SHERIDAN CORRECTIONAL CENTER	
(From Section 40 of Public Act 95-746)	
For replacement of roofing system	100,939
STATEVILLE CORRECTIONAL CENTER - JOLIET	
(From Article 37, Section 80 of Public Act 95-734)	
For replacing doors and locks	580,000
For replacing windows in B House	126,480
For replacing power plant and utility distribution system	17,454
For upgrading electrical system and elevator and installing HVAC system	393,750
TAYLORVILLE CORRECTIONAL CENTER	
(From Section 140 of Public Act 95-746)	
For design services to replace operators and main gates	27,195
VANDALIA CORRECTIONAL CENTER	
(From Article 37, Section 80 of Public Act 95-734)	
For constructing a multi-purpose program building	90,656
For converting Administration Building and planning construction of an Administration/ Health Care Unit	308,406
(From Section 45 of Public Act 95-746)	
For replacement of roofing system	267,256
(From Article 37, Section 80 of Public Act 95-734)	
VIENNA CORRECTIONAL CENTER	
For replacing the cooler and freezer	356,663
For upgrading the power plant	707,109
For upgrading the HVAC system and replacing water lines in six housing units	423,601
(From Section 50 of Public Act 95-746)	
For emergency roof replacement on various buildings	330,679
(From Article 37, Section 80 of Public Act 95-734)	
STATEWIDE	
For all costs associated with a timekeeping and payroll system	10,000,000
For upgrading roofing systems at the following locations at the approximate costs set forth below	94,315
Hardin County Work Camp	8,808
Illinois Youth Center Joliet	44,151
Pontiac Correctional Center	41,356
For replacing doors and locks at the following locations at the approximate costs set forth below	1,113,137
Dixon Correctional Center	1,081,626
Vienna Correctional Center	35,511
For upgrading showers at the following locations at the approximate	

cost set forth below	258,708
Hill Correctional Center.....	258,708
For upgrading water towers at the following locations at the approximate cost set forth below	1,651,849
Dixon Correctional Center.....	413,466
Illinois Youth Center - St. Charles.....	1,228,853
Illinois Youth Center - Valley View.....	9,530
For planning, design, construction, equipment and all other necessary costs for a maximum security facility.....	77,469,151
For planning a medium security facility and land acquisition	2,629,428
For replacing roofing systems at the following locations at the approximate cost set forth below	154,609
Menard Correctional Center.....	6,194
Vienna Correctional Center.....	81,100
Illinois Youth Center - Harrisburg.....	4,138
Pontiac Correctional Center.....	10
Illinois Youth Center - Joliet.....	63,167
For replacing or upgrading security and monitoring systems at the following locations at the approximate cost set forth below	278,707
Vienna Correctional Center.....	250,000
Pontiac Correctional Center.....	0
Joliet Correctional Center.....	28,707
For planning and replacing windows at the following locations at the approximate cost set forth below	2,226,942
Vienna Correctional Center.....	1,780,000
Sheridan Correctional Center.....	314,454
Illinois Youth Center - Valley View.....	8,310
Illinois Youth Center - Joliet.....	74,875
Dixon Correctional Center.....	46,073
Shawnee Correctional Center.....	3,230
For replacing security fencing at the following locations at the approximate cost set forth below	306,251
Hill Correctional Center.....	3,547
Western IL Correctional Center.....	31,427
Joliet Correctional	

Center.....	49,119
Logan Correctional Center.....	172,369
Dixon Correctional Center.....	8,752
Shawnee Correctional Center.....	5,269
Graham Correctional Center.....	24,369
Danville Correctional Center.....	11,399
For planning, design, construction, equipment and all other necessary costs for a female multi-security level correctional center.....	55,938,782
For replacing roofing systems at the following locations at the approximate cost set forth below	189,284
Vienna Correctional Center.....	150,261
Sheridan Correctional Center.....	17,785
Western Illinois Correctional Center - Mt. Sterling.....	21,238
For upgrading fire and safety systems at the following locations at the approximate costs set forth below, in addition to funds previously appropriated	<u>2,018,041</u>
Menard Correctional Center - Chester	1,835,344
Sheridan Correctional Center.....	110,620
Vienna Correctional Center.....	72,077
Total	\$198,688,980

Section 85. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purpose in Article 37, Section 85, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Corrections for the projects hereinafter enumerated:

BIG MUDDY CORRECTIONAL FACILITY	
(From Article 37, Section 85 of Public Act 95-734)	
For replacing door locking controls and intercom systems.....	2,312,558
STATEVILLE CORRECTIONAL CENTER	
For installing fire alarm systems	<u>1,600,000</u>
Total	\$3,912,558

Section 90. The sum of \$336,056, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 90 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Emergency Management Agency for costs associated with a new State Emergency Operations Center.

Section 95. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 95 of Public Act 95-734, and Sections 60, 65, 120, 125, 130 and 170 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Historic Preservation Agency for the projects hereinafter enumerated:

BISHOP HILL HISTORIC SITE - HENRY COUNTY

(From Article 37, Section 95 of Public Act 95-734)

For restoring interior and exterior	6,555
BLACK HAWS STATE HISTORIC SITE – ROCK ISLAND	
(From Section 60 of Public Act 95-746)	
For renovating a retaining wall and two shelters	250,292
CAHOKIA MOUNDS HISTORIC SITE - COLLINSVILLE	
(From Article 37, Section 95 of Public Act 95-734)	
For replacement of Monk's Mounds stairs	211,080
For restoration of Monk's Mound	631,531
For purchasing private land within historic site boundary	189,979
(From Section 65, Public Act 95-746)	
To create a new entrance around existing bronze artwork doors	166,782
DANA THOMAS HOUSE STATE HISTORIC SITE	
(From Section 120, Public Act 95-746)	
To rehabilitate the interior and exterior at Dana Thomas House State Historic Site	3,100,000
DAVID DAVIS HOME	
(From Article 37, Section 95 of Public Act 95-734)	
To acquire a residence to be converted to a Visitors Center	7,962
(From Article 125, Public Act 95-746)	
For design services for emergency roof repairs	4,450
JARROT MANSION STATE HISTORICAL SITE	
(From Article 37, Section 95 of Public Act 95-734)	
For restoring the mansion, site improvements and land acquisition, in addition to funds previously appropriated	1,447,021
LINCOLN-HERNDON LAW OFFICES STATE HISTORIC SITE	
(From Article 170, Public Act 95-746)	
For emergency roof repairs at law offices	25,200
LINCOLN LOG CABIN STATE HISTORIC SITE, COLES COUNTY	
(From Article 130, Public Act 95-746)	
To replace a sewer system at Historic Site	280,000
(From Article 37, Section 95 of Public Act 95-734)	
LINCOLN'S TOMB/VIETNAM MEMORIAL - SPRINGFIELD	
For rehabilitating site and providing irrigation system	121,100
LINCOLN'S NEW SALEM HISTORIC SITE - MENARD COUNTY	
For providing electrical at campgrounds	110,444
LINCOLN PRESIDENTIAL CENTER - SPRINGFIELD	
For constructing library and museum complex, in addition to funds previously appropriated	2,645,514
For constructing a Lincoln Presidential Library	4,337
OLD STATE CAPITOL - SPRINGFIELD	
For repairing elevators	387,464
UNION STATION - SPRINGFIELD	
For purchasing and rehabilitating	21,721
STATEWIDE	
For statewide ISTE A 21 Match	593,070
For matching ISTE A federal grant funds	143,310
Total	\$10,347,812

Section 105. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made

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in Article 37, Section 105, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Historic Preservation Agency for the projects hereinafter enumerated:

MT. PULASKI COURTHOUSE HISTORIC SITE - LOGAN COUNTY

(From Article 37, Section 105 of Public Act 95-734)

For rehabilitating interior & exterior..... 24,118

PULLMAN HISTORIC SITE

For all costs associated with the

stabilization and restoration of the

Pullman Historic Site..... 1,273,991

Total..... \$1,298,109

Section 110. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 110 of Public Act 95-734, and Sections 160, 165 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Human Services for the projects hereinafter enumerated:

ALTON MENTAL HEALTH CENTER - MADISON COUNTY

(From Article 37, Section 110 of Public Act 95-734)

For renovating the Forensic Complex and
constructing two building additions, in
addition to funds previously appropriated..... 3,900,000

For constructing two building additions
at the Forensic Complex..... 6,780,876

For rehabilitation of the central dietary..... 9,179

CHESTER MENTAL HEALTH CENTER

For completing the replacement of
smoke and heat detectors, in addition
to funds previously appropriated..... 440,000

For upgrading HVAC systems..... 144,664

For replacing smoke/heat detectors..... 65,032

CHICAGO-READ MENTAL HEALTH CENTER - CHICAGO

For rehabbing absorbers, controls
and valves..... 86,160

(From Section 160 of Public Act 95-746)

For design services to renovate Unit
J-East for forensic use..... 47,560

CHOATE MENTAL HEALTH AND DEVELOPMENTAL CENTER - ANNA

(From Article 37, Section 110 of Public Act 95-734)

For renovating Sycamore Hall..... 94,930

(From Section 200 of Public Act 95-746)

For renovating Sycamore..... 4,385,000

For emergency boiler control replacement..... 20,569

ELGIN MENTAL HEALTH CENTER - KANE COUNTY

(From Article 37, Section 110 of Public Act 95-734)

For replacing power plant and engineering
building..... 7,742,663

For renovating the central dietary
and kitchen..... 3,704,073

For construction of roads, parking lots
and street lights..... 133,664

(From Section 165 of Public Act 95-746)

For design services to convert Reed Building
for office space..... 148,524

FOX DEVELOPMENTAL CENTER - DWIGHT

(From Article 37, Section 110 of Public Act 95-734)

For replacing and repairing interior doors,
flooring and walls, in addition to funds

previously appropriated	249,122
For planning and beginning replacement of interior doors and flooring and repairing walls in the Main and Administration Buildings	35,888
HOWE DEVELOPMENTAL CENTER - TINLEY PARK	
For completing upgrade of tunnels, Phase II, in addition to funds previously appropriated	366,920
For renovating residences, in addition to funds previously appropriated	99,182
ILLINOIS SCHOOL FOR THE DEAF - JACKSONVILLE	
For renovating the High School Building Phase II	169,442
For renovating High School Building	96,859
ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE	
For renovating auditorium, classroom and administration buildings	2,103,306
For renovating classrooms in Building 17	1,250,724
For renovations to the powerhouse, boilers and associated coal and ash equipment	400,000
(From Section 200 of Public Act 95-746)	
For renovating the power house	2,088,000
JACKSONVILLE DEVELOPMENTAL CENTER - MORGAN COUNTY	
(From Article 37, Section 110 of Public Act 95-734)	
For planning and beginning the renovation of the power house	37,892
KILEY DEVELOPMENTAL CENTER - WAUKEGAN	
For converting the facility to natural gas, in addition to funds previously appropriated	112,391
For renovating homes, Phase II, in addition to funds previously appropriated	77,343
LINCOLN DEVELOPMENTAL CENTER - LOGAN	
For various capital improvements, including planning and construction of four ten-bed transitional or residential homes	582,596
LUDEMAN DEVELOPMENTAL CENTER - PARK FOREST	
For upgrading the electrical panel	338,114
For repairing and replacing furnaces and duct work, in addition to funds previously appropriated	141,615
For renovating residential and neighborhood homes, in addition to funds previously appropriated	46,810
For replacing plumbing, HVAC and boiler systems	629,184
For renovation of residential buildings, in addition to funds previously appropriated	74,252
MABLEY DEVELOPMENTAL CENTER - DIXON	
For replacing mechanicals and upgrading the fire alarm systems	71,348
MADDEN MENTAL HEALTH CENTER - HINES	
For renovating pavilions and administration building for safety/	

security, in addition to funds previously appropriated	621,882
For renovating dietary	729,885
For renovation of pavilions, in addition to funds previously appropriated	60,833
MURRAY DEVELOPMENTAL CENTER - CENTRALIA	
For completing the renovation of the boiler house, in addition to funds previously appropriated	2,991,120
SHAPIRO DEVELOPMENTAL CENTER - KANKAKEE	
For replacing the sewer system in south campus.....	2,056,004
For planning and beginning renovation of dietary	203,263
For work necessary to remedy fire damper deficiencies	118,922
For replacing water mains and valves, in addition to funds previously appropriated	210,015
SINGER MENTAL HEALTH CENTER - ROCKFORD	
For upgrading fire alarm systems	47,651
For renovating dietary and stores	55,334
For renovating mechanicals and residential areas.....	691,943
TINLEY PARK MENTAL HEALTH CENTER – COOK COUNTY	
For completing the upgrade of fire and life/safety issues in Oak Hall, in addition to funds previously appropriated	600,000
STATEWIDE	
For replacing roofing systems at the following locations, at the approximate costs set forth below	244,866
Chicago-Read Mental Health Center - Cook County.....	148,645
Fox Developmental Center - Dwight	11,932
Kiley Developmental Center - Waukegan	84,289
For replacing and repairing roofing systems at the following locations, at the approximate cost set forth below.....	398,899
Alton Mental Health Center - Madison.....	66,483
Shapiro Developmental Center - Kankakee.....	66,483
Ludeman Developmental Center - Park Forest	66,483
Madden Mental Health Center - Hines	66,483
Murray Developmental Center - Centralia	66,483
Kiley Developmental Center - Waukegan	66,484
For replacing and repairing roofing systems at the following locations, at the approximate cost set forth below.....	782,838
Chicago-Read Mental Health	

Center.....	166,314
Howe Developmental Center - Tinley Park	562,126
Shapiro Developmental Center - Kankakee	39,730
Illinois School for the Deaf - Jacksonville	12,087
Kiley Developmental Center - Waukegan	2,581
For repairing or replacing roofs at the following locations, at the approximate cost set forth below.....	303,219
Illinois School for the Visually Impaired - Jacksonville	38,368
Jacksonville Developmental Center - Morgan County.....	60,000
Lincoln Developmental Center - Logan County	2,039
Murray Developmental Center - Centralia.....	86,136
Shapiro Developmental Center - Kankakee	116,676
For replacing and repairing roofing systems at the following locations at the approximate cost set forth below	241,386
Chicago-Read Mental Health Center	3,763
Tinley Park Mental Health Center	12,974
Illinois School for the Visually Impaired - Jacksonville.....	19,414
Shapiro Developmental Center - Kankakee	25,955
Kiley Developmental Center - Waukegan	3
Ludeman Developmental Center - Park Forest	179,277
For replacement of roofing systems at the following locations at the approximate costs set forth below:	118,670
Lincoln Development Center	29,667
Murray Developmental Center.....	29,668
Elgin Developmental Center	29,667
Shapiro Developmental Center	29,667
Total	\$47,150,612

Section 115. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 115 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Human Services for the projects hereinafter enumerated:

ILLINOIS SCHOOL FOR THE VISUALLY IMPAIRED - JACKSONVILLE	
(From Article 37, Section 115 of Public Act 95-734)	
For renovations to the powerhouse, boilers and associated coal and ash equipment.....	157,269
Total	\$157,269

Section 125. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made

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for such purposes in Article 37, Section 125 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Human Services for the project hereinafter enumerated:

ILLINOIS SCHOOL FOR THE DEAF – JACKSONVILLE	
(From Article 37, Section 125 of Public Act 95-734)	
For replacing dorm doors	1,945,671
JACKSONVILLE DEVELOPMENTAL CENTER – MORGAN	
For upgrading the mechanicals in the power plant, in addition to funds previously appropriated	45,582
SINGER MENTAL HEALTH CENTER	
For repair and/or replacement of roofs.....	61,150
FOX DEVELOPMENTAL CENTER - DWIGHT	
For renovating the water treatment plant	<u>678,331</u>
Total	<u>\$2,730,734</u>

Section 130. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriation and reappropriations heretofore made in Article 37, Section 130 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Medical District Commission for the projects hereinafter enumerated:

ILLINOIS MEDICAL DISTRICT COMMISSION - CHICAGO	
(From Article 37, Section 130 of Public Act 95-734)	
For upgrading utility and infrastructure, in addition to funds previously appropriated	412,685
For upgrading core utilities.....	126,364
For upgrading research center	346,714
For constructing a Lab and Research Biotech Grad Facility.....	<u>29,494</u>
Total	<u>\$915,257</u>

Section 140. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 140 of Public Act 95-734, as amended, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Military Affairs for the projects hereinafter enumerated:

BLOOMINGTON ARMORY - McLEAN COUNTY	
(From Article 37, Section 140 of Public Act 95-734)	
For rehabilitating the mechanical/electrical systems and renovating the interior	2,720,825
CAMP LINCOLN - SPRINGFIELD	
For construction of a military academy facility	153,719
ELGIN ARMORY - KANE COUNTY	
For upgrading the interior and exterior	757,368
MACOMB ARMORY - McDONOUGH	
For completing the mechanical/electrical systems upgrade, renovating the interior, and installing a kitchen, in addition to funds previously appropriated	2,484,125
For replacing the mechanical and electrical systems and installing a kitchen	678,666
NORTH RIVERSIDE ARMORY	
For rehabilitating the interior and exterior	14,648
NORTHWEST ARMORY - CHICAGO	
For upgrading the electrical system.....	2,815,000
For replacing the mechanical systems.....	46,187

SYCAMORE ARMORY

For replacing the electrical system, renovating the interior and installing air conditioning	<u>22,310</u>
Total	\$9,692,848

Section 145. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 145, of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Military Affairs for the projects hereinafter enumerated:

LAWRENCEVILLE ARMORY

(From Article 37, Section 145 of Public Act 95-734)

For rehabilitating the exterior and replacing roofing systems	<u>176,837</u>
Total	\$176,837

Section 150. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 150 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Revenue for the projects hereinafter enumerated:

WILLARD ICE BUILDING - SPRINGFIELD

(From Article 37, Section 150 of Public Act 95-734)

For completing the upgrade of building management controls, in addition to funds previously appropriated	400,000
For replacing the dock exhaust system	172,722
For upgrading building management controls	3,495,466
For upgrading the plumbing system	908,359
For renovating the interior and upgrading HVAC	<u>2,847,517</u>
Total	\$7,824,064

Section 160. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 160 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Revenue for the project hereinafter enumerated:

WILLARD ICE BUILDING – SPRINGFIELD

(From Article 37, Section 160 of Public Act 95-734)

For completing the upgrade of the Plumbing System	<u>600,000</u>
Total	\$600,000

Section 165. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 165 of Public Act 95-734, and Sections 55, 190 and 195 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of State Police for the projects hereinafter enumerated:

EFFINGHAM DISTRICT 12

(From Section 55 of Public Act 95-746)

For Effingham District 12 Firing Range	433,535
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CHICAGO FORENSIC LABORATORY

(From Article 37, Section 165 of Public Act 95-734)

For planning and beginning the

construction of an addition to the Chicago Forensic Laboratory	1,129,393
DISTRICT 13 HEADQUARTERS - DuQUOIN	
For constructing a district 13 headquarters	6,951
(From Section 195 of Public Act 95-746)	
To upgrade a firing range	563,636
SPRINGFIELD ARMORY	
(From Article 37, Section 165 of Public Act 95-734)	
For planning and design of the rehabilitation and site improvements of the Springfield Armory, in addition to funds previously appropriated	352,523
STATE POLICE TRAINING ACADEMY - SPRINGFIELD	
For planning and beginning the construction of an addition to the CODIS Laboratory.....	277,750
ULLIN DISTRICT 22	
(From Section 190 of Public Act 95-746)	
For emergency roof and interior and exterior repairs	78,268
STATEWIDE	
(From Article 37, Section 165 of Public Act 95-734)	
For replacing communications towers equipment and tower buildings.....	539,398
For replacing radio communication towers, equipment buildings and installing emergency power generators at the following locations at the approximate costs set forth below	250,000
Harlem & Irving – Cook County.....	62,500
Savanna – Carroll County.....	62,500
Fairfield – Wayne County	62,500
Niota – Hancock County	62,500
Total	\$3,631,454

Section 175. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 175 of Public Act 95-734, and Section 85 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the Department of Veterans' Affairs for the projects hereinafter enumerated:

MANTENO VETERANS' HOME - KANKAKEE COUNTY	
(From Article 37, Section 175 of Public Act 95-734)	
For replacing air conditioner chillers	1,094,873
For replacing condensing units.....	122,241
For upgrading or construction of roads and parking lots.....	28,785
For planning and constructing additional storage and support areas.....	73,248
For upgrading storm sewer.....	97,768
QUINCY VETERANS' HOME - ADAMS COUNTY	
For constructing a bus and ambulance garage	849,073
For improvements to various buildings and replacement of Fletcher Building to meet licensure standards.....	2,286,031
(From Section 85 of Public Act 95-746)	

To replace a chimney stack and ash handling system	2,300,000
Total	\$6,852,019

Section 185. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 185 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Department of Veterans' Affairs for the project hereinafter enumerated:

MANTENO VETERANS HOME

(From Article 37, Section 185 of Public Act 95-734)

For completing the upgrade of emergency generators	8,555
Total	\$8,555

Section 190. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made for such purposes in Article 37, Section 190 of Public Act 95-734, and Sections 15 and 200 of Public Act 95-746, are reappropriated from the Capital Development Fund to the Capital Development Board for the projects hereinafter enumerated:

CHICAGO

(From Article 37, Section 190 of Public Act 95-734)

For expanding and renovating the Bio-Safety 3 Laboratory for the Department of Public Health	832,114
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ATTORNEY GENERAL BUILDING - SPRINGFIELD

(From Section 15 of Public Act 95-746)

For upgrading the snow melt system at the Attorney General Building	104,000
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(From Article 37, Section 190 of Public Act 95-734)

For upgrading environmental equipment and HVAC, in addition to funds previously appropriated - Archives Building	35,833
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STATEWIDE

For improving energy efficiency	82,228
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(From Section 200 of Public Act 95-746)

For Emergency Repairs and Hazardous Material Abatement at State-Owned Facilities, State Universities, and Community Colleges	14,351,747
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(From Article 37, Section 190 of Public Act 95-734)

For the purposes of capital planning and condition assessment and analysis of State capital facilities, to be expended only upon the direction of the Director of the Bureau of the Budget	189,167
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For abating hazardous materials	67,658
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For retrofitting or upgrading mechanized refrigeration equipment (CFCs)	650,000
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For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act (ADA)	44,004
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For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act (ADA)	200,755
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For abating hazardous materials	7,284
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For retrofitting or upgrading mechanized refrigeration equipment (CFCs)	3,866,523
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For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	986,432
For abating hazardous materials.....	36,455
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	2,207,568
For upgrading and remediating aboveground and underground storage tanks.....	1,540,497
For retrofitting or upgrading mechanized refrigeration equipment (CFCs).....	423,603
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	115,979
For abatement of hazardous materials.....	2,015
For upgrading/retrofitting mechanized refrigeration equipment (CFCs).....	47,547
For surveys and modifications to buildings to meet requirements of the federal Americans with Disabilities Act.....	136,536
For demolition of buildings.....	74,066
For retrofitting/upgrading mechanical refrigeration equipment.....	30,551
For the planning, upgrade and replacement of potentially hazardous underground storage tanks.....	8,979
Total	\$26,041,541

Section 195. The amount of \$478,102, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 195 of Public Act 95-734, is reappropriated from the Asbestos Abatement Fund to the Capital Development Board for surveying and abating asbestos-containing materials statewide.

Section 200. The amount of \$807,093, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 200 of Public Act 95-734, is reappropriated from the Asbestos Abatement Fund to the Capital Development Board for asbestos surveys and emergency abatement in relation to asbestos abatement in state governmental buildings or higher education residential and auxiliary enterprise buildings.

Section 210. The following named amount or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 210 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for the State Board of Education for the projects hereinafter enumerated:

STATEWIDE

(From Article 37, Section 210 of Public Act 95-734)

Grants for facility construction.....	2,724,785
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Section 215. The sum of \$7,404,907, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 215 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 220. The sum of \$3,535,520, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 220 Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 225. The sum of \$1,872,926, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 225 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 230. The sum of \$145,888, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 230 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for school construction grants pursuant to the School Construction Law, in addition to amounts previously appropriated for such purposes.

Section 245. The sum of \$18,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 245 of Public Act 95-734, is reappropriated from the School Construction Fund to the Capital Development Board for grants to school districts for school improvement projects authorized by the School Construction Law.

Section 270. The sum of \$475,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 270 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for water resource management projects as authorized by subsection (g) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 275. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 275 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for the projects hereinafter enumerated:

CITY COLLEGES OF CHICAGO	
(From Article 37, Section 275 of Public Act 95-734)	
For various bondable capital improvements	570,171
CITY COLLEGES OF CHICAGO/KENNEDY KING	
For remodeling for Workforce Preparation	
Centers	3,575,930
For remodeling for a culinary arts educational facility.....	10,875,000
CITY COLLEGES OF CHICAGO - MALCOLM X COLLEGE	
For remodeling the Allied Health program facilities	4,304,223
COLLEGE OF DUPAGE	
For upgrading the Instructional Center heating, ventilating and air conditioning systems	90,937
COLLEGE OF LAKE COUNTY	
For planning and beginning construction of a technology building - Phase 1	7,364
KANKAKEE COMMUNITY COLLEGE	
For constructing a laboratory/classroom facility	244,893
LAKELAND COLLEGE	
Student Services Building addition	6,498,007
MCHENRY COUNTY COLLEGE	
For constructing classrooms and a student services building and remodeling space, in addition to funds previously	

appropriated	473,076
MORAIN VALLEY COMMUNITY COLLEGE - PALOS HILLS	
For constructing a classroom/administration building, providing site improvements and purchasing equipment, in addition to funds previously appropriated	41,635
PRAIRIE STATE COLLEGE - CHICAGO HEIGHTS	
For constructing an addition to the Adult Training/Outreach Center, in addition to funds previously appropriated	811,858
SOUTH SUBURBAN COLLEGE	
For improving flood retention	437,000
TRITON COMMUNITY COLLEGE - RIVER GROVE	
For rehabilitating the Liberal Arts Building.....	1,536,546
For rehabilitating the potable water distribution system.....	70,146
STATEWIDE	
For the Illinois Community College Board miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community Colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for this purpose.....	1,483,480
STATEWIDE	
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.....	4,948,041
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.....	3,683,848
STATEWIDE - CONSTRUCTION DEFECTS	
For planning, construction and renovation to correct defectively designed or constructed community college facilities, provided that monies recovered based upon claims arising out of such defective design or construction shall be paid to the state as required by Section 105.12 of the Public Community College Act as reimbursement for monies expended pursuant to this appropriation.....	36,622
Total	\$39,688,777

Section 280. The amount of \$400,281, or so much thereof as may be necessary, and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 280 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for grants to community colleges repair, renovation, and miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, costs of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 285. The sum of \$1,328,332, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 285 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 290. The sum of \$1,665,864, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 290 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 295. The sum of \$2,556,705, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 295 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 300. The sum of \$668,166, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 300 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Community College Board for grants to community colleges for miscellaneous capital improvements including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 305. The sum of \$13,568, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 305 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for miscellaneous capital improvements at various educational facilities statewide, in addition to funds previously appropriated.

Section 310. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made for such purposes in Article 37, Section 310 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for

the projects hereinafter enumerated:

ILLINOIS MATHEMATICS AND SCIENCE ACADEMY - AURORA

(From Article 37, Section 310 of Public Act 95-734)

To plan and begin construction of a
 space for the delivery of teacher
 training and development and student
 enrichment programs

Section 315. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 315 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

STATEWIDE

(From Article 37, Section 315 of Public Act 95-734)

For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	17,586,358
Chicago State University	322,100
Eastern Illinois University	515,500
Governors State University	2,533
Illinois State University	984,871
Northeastern Illinois University	383,700
Northern Illinois University	1,159,000
Western Illinois University	219,551
Southern Illinois University - Carbondale	801,859
Southern Illinois University - Edwardsville	763,100
University of Illinois - Chicago	2,777,300
University of Illinois - Springfield	227,400
University of Illinois - Urbana/Champaign	4,131,963
Illinois Community College Board	5,297,481
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	15,675,018
Chicago State University	260,819
Eastern Illinois University	515,500
Governors State University	1,001
Illinois State University	111,197
Northeastern Illinois University	383,700
Northern Illinois University	1,159,000

Southern Illinois University - Carbondale	31,277
Southern Illinois University - Edwardsville	712
University of Illinois - Chicago	2,777,300
University of Illinois - Springfield	212,512
University of Illinois - Urbana/Champaign	4,150,300
Illinois Community College Board	6,071,700
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	4,197,338
Chicago State University	30,849
Eastern Illinois University	515,500
Illinois State University	1,007
Northern Illinois University	573,953
Western Illinois University	138,442
Southern Illinois University - Carbondale	131,311
University of Illinois - Chicago	2,049,066
University of Illinois - Springfield	209,126
University of Illinois - Urbana/Champaign	548,084
For miscellaneous capital improvements, including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	2,824,140
Eastern Illinois University	477,768
Illinois State University	106,016
Northern Illinois University	1,207,568
Southern Illinois University - Carbondale	71,189
University of Illinois - Chicago	245,200
University of Illinois - Urbana/Champaign	716,399
For miscellaneous capital improvements including construction, reconstruction remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all	

other expenses required to complete the work at the various universities set forth below. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes	1,758,682
Chicago State University	124,987
Eastern Illinois University	42,140
Northeastern Illinois University	32,560
Northern Illinois University	690,260
Western Illinois University	12,865
University of Illinois - Champaign/Urbana Campus	855,870
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	788,859
For Eastern Illinois University	261,412
For Northeastern Illinois University	3,449
For Northern Illinois University	58,820
For University of Illinois - Urbana-Champaign	465,178
For miscellaneous capital improvements, including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	235,399
For Northern Illinois University	151,292
For Southern Illinois University - Carbondale	22,188
For Southern Illinois University - Edwardsville	11,240
For University of Illinois - Urbana-Champaign	50,679
For miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities set forth below. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	763,341
For Chicago State University	17,768
For Eastern Illinois University	150,380

For Governors State University	71,798
For Illinois State University	85,165
For Northeastern Illinois University	36,177
For Northern Illinois University	207,446
For University of Illinois	194,607
SOUTHERN ILLINOIS UNIVERSITY	
For Southern Illinois University for miscellaneous capital improvements including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials services and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	118,119
UNIVERSITY OF ILLINOIS	
For the Board of Trustees of the University of Illinois for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required for completing the work at the colleges and universities. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes	89,723
For the Board of Higher Education for miscellaneous capital improvements, including construction, reconstruction, remodeling, improvements, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services, and all other expenses required to complete the work at the colleges and universities hereinafter enumerated. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes:	
Northern Illinois University	17,454
Total	\$44,054,431

Section 320. The sum of \$130,565, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purposes in Article 37, Section 320 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the Board of Higher Education for miscellaneous capital improvements, including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required for completing the work at the colleges and universities. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 325. The following named amounts, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from reappropriations heretofore

made for such purposes in Article 37, Section 325 of Public Act 95-734, are reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

(From Article 37, Section 325 of Public Act 95-734)

For miscellaneous capital improvements

including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities.

This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	140,767
Eastern Illinois University	257,800
Governors State University	94,900
Illinois State University	510,700
Northeastern Illinois University	191,800
Northern Illinois University	579,500
Western Illinois University	96,101
Southern Illinois University - Carbondale	560,973
Southern Illinois University - Edwardsville	381,500
University of Illinois - Chicago	1,388,600
University of Illinois - Springfield	114,600
University of Illinois - Urbana/Champaign	2,075,100
Illinois Community College Board	2,888,562
Total	\$9,280,903

For miscellaneous capital improvements

including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities.

This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	161,000
Eastern Illinois University	255,993
Governors State University	21,306
Northeastern Illinois University	191,800
Northern Illinois University	579,500
Southern Illinois University - Carbondale	22,934
Southern Illinois University - Edwardsville	82,753
University of Illinois - Chicago	1,388,600
University of Illinois - Springfield	114,600
University of Illinois - Urbana/Champaign	1,891,423
Illinois Community College Board	2,805,684
Total	\$7,515,593

For miscellaneous capital improvements

including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities.

This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Chicago State University	1,002
Eastern Illinois University	185,800

Governors State University	45,618
Illinois State University	27,182
Northern Illinois University	579,500
Western Illinois University	9,341
Southern Illinois University - Carbondale	14,758
University of Illinois - Chicago	974,174
University of Illinois - Springfield	76,866
University of Illinois - Urbana/Champaign	1,539,425
Total	\$3,453,666
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.	
Eastern Illinois University	21,618
Governors State University	26,826
Illinois State University	111,595
Northeastern Illinois University	87,701
Northern Illinois University	335,923
University of Illinois - Chicago	103,101
University of Illinois - Springfield	30,052
University of Illinois - Urbana/Champaign	258,177
Total	\$974,993
For miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various universities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.	
Chicago State University	7,549
Eastern Illinois University	134,474
Northeastern Illinois University	32,547
Northern Illinois University	340,000
University of Illinois- Champaign/Urbana	65,946
Total	\$580,516

Section 330. The sum of \$1,598,774, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 330 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 335. The sum of \$1,253,180, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 335 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can

be expended for these purposes.

Section 340. The following named amounts, or so much thereof as may be necessary and remain unexpended at the close of business on June 30, 2009, from reappropriations heretofore made in Article 37, Section 340 of Public Act 95-734, are reappropriated from the Capital Development Fund to the Capital Development Board for the Illinois Board of Higher Education for the projects hereinafter enumerated:

CHICAGO STATE UNIVERSITY

(From Article 37, Section 340 of Public Act 95-734)

For replacing primary electrical feeder cable	115,049
For the construction of a conference Center, <u>Daycare Facility and for renovating Building K (Robinson Center) in addition to funds previously appropriated</u>	4,860,186
For the construction of a day care facility	4,888,875
For the construction of a student financial outreach building	4,719,982
For constructing a new library facility, site improvements, utilities, and purchasing equipment, in addition to funds previously appropriated	1,007,921
For technology improvements and deferred maintenance	1,171,770
For remodeling Building K, in addition to funds previously appropriated	8,473,432
For planning and beginning to remodel Building K and improving site	1,000,474
For a grant to Chicago State University for all costs associated with construction of a Convocation Center	14,687
For upgrading campus infrastructure, in addition to the funds previously appropriated	573,846
For renovating buildings and upgrading mechanical systems	61,412

EASTERN ILLINOIS UNIVERSITY

For upgrading the electrical distribution system	2,031,880
For renovating and expanding the Fine Arts Center, in addition to funds previously appropriated	113,408
For planning and beginning to renovate and expand the Fine Arts Center - Phase 1, in addition to funds previously appropriated	133,604
For upgrading campus buildings for health, safety and environmental improvements	360,718

GOVERNORS STATE UNIVERSITY

For constructing addition and remodeling the teaching & learning complex, in addition to funds previously appropriated	14,557,170
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ILLINOIS STATE UNIVERSITY

For renovating Stevenson and Turner Halls for life/safety	8,786,380
For the upgrade and remodeling	

of Schroeder Hall	2,038,924
For remodeling Julian and Moulton Halls.....	376,727
NORTHEASTERN ILLINOIS UNIVERSITY	
For renovating Building "C" and remodeling and expanding Building "E" and Building "F"	6,233,200
For planning and beginning to remodel Buildings A, B and E	212,743
For remodeling in the Science Building to upgrade heating, ventilating and air conditioning systems	2,021,400
For replacing fire alarm systems, lighting and ceilings	120,812
NORTHERN ILLINOIS UNIVERSITY	
For renovating the Founders Library basement, in addition to funds previously appropriated	626,578
For planning a classroom building and developing site in Hoffman Estates	1,314,500
For completing the construction of the Engineering Building, in addition to amounts previously appropriated for such purpose	37,233
For renovating Altgeld Hall and purchasing equipment	219,777
For upgrading storm waterway controls in addition to funds previously appropriated.....	217,884
SOUTHERN ILLINOIS UNIVERSITY	
For planning, construction and equipment for a cancer center.....	68,143
SOUTHERN ILLINOIS UNIVERSITY - CARBONDALE	
For renovating and constructing an addition to the Morris Library, in addition to funds previously appropriated	160,721
SIU SCHOOL OF MEDICINE - SPRINGFIELD	
For constructing and for equipment for an addition to the combined laboratory, in addition to funds previously appropriated	65,248
UNIVERSITY OF ILLINOIS AT CHICAGO	
Plan, construct, and equip the Chemical Sciences Building	57,600,000
For planning, construction and equipment for a chemical sciences building.....	3,549,048
To plan and begin construction of a medical imaging research/clinical facility	49,753
For remodeling the Clinical Sciences Building	854,132
For the renovation of the court area and Lecture Center, in addition to funds previously appropriated	54,793
UNIVERSITY OF ILLINOIS AT CHAMPAIGN-URBANA	
For planning, analysis and design of Lincoln Hall. Design cannot proceed beyond Program Analysis/Preliminary Design unless approved in writing by the Governor	2,000,000

Expansion of Microelectronics Lab	151,766
For planning, construction and equipment for a biotechnology genomic facility.....	959,838
For planning, construction and equipment for a supercomputing application facility.....	247,984
UNIVERSITY CENTER OF LAKE COUNTY	
For constructing a university center and purchasing equipment, in addition to funds previously appropriated	30,303
For land, planning, remodeling, construction and all costs necessary to construct a facility	35,981
WESTERN ILLINOIS UNIVERSITY - MACOMB	
Plan and construct performing arts center.....	2,688,234
For improvements to Memorial Hall	<u>9,487,227</u>
Total	\$144,293,743

Section 360. The amount of \$73,780, or so much thereof as may be necessary, and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 360 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the University of Illinois for miscellaneous capital improvements including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, costs of planning, supplies, equipment, materials, services, and all other expenses required to complete the work. This appropriation shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 370. The following named amount, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 370 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for the project hereinafter enumerated:

EAST ST. LOUIS COLLEGE CENTER

(From Article 37, Section 370 of Public Act 95-734)

For construction of facilities, remodeling, site improvements, utilities and other costs necessary for adapting the former campus of Metropolitan Community College for a Community College Center and Southern Illinois University, in addition to funds previously appropriated	2,146,323
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Section 375. The sum of \$16,105,527, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 375 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 380. The sum of \$21,965,216, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 380 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 385. The sum of \$9,270,559, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 385 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the Illinois Community College Board for miscellaneous capital improvements including construction, capital facilities, cost of planning, supplies, equipment, materials and all other expenses required to complete the work at the various community colleges. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 390. The sum of \$3,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 37, Section 390 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for a grant to Northwestern University for planning, construction, and equipment for a Nanofabrication and Molecular Center. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 400. The sum of \$16,741, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 37, Section 400 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for miscellaneous capital improvements to state facilities including construction, reconstruction, remodeling, improvement, repair and installation of capital facilities, cost of planning, supplies, equipment, materials, services and all other expenses required to complete the work at the facilities. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 405. The sum of \$69,083,113, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 405 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Capital Development Board for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services, and for any other purposes authorized in subsection (c) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 410. The sum of \$118,682,832, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 37, Section 410 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for educational purposes by State universities and colleges, the Illinois Community College Board created by the Public Community College Act and for grants to public community colleges as authorized by Sections 5-11 and 5-12 of the Public Community College Act as authorized by subsection (a) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

No contract shall be entered into or obligation incurred for any expenditure made in this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 65

\$904,211,595

ARTICLE 75 EASTERN ILLINOIS UNIVERSITY

Section 5. The sum of \$1,323,408, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 38, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Board of Trustees of Eastern Illinois University to purchase equipment for the renovation and expansion of the Fine Arts Center. No contract shall be entered into or obligation incurred for any expenditure from the appropriation made in this Section until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 75

\$1,323,408

[May 20, 2009]

ARTICLE 80
NORTHEASTERN ILLINOIS UNIVERSITY

Section 5. The sum of \$1,552,933, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 39, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Board of Trustees of Northeastern Illinois University to purchase equipment and remodel buildings A, B and E. This appropriation is in addition to any funds previously appropriated.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 80	\$1,552,933
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ARTICLE 85
UNIVERSITY OF ILLINOIS

Section 5. The sum of \$4,210,698, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 40, Section 5 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Board of Trustees of the University of Illinois for all costs associated with the space needs of the Department of Natural Resources, Illinois Natural History Survey Division and State Water Survey Division on the campus of the University of Illinois in Champaign, including construction, capital facilities, planning, relocation, renovation and rehabilitation, mechanical systems, materials, services and all other costs required to complete the work.

Section 10. The sum of \$106,727, or so much thereof as may be necessary and remains unexpended on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 40, Section 10 of Public Act 95-734, is reappropriated from the Capital Development Fund to the University of Illinois for digitalization infrastructure for WILL-TV (Urbana-Champaign).

Section 20. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Sections 5, and 10 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 85	\$4,317,425
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ARTICLE 90
ILLINOIS COMMERCE COMMISSION

Section 5. The sum of \$57,423, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 41, Section 5 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Illinois Commerce Commission for train whistle abatement in counties with over 3,000,000 in population, where a public highway crosses a railroad at grade.

Total, Article 90	\$57,423
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ARTICLE 95
ENVIRONMENTAL PROTECTION AGENCY

Section 5. The sum of \$110,400,000, or so much thereof as may be necessary, is appropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

Section 7. The sum of \$110,400,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Fund to the Environmental Protection Agency for the Water

[May 20, 2009]

Revolving Loan Program.

Section 10. The sum of \$5,300,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Environmental Protection Agency for financial assistance to municipalities with designated River Edge Redevelopment Zones for brownfields redevelopment in accordance with Section 58.13 of the Environmental Protection Act, including costs in prior years.

Section 15. The sum of \$75,000,000, or so much thereof as may be necessary, is appropriated from the Anti-Pollution Fund to the Environmental Protection Agency for reimbursements to eligible owners/operators of Leaking Underground Storage Tanks, including claims submitted in prior years and for costs associated with site remediation.

Section 20. The sum of \$204,000,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to rules defining the Water Pollution Control Revolving Loan program and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 25. The sum of \$152,000,000, or so much thereof as may be necessary, is appropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government and privately owned community water supplies for drinking water infrastructure projects pursuant to the Safe Drinking Water Act, as amended, and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged program.

Section 35. No contract shall be entered into or obligation incurred for any expenditure made in Sections 5, 10, 15 and 30 of this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 95

\$546,700,000

ARTICLE 100 ENVIRONMENTAL PROTECTION AGENCY

Section 5. The sum of \$596,915,013, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 42, Section 20, and Article 43, Section 5 of Public Act 95-734, as amended, are reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to rules defining the Water Pollution Control Revolving Loan program and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 10. The sum of \$236,430,498, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from appropriations heretofore made in Article 42, Section 25, and Article 43, Section 10 of Public Act 95-734, as amended, are reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government and privately owned community water supplies for drinking water infrastructure projects pursuant to the Safe Drinking Water Act, as amended, and for transfer of funds to establish reserve accounts, construction accounts or any other necessary funds or accounts in order to implement a leveraged loan program.

Section 15. The sum of \$8,942,400, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 43, Section 15 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

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Section 20. The sum of \$1,827,595, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 20 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for deposit into the Water Revolving Fund.

Section 25. The sum of \$4,402,121, or so much thereof as may be necessary and as remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 43, Section 25 of Public Act 95-734, as amended, is reappropriated from the Anti-Pollution Fund to the Environmental Protection Agency for grants to units of local government for wastewater facilities, pursuant to provisions of the "Anti-Pollution Bond Act."

Section 30. The amount of \$46,234,397, or so much thereof as may be necessary and remains unexpended on June 30, 2009, from reappropriations heretofore made for such purposes in Article 43, Section 30 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for wastewater compliance grants to units of local government or sewer systems and wastewater treatment facilities pursuant to procedures and rules established under the Anti-Pollution Bond Act. These grants are limited to projects for which the local government provides at least 30% of the project cost. There is an approved project compliance plan, and there is an enforceable compliance schedule prior to the grant award. The grant award will be based on eligible project cost contained in the approved compliance plan.

Section 35. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 43, Section 35 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for deposit into the Brownfields Redevelopment Fund for use pursuant to Sections 58.13 and 58.15 of the Environmental Protection Act.

Section 40. The sum of \$2,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 40 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for deposit into the Brownfields Redevelopment Fund for use pursuant to Sections 58.13 and 58.15 of the Environmental Protection Act.

Section 45. The sum of \$10,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 45 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for deposit into the Hazardous Waste Fund for use pursuant to Section 22.2 of the Environmental Protection Act.

Section 50. The sum of \$471,885, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 43, Section 50 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for grants and contracts for public drinking water infrastructure, including design and construction, where private drinking water wells have been contaminated by a hazardous substance.

Section 55. The sum of \$4,995,121, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 55 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for financial assistance to municipalities with designated River Edge Redevelopment Zones for brownfields redevelopment in accordance with Section 58.13 of the Environmental Protection Act, including costs in prior years.

Section 60. The sum of \$8,462,700, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 60 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for the protection, preservation, restoration and

conservation of environmental and natural resources, for deposits into the Water Revolving Fund, and for any other purposes authorized in subsection (d) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 65. The sum of \$16,600,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 43, Section 65 of Public Act 95-734, is reappropriated from the Build Illinois Bond Fund to the Environmental Protection Agency for the protection, preservation, restoration and conservation of environmental and natural resources, for deposits into the Water Revolving Fund, and for any other purposes authorized in subsection (d) of Section 4 of the Build Illinois Bond Act and for grants to State Agencies for such purposes.

Sec. 70. The sum of \$180,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 15, Section 260 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to units of local government for sewer systems and wastewater treatment facilities pursuant to the American Recovery and Reinvestment Act of 2009.

Sec. 75. The sum of \$80,200,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 15, Section 265 of Public Act 95-731 as amended by Public Act 96-004, is reappropriated from the Water Revolving Fund to the Environmental Protection Agency for financial assistance to local governments and privately owned community water supplies for drinking water infrastructure projects pursuant to the American Recovery and Reinvestment Act of 2009.

Section 80. No contract shall be entered into or obligation incurred for any expenditure made in Sections 15 through 65 of this Article until after the purpose and amounts have been approved in writing by the Governor.

Total, Article 100	\$1,199,481,730
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ARTICLE 105 HISTORIC PRESERVATION AGENCY

Section 5. The sum of \$143,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 44, Section 5 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Historic Preservation Agency for support facilities, acquisition or improvements for Sugar Loaf and/or Fox Mounds or other properties within the Cahokia Mounds National Historic Landmark Boundary.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 105	\$143,000
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ARTICLE 110 ILLINOIS FINANCE AUTHORITY

Section 5. The sum of \$6,000,000, or so much thereof as may be necessary, is appropriated from the Fire Truck Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, and township fire departments as successor in interest to the Illinois Rural Bond Bank.

Section 10. The sum of \$4,000,000, or so much thereof as may be necessary, is appropriated from the Ambulance Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, township fire departments or

non-profit ambulance services as successor in interest to the Illinois Rural Bond Bank.

Total, Article 110

\$10,000,000

ARTICLE 115
ILLINOIS FINANCE AUTHORITY

Section 5. The sum of \$10,630,807, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from appropriations and reappropriations heretofore made in Article 45, Section 5, and Article 46, Section 5 of Public Act 95-734, as amended, is reappropriated from the Fire Truck Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, and township fire departments as successor in interest to the Illinois Rural Bond Bank, pursuant to Section 845-75 of Public Act 93-0205.

Section 10. The sum of \$4,000,000, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 45, Section 10 of Public Act 95-734, is reappropriated from the Ambulance Revolving Loan Fund to the Illinois Finance Authority for the purpose of making loans to fire departments, fire protection districts, township fire departments or non-profit ambulance services as successor in interest to the Illinois Rural Bond Bank.

Total, Article 115

\$14,630,807

ARTICLE 120
ILLINOIS COMMUNITY COLLEGE BOARD

Section 5. The sum of \$1,606,823, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 47, Section 5 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund for the Illinois Community College Board for remodeling of facilities for compliance with the Americans with Disabilities Act. This appropriated amount shall be in addition to any other appropriated amounts which can be expended for these purposes.

Section 10. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Section 5 of this Article until after the purposes and amounts have been approved in writing by the Governor.

Total, Article 120

\$1,606,823

ARTICLE 125

Section 5. No monies may be expended from any appropriation or reappropriation under any section of this Article unless a grant or contractual agreement for the expenditure was agreed to in writing prior to August 31, 2007. The Comptroller shall not approve the expenditure until he or she receives a copy of that signed grant or contractual agreement. The Comptroller shall keep a copy of any such grant or contractual agreement he or she receives.

Section 10. The sum of \$4,580,704, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 10 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 15. The sum of \$3,130,040, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 15 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8 or Article 10 of the Build Illinois Act.

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Section 20. The sum of \$2,600,251, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 20 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 25. The sum of \$5,567,122, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 25 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 30. The sum of \$4,524,172, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 30 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants and loans pursuant but not limited to Article 8, Article 9 or Article 10 of the Build Illinois Act.

Section 40. The sum of \$208,908,598, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 40 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of making grants and loans to local governments for planning, engineering, acquisition, construction, reconstruction, development, improvement and extension of the public infrastructure, and for any other purposes authorized in subsection (a) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 45. The sum of \$47,500,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 45 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the purpose of fostering economic development and increased employment and the well being of the citizens of Illinois, and for any other purposes authorized in subsection (b) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 50. The sum of \$30,646,616, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 50 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services, and for any other purposes authorized in subsection (c) of Section 4 of the Build Illinois Bond Act and for grants to State agencies for such purposes.

Section 55. The sum of \$30,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 55 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for open spaces, recreational and conservation purposes and the protection of land and for deposits into the Conservation 2000 Projects Fund as authorized by subsection (c) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 60. The sum of \$36,743,496, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 60 of Public Act 95-734, as amended, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable

equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 65. The amount of \$10,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 48, Section 65 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Department of Commerce and Economic Opportunity for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land as authorized by subsection (l) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 70. The amount of \$25,000,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made in Article 48, Section 70 of Public Act 95-734, as amended, is reappropriated from the Build Illinois Bond Fund to the Department of Commerce and Economic Opportunity for grants pursuant but not limited to Article 8, Article 9, or Article 10 of the Build Illinois Act.

Section 75. The sum of \$13,801,931, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from an appropriation heretofore made for such purpose in Article 48, Section 75 of Public Act 95-734, as amended, is reappropriated from the Fund for Illinois' Future to the Department of Commerce and Economic Opportunity for grants to units of government, educational facilities and not-for-profit organizations for education and training, infrastructure improvements and other capital projects including but not limited to planning, construction, reconstruction, equipment, utilities and vehicles, and all costs associated with economic development programs, community service programs, public health programs, public safety programs, other programs and activities, and for grants to other State agencies for any capital or operating purposes.

Section 80. The amount of \$2,476,501 or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made in Article 48, Section 80 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for grants to units of local government and other eligible entities for all costs associated with land acquisition, construction and rehabilitation projects.

Section 85. The sum of \$2,585,800, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 85 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for child care facilities, mental and public health facilities, and facilities for the care of disabled veterans and their spouses as authorized by subsection (d) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 90. The sum of \$77,778,276, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 90 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for correctional purposes at State prison and correctional centers as authorized by subsection (b) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 95. The sum of \$24,224,289, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 95 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for open spaces, recreational and conservation purposes and the protection of land and for deposits into the Conservation 2000 Projects Fund as authorized by subsection (c) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 100. The sum of \$6,790,503, or so much thereof as may be necessary and remains

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unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 100 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for child care facilities, mental and public health facilities, and facilities for the care of disabled veterans and their spouses as authorized by subsection (d) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Section 105. The sum of \$97,297,389, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 2009, from a reappropriation heretofore made for such purpose in Article 48, Section 105 of Public Act 95-734, is reappropriated from the Capital Development Fund to the Capital Development Board for use by the State, its departments, authorities, public corporations, commissions and agencies as authorized by subsection (e) of Section 3 of the General Obligation Bond Act or for grants to State agencies for such purposes.

Total, Article 125 \$634,155,688

ARTICLE 130

Section 5. The following named amounts, or so much thereof as may be necessary, are appropriated from the Capital Development Fund to the Capital Development Board for the following purposes:

DEPARTMENT OF NATURAL RESOURCES
PERE MARQUETTE STATE PARK

For replacing lodge pool dehumidifier, in addition to funds previously appropriated 700,000

STEPHEN FORBES STATE PARK

For replacing dump and fish cleaning stations, in addition to funds previously appropriated 550,000

BUFFALO ROCK STATE PARK

For replacing the septic system, in addition to funds previously appropriated 650,000

DEPARTMENT OF CORRECTIONS
ILLINOIS RIVER CORRECTIONAL CENTER

For replacing domestic hot water heater, in addition to funds previously appropriated 625,000

TAYLORVILLE CORRECTIONAL CENTER

For replacing operators and main gates, in addition to funds previously appropriated 300,000

DEPARTMENT OF HUMAN SERVICES
CHICAGO-READ MENTAL HEALTH CENTER

For renovating Unit J-East for forensic use, in addition to funds previously appropriated 3,500,000

ELGIN MENTAL HEALTH CENTER

For converting the Read Building for office space, in addition to funds previously appropriated 1,750,000

MADDEN MENTAL HEALTH CENTER

For renovating residential pavilions, in addition to funds previously appropriated 550,000

KILEY DEVELOPMENTAL CENTER

For improving power reliability and installing emergency lighting, in addition to funds previously appropriated 940,000

ILLINOIS HISTORIC PRESERVATION AGENCY
LINCOLN'S TOMB

For replacing the HVAC system, in addition to funds previously appropriated 250,000

DEPARTMENT OF VETERANS AFFAIRS

For planning and beginning the construction of a skilled care veterans home 2,000,000

DEPARTMENT OF STATE POLICE

For planning and beginning the construction of a Metro East forensic laboratory, in addition to funds previously appropriated 750,000

DEPARTMENT OF MILITARY AFFAIRS

For constructing an army aviation support facility 6,252,000

STATEWIDE

For American with Disabilities Act (ADA) upgrades at the following locations at the approximate cost set forth below 3,500,000

DNR – I & M Canal Corridor 1,800,000

IBHE – Eastern Illinois University 1,848,000

For providing construction contingency for the following projects at the approximate cost set forth below, in addition to funds previously appropriated 773,500

LINCOLN'S TOMB HISTORIC SITE

Rehab site/Provide irrigation system 85,600

MICHAEL BILANDIC BUILDING

Upgrade HVAC and Domestic Water System 184,700

SUBURBAN NORTH REGIONAL OFFICE FACILITY

Renovate for Office Space 300,200

SECRETARY OF STATE

Upgrade Electrical Systems at three Motor Vehicle Facilities 203,000

ARTICLE 140

Section 5. The sum of \$50,000,000, or so much thereof as may be necessary, is appropriated from the Build Illinois Bond Fund to the Secretary of State for capital grants to public libraries for permanent improvements.

Section 99. Effective date. This Act takes effect July 1, 2009, but this Act does not take

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effect at all unless House Bill 255 of the 96th General Assembly, as amended, becomes law.”.

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cullerton, **House Bill No. 312**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, “Shall this bill pass?” it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Lauzen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

HOUSE BILL RECALLED

On motion of Senator Cullerton, **House Bill No. 2400** was recalled from the order of third reading to the order of second reading.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 1 TO HOUSE BILL 2400

AMENDMENT NO. 1. Amend House Bill 2400 by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by adding Section 6z-78 as follows:

(30 ILCS 105/6z-78 new)

Sec. 6z-78. Capital Projects Fund; bonded indebtedness; transfers. Money in the Capital Projects Fund shall, if and when the State of Illinois incurs any bonded indebtedness using the bond authorization enacted in this amendatory Act of the 96th General Assembly, be set aside and used for the purpose of paying and discharging annually the principal and interest on that bonded indebtedness then due and payable.

In addition to other transfers to the General Obligation Bond Retirement and Interest Fund made

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pursuant to Section 15 of the General Obligation Bond Act, upon each delivery of general obligation bonds using bond authorization enacted in this amendatory Act of the 96th General Assembly the State Comptroller shall compute and certify to the State Treasurer the total amount of principal of, interest on, and premium, if any, on such bonds during the then current and each succeeding fiscal year. With respect to the interest payable on variable rate bonds, such certifications shall be calculated at the maximum rate of interest that may be payable during the fiscal year, after taking into account any credits permitted in the related indenture or other instrument against the amount of such interest required to be appropriated for the period.

On or before the last day of each month, the State Treasurer and State Comptroller shall transfer from the Capital Projects Fund to the General Obligation Bond Retirement and Interest Fund an amount sufficient to pay the aggregate of the principal of, interest on, and premium, if any, on the bonds payable on their next payment date, divided by the number of monthly transfers occurring between the last previous payment date (or the delivery date if no payment date has yet occurred) and the next succeeding payment date. Interest payable on variable rate bonds shall be calculated at the maximum rate of interest that may be payable for the relevant period, after taking into account any credits permitted in the related indenture or other instrument against the amount of such interest required to be appropriated for that period. Interest for which moneys have already been deposited into the capitalized interest account within the General Obligation Bond Retirement and Interest Fund shall not be included in the calculation of the amounts to be transferred under this subsection.

In addition to other transfers to the Build Illinois Bond Retirement and Interest Fund made pursuant to the Build Illinois Bond Act, upon each delivery of Build Illinois bonds using bond authorization enacted in this amendatory Act of the 96th General Assembly the State Comptroller shall compute and certify to the State Treasurer the total amount of principal of, interest on, and premium, if any, on such bonds during the then current and each succeeding fiscal year. With respect to the interest payable on variable rate bonds, such certifications shall be calculated at the maximum rate of interest that may be payable during the fiscal year, after taking into account any credits permitted in the related indenture or other instrument against the amount of such interest required to be appropriated for the period.

On or before the last day of each month, the State Treasurer and State Comptroller shall transfer from the Capital Projects Fund to the Build Illinois Bond Retirement and Interest Fund an amount sufficient to pay the aggregate of the principal of, interest on, and premium, if any, on the bonds payable on their next payment date, divided by the number of monthly transfers occurring between the last previous payment date (or the delivery date if no payment date has yet occurred) and the next succeeding payment date. Interest payable on variable rate bonds shall be calculated at the maximum rate of interest that may be payable for the relevant period, after taking into account any credits permitted in the related indenture or other instrument against the amount of such interest required to be appropriated for that period. Interest for which moneys have already been deposited into the capitalized interest account within the Build Illinois Bond Retirement and Interest Fund shall not be included in the calculation of the amounts to be transferred under this subsection.

Section 10. The General Obligation Bond Act is amended by changing Sections 2, 3, 4, 5, 6, and 12 as follows:

(30 ILCS 330/2) (from Ch. 127, par. 652)

Sec. 2. Authorization for Bonds. The State of Illinois is authorized to issue, sell and provide for the retirement of General Obligation Bonds of the State of Illinois for the categories and specific purposes expressed in Sections 2 through 8 of this Act, in the total amount of ~~\$33,501,777,443~~ ~~\$30,693,149,369~~.

The bonds authorized in this Section 2 and in Section 16 of this Act are herein called "Bonds".

Of the total amount of Bonds authorized in this Act, up to \$2,200,000,000 in aggregate original principal amount may be issued and sold in accordance with the Baccalaureate Savings Act in the form of General Obligation College Savings Bonds.

Of the total amount of Bonds authorized in this Act, up to \$300,000,000 in aggregate original principal amount may be issued and sold in accordance with the Retirement Savings Act in the form of General Obligation Retirement Savings Bonds.

Of the total amount of Bonds authorized in this Act, the additional \$10,000,000,000 authorized by this amendatory Act of the 93rd General Assembly shall be used solely as provided in Section 7.2.

The issuance and sale of Bonds pursuant to the General Obligation Bond Act is an economical and efficient method of financing the long-term capital needs of the State. This Act will permit the issuance of a multi-purpose General Obligation Bond with uniform terms and features. This will not only lower the cost of registration but also reduce the overall cost of issuing debt by improving the marketability of Illinois General Obligation Bonds.

(Source: P.A. 95-1026, eff. 1-12-09; 96-5, eff. 4-3-09.)

(30 ILCS 330/3) (from Ch. 127, par. 653)

Sec. 3. Capital Facilities. The amount of ~~\$7,968,463,443~~ ~~\$7,320,235,369~~ is authorized to be used for the acquisition, development, construction, reconstruction, improvement, financing, architectural planning and installation of capital facilities within the State, consisting of buildings, structures, durable equipment, land, and interests in land for the following specific purposes:

(a) ~~\$2,511,228,000~~ ~~\$2,211,228,000~~ for educational purposes by State universities and colleges, the Illinois

Community College Board created by the Public Community College Act and for grants to public community colleges as authorized by Sections 5-11 and 5-12 of the Public Community College Act;

(b) ~~\$1,617,420,000~~ ~~\$1,607,420,000~~ for correctional purposes at State prison and correctional centers;

(c) ~~\$575,183,000~~ ~~\$531,175,000~~ for open spaces, recreational and conservation purposes and the protection of

land;

(d) ~~\$664,917,000~~ ~~\$589,917,000~~ for child care facilities, mental and public health facilities, and facilities

for the care of disabled veterans and their spouses;

(e) ~~\$1,630,990,000~~ ~~\$1,455,990,000~~ for use by the State, its departments, authorities, public corporations,

commissions and agencies;

(f) \$818,100 for cargo handling facilities at port districts and for breakwaters, including harbor entrances, at port districts in conjunction with facilities for small boats and pleasure crafts;

(g) ~~\$248,877,074~~ ~~\$204,657,000~~ for water resource management projects;

(h) \$16,940,269 for the provision of facilities for food production research and related instructional and public service activities at the State universities and public community colleges;

(i) \$36,000,000 for grants by the Secretary of State, as State Librarian, for central library facilities authorized by Section 8 of the Illinois Library System Act and for grants by the Capital Development Board to units of local government for public library facilities;

(j) \$25,000,000 for the acquisition, development, construction, reconstruction, improvement, financing, architectural planning and installation of capital facilities consisting of buildings, structures, durable equipment and land for grants to counties, municipalities or public building commissions with correctional facilities that do not comply with the minimum standards of the Department of Corrections under Section 3-15-2 of the Unified Code of Corrections;

(k) \$5,000,000 for grants in fiscal year 1988 by the Department of Conservation for improvement or expansion of aquarium facilities located on property owned by a park district;

(l) \$432,590,000 to State agencies for grants to local governments for the acquisition, financing, architectural planning, development, alteration, installation, and construction of capital facilities consisting of buildings, structures, durable equipment, and land; and

(m) \$203,500,000 for the Illinois Open Land Trust Program as defined by the Illinois Open Land Trust Act.

The amounts authorized above for capital facilities may be used for the acquisition, installation, alteration, construction, or reconstruction of capital facilities and for the purchase of equipment for the purpose of major capital improvements which will reduce energy consumption in State buildings or facilities.

(Source: P.A. 91-39, 6-15-99; 91-53, eff. 6-30-99; 91-710, eff. 5-17-00; 92-13, eff. 6-22-01; 92-598, eff. 6-28-02.)

(30 ILCS 330/4) (from Ch. 127, par. 654)

Sec. 4. Transportation. The amount of ~~\$9,948,799,000~~ ~~\$8,313,399,000~~ is authorized for use by the Department of Transportation for the specific purpose of promoting and assuring rapid, efficient, and safe highway, air and mass transportation for the inhabitants of the State by providing monies, including the making of grants and loans, for the acquisition, construction, reconstruction, extension and improvement of the following transportation facilities and equipment, and for the acquisition of real property and interests in real property required or expected to be required in connection therewith as follows:

(a) \$5,432,129,000 for State highways, arterial highways, freeways, roads, bridges, structures separating highways and railroads and roads, and bridges on roads maintained by counties,

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municipalities, townships or road districts for the following specific purposes:

- (1) \$3,330,000,000 for use statewide,
- (2) \$3,677,000 for use outside the Chicago urbanized area,
- (3) \$7,543,000 for use within the Chicago urbanized area,
- (4) \$13,060,600 for use within the City of Chicago,
- (5) \$58,987,500 for use within the counties of Cook, DuPage, Kane, Lake, McHenry and Will,
- (6) \$18,860,900 for use outside the counties of Cook, DuPage, Kane, Lake, McHenry and Will, and

(7) \$2,000,000,000 for use on projects included in either (i) the FY09-14 Proposed Highway Improvement Program as published by the Illinois Department of Transportation in May 2008 or (ii) the FY10-15 Proposed Highway Improvement Program to be published by the Illinois Department of Transportation in the spring of 2009; except that all projects must be maintenance projects for the existing State system with the goal of reaching 90% acceptable condition in the system statewide and further except that all projects must reflect the generally accepted historical distribution of projects throughout the State.

(b) ~~\$3,130,070,000~~ ~~\$2,529,670,000~~ for rail facilities and for mass transit facilities, as defined in Section 2705-305 of the Department of Transportation Law (20 ILCS 2705/2705-305), including rapid transit, rail, bus and other equipment used in connection therewith by the State or any unit of local government, special transportation district, municipal corporation or other corporation or public authority authorized to provide and promote public transportation within the State or two or more of the foregoing jointly, for the following specific purposes:

- (1) ~~\$2,034,270,000~~ ~~\$1,433,870,000~~ statewide,
- (2) \$83,350,000 for use within the counties of Cook, DuPage, Kane, Lake, McHenry and Will,
- (3) \$12,450,000 for use outside the counties of Cook, DuPage, Kane, Lake, McHenry and Will, and
- (4) \$1,000,000,000 for use on projects that shall reflect the generally accepted historical distribution of projects throughout the State.

(c) ~~\$371,600,000~~ ~~\$351,600,000~~ for airport or aviation facilities and any equipment used in connection therewith, including engineering and land acquisition costs, by the State or any unit of local government, special transportation district, municipal corporation or other corporation or public authority authorized to provide public transportation within the State, or two or more of the foregoing acting jointly, and for the making of deposits into the Airport Land Loan Revolving Fund for loans to public airport owners pursuant to the Illinois Aeronautics Act.

(d) \$1,015,000,000 for use statewide for State highways, arterial highways, freeways, roads, bridges, structures separating highways and railroads and roads, and bridges on roads maintained by counties, municipalities, townships, or road districts.

(Source: P.A. 96-5, eff. 4-3-09.)

(30 ILCS 330/5) (from Ch. 127, par. 655)

Sec. 5. School Construction.

(a) The amount of \$58,450,000 is authorized to make grants to local school districts for the acquisition, development, construction, reconstruction, rehabilitation, improvement, financing, architectural planning and installation of capital facilities, including but not limited to those required for special education building projects provided for in Article 14 of The School Code, consisting of buildings, structures, and durable equipment, and for the acquisition and improvement of real property and interests in real property required, or expected to be required, in connection therewith.

(b) \$22,550,000, or so much thereof as may be necessary, for grants to school districts for the making of principal and interest payments, required to be made, on bonds issued by such school districts after January 1, 1969, pursuant to any indenture, ordinance, resolution, agreement or contract to provide funds for the acquisition, development, construction, reconstruction, rehabilitation, improvement, architectural planning and installation of capital facilities consisting of buildings, structures, durable equipment and land for educational purposes or for lease payments required to be made by a school district for principal and interest payments on bonds issued by a Public Building Commission after January 1, 1969.

(c) \$10,000,000 for grants to school districts for the acquisition, development, construction, reconstruction, rehabilitation, improvement, architectural planning and installation of capital facilities consisting of buildings structures, durable equipment and land for special education building projects.

(d) \$9,000,000 for grants to school districts for the reconstruction, rehabilitation, improvement, financing and architectural planning of capital facilities, including construction at another location to

replace such capital facilities, consisting of those public school buildings and temporary school facilities which, prior to January 1, 1984, were condemned by the regional superintendent under Section 3-14.22 of The School Code or by any State official having jurisdiction over building safety.

(e) \$3,050,000,000 for grants to school districts for school improvement projects authorized by the School Construction Law. The bonds shall be sold in amounts not to exceed the following schedule, except any bonds not sold during one year shall be added to the bonds to be sold during the remainder of the schedule:

First year.....	\$200,000,000
Second year.....	\$450,000,000
Third year.....	\$500,000,000
Fourth year.....	\$500,000,000
Fifth year.....	\$800,000,000
Sixth year and thereafter.....	\$600,000,000

(f) \$420,000,000 grants to school districts for school implemented projects authorized by the School Construction Law.

(Source: P.A. 91-39, eff. 6-15-99; 92-598, eff. 6-28-02.)

(30 ILCS 330/6) (from Ch. 127, par. 656)

Sec. 6. Anti-Pollution.

(a) The amount of \$369,815,000 ~~\$319,815,000~~ is authorized for allocation by the Environmental Protection Agency for grants or loans to units of local government in such amounts, at such times and for such purpose as the Agency deems necessary or desirable for the planning, financing, and construction of municipal sewage treatment works and solid waste disposal facilities and for making of deposits into the Water Revolving Fund and the U.S. Environmental Protection Fund to provide assistance in accordance with the provisions of Title IV-A of the Environmental Protection Act.

(b) The amount of \$215,500,000 ~~\$160,500,000~~ is authorized for allocation by the Environmental Protection Agency for payment of claims submitted to the State and approved for payment under the Leaking Underground Storage Tank Program established in Title XVI of the Environmental Protection Act.

(Source: P.A. 92-13, eff. 6-22-01; 92-598, eff. 6-28-02; 93-650, eff. 1-8-04.)

(30 ILCS 330/12) (from Ch. 127, par. 662)

Sec. 12. Allocation of Proceeds from Sale of Bonds.

(a) Proceeds from the sale of Bonds, authorized by Section 3 of this Act, shall be deposited in the separate fund known as the Capital Development Fund.

(b) Proceeds from the sale of Bonds, authorized by paragraph (a) of Section 4 of this Act, shall be deposited in the separate fund known as the Transportation Bond, Series A Fund.

(c) Proceeds from the sale of Bonds, authorized by paragraphs (b) and (c) of Section 4 of this Act, shall be deposited in the separate fund known as the Transportation Bond, Series B Fund.

(c-1) Proceeds from the sale of Bonds, authorized by paragraph (d) of Section 4 of this Act, shall be deposited into the Transportation Bond Series D Fund, which is hereby created.

(d) Proceeds from the sale of Bonds, authorized by Section 5 of this Act, shall be deposited in the separate fund known as the School Construction Fund.

(e) Proceeds from the sale of Bonds, authorized by Section 6 of this Act, shall be deposited in the separate fund known as the Anti-Pollution Fund.

(f) Proceeds from the sale of Bonds, authorized by Section 7 of this Act, shall be deposited in the separate fund known as the Coal Development Fund.

(f-2) Proceeds from the sale of Bonds, authorized by Section 7.2 of this Act, shall be deposited as set forth in Section 7.2.

(f-5) Proceeds from the sale of Bonds, authorized by Section 7.5 of this Act, shall be deposited as set forth in Section 7.5.

(g) Proceeds from the sale of Bonds, authorized by Section 8 of this Act, shall be deposited in the Capital Development Fund.

(h) Subsequent to the issuance of any Bonds for the purposes described in Sections 2 through 8 of this Act, the Governor and the Director of the Governor's Office of Management and Budget may provide for the reallocation of unspent proceeds of such Bonds to any other purposes authorized under said Sections of this Act, subject to the limitations on aggregate principal amounts contained therein. Upon any such reallocation, such unspent proceeds shall be transferred to the appropriate funds as determined by reference to paragraphs (a) through (g) of this Section.

(Source: P.A. 93-2, eff. 4-7-03; 94-793, eff. 5-19-06.)

Section 15. The Build Illinois Bond Act is amended by changing Sections 2, 4, and 13 as follows:
(30 ILCS 425/2) (from Ch. 127, par. 2802)

Sec. 2. Authorization for Bonds. The State of Illinois is authorized to issue, sell and provide for the retirement of limited obligation bonds, notes and other evidences of indebtedness of the State of Illinois in the total principal amount of ~~\$4,615,509,000~~ ~~\$3,805,509,000~~ herein called "Bonds". Such authorized amount of Bonds shall be reduced from time to time by amounts, if any, which are equal to the moneys received by the Department of Revenue in any fiscal year pursuant to Section 3-1001 of the "Illinois Vehicle Code", as amended, in excess of the Annual Specified Amount (as defined in Section 3 of the "Retailers' Occupation Tax Act", as amended) and transferred at the end of such fiscal year from the General Revenue Fund to the Build Illinois Purposes Fund (now abolished) as provided in Section 3-1001 of said Code; provided, however, that no such reduction shall affect the validity or enforceability of any Bonds issued prior to such reduction. Such amount of authorized Bonds shall be exclusive of any refunding Bonds issued pursuant to Section 15 of this Act and exclusive of any Bonds issued pursuant to this Section which are redeemed, purchased, advance refunded, or defeased in accordance with paragraph (f) of Section 4 of this Act. Bonds shall be issued for the categories and specific purposes expressed in Section 4 of this Act.

(Source: P.A. 94-91, eff. 7-1-05.)

(30 ILCS 425/4) (from Ch. 127, par. 2804)

Sec. 4. Purposes of Bonds. Bonds shall be issued for the following purposes and in the approximate amounts as set forth below:

(a) ~~\$2,917,000,000~~ ~~\$2,417,000,000~~ for the expenses of issuance and sale of Bonds, including bond discounts, and for planning, engineering, acquisition, construction, reconstruction, development, improvement and extension of the public infrastructure in the State of Illinois, including: the making of loans or grants to local governments for waste disposal systems, water and sewer line extensions and water distribution and purification facilities, rail or air or water port improvements, gas and electric utility extensions, publicly owned industrial and commercial sites, buildings used for public administration purposes and other public infrastructure capital improvements; the making of loans or grants to units of local government for financing and construction of wastewater facilities; refinancing or retiring bonds issued between January 1, 1987 and January 1, 1990 by home rule municipalities, debt service on which is provided from a tax imposed by home rule municipalities prior to January 1, 1990 on the sale of food and drugs pursuant to Section 8-11-1 of the Home Rule Municipal Retailers' Occupation Tax Act or Section 8-11-5 of the Home Rule Municipal Service Occupation Tax Act; the making of deposits not to exceed \$70,000,000 in the aggregate into the Water Pollution Control Revolving Fund to provide assistance in accordance with the provisions of Title IV-A of the Environmental Protection Act; the planning, engineering, acquisition, construction, reconstruction, alteration, expansion, extension and improvement of highways, bridges, structures separating highways and railroads, rest areas, interchanges, access roads to and from any State or local highway and other transportation improvement projects which are related to economic development activities; the making of loans or grants for planning, engineering, rehabilitation, improvement or construction of rail and transit facilities; the planning, engineering, acquisition, construction, reconstruction and improvement of watershed, drainage, flood control, recreation and related improvements and facilities, including expenses related to land and easement acquisition, relocation, control structures, channel work and clearing and appurtenant work; the making of grants for improvement and development of zoos and park district field houses and related structures; and the making of grants for improvement and development of Navy Pier and related structures.

(b) ~~\$196,000,000~~ ~~\$186,000,000~~ for fostering economic development and increased employment and the well being of the citizens of Illinois, including: the making of grants for improvement and development of McCormick Place and related structures; the planning and construction of a microelectronics research center, including the planning, engineering, construction, improvement, renovation and acquisition of buildings, equipment and related utility support systems; the making of loans to businesses and investments in small businesses; acquiring real properties for industrial or commercial site development; acquiring, rehabilitating and reconveying industrial and commercial properties for the purpose of expanding employment and encouraging private and other public sector investment in the economy of Illinois; the payment of expenses associated with siting the Superconducting Super Collider Particle Accelerator in Illinois and with its acquisition, construction, maintenance, operation, promotion and support; the making of loans for the planning, engineering, acquisition, construction, improvement and conversion of facilities and equipment which will foster the use of Illinois coal; the payment of expenses associated with the promotion, establishment, acquisition and operation of small business incubator facilities and agribusiness research facilities, including the

lease, purchase, renovation, planning, engineering, construction and maintenance of buildings, utility support systems and equipment designated for such purposes and the establishment and maintenance of centralized support services within such facilities; and the making of grants or loans to units of local government for Urban Development Action Grant and Housing Partnership programs.

(c) ~~\$1,352,358,100~~ ~~\$1,052,358,100~~ for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services for all citizens of Illinois, including: the making of construction and improvement grants and loans to public libraries and library systems; the making of grants and loans for planning, engineering, acquisition and construction of a new State central library in Springfield; the planning, engineering, acquisition and construction of an animal and dairy sciences facility; the planning, engineering, acquisition and construction of a campus and all related buildings, facilities, equipment and materials for Richland Community College; the acquisition, rehabilitation and installation of equipment and materials for scientific and historical surveys; the making of grants or loans for distribution to eligible vocational education instructional programs for the upgrading of vocational education programs, school shops and laboratories, including the acquisition, rehabilitation and installation of technical equipment and materials; the making of grants or loans for distribution to eligible local educational agencies for the upgrading of math and science instructional programs, including the acquisition of instructional equipment and materials; miscellaneous capital improvements for universities and community colleges including the planning, engineering, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services, and all other required expenses; the making of grants or loans for repair, renovation and miscellaneous capital improvements for privately operated colleges and universities and community colleges, including the planning, engineering, acquisition, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services, and all other required expenses; and the making of grants or loans for distribution to local governments for hospital and other health care facilities including the planning, engineering, acquisition, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services and all other required expenses.

(d) \$150,150,900 for protection, preservation, restoration and conservation of environmental and natural resources, including: the making of grants to soil and water conservation districts for the planning and implementation of conservation practices and for funding contracts with the Soil Conservation Service for watershed planning; the making of grants to units of local government for the capital development and improvement of recreation areas, including planning and engineering costs, sewer projects, including planning and engineering costs and water projects, including planning and engineering costs, and for the acquisition of open space lands, including the acquisition of easements and other property interests of less than fee simple ownership; the acquisition and related costs and development and management of natural heritage lands, including natural areas and areas providing habitat for endangered species and nongame wildlife, and buffer area lands; the acquisition and related costs and development and management of habitat lands, including forest, wildlife habitat and wetlands; and the removal and disposition of hazardous substances, including the cost of project management, equipment, laboratory analysis, and contractual services necessary for preventative and corrective actions related to the preservation, restoration and conservation of the environment, including deposits not to exceed \$60,000,000 in the aggregate into the Hazardous Waste Fund and the Brownfields Redevelopment Fund for improvements in accordance with the provisions of Titles V and XVII of the Environmental Protection Act.

(e) The amount specified in paragraph (a) above shall include an amount necessary to pay reasonable expenses of each issuance and sale of the Bonds, as specified in the related Bond Sale Order (hereinafter defined).

(f) Any unexpended proceeds from any sale of Bonds which are held in the Build Illinois Bond Fund may be used to redeem, purchase, advance refund, or defease any Bonds outstanding.

(Source: P.A. 91-39, eff. 6-15-99; 91-53, eff. 6-30-99; 91-709, eff. 5-17-00; 92-9, eff. 6-11-01; 92-598, eff. 6-28-02.)

(30 ILCS 425/13) (from Ch. 127, par. 2813)

Sec. 13. Computation of Principal and Interest; Transfer from Build Illinois Bond Account; Payment from Build Illinois Bond Retirement and Interest Fund. Upon each delivery of Bonds authorized to be issued under this Act, the trustee under the Master Indenture shall compute and certify to the Director of the Governor's Office of Management and Budget, the Comptroller and the Treasurer (a) the total amount of the principal of and the interest and the premium, if any, on the Bonds then being issued and on Bonds previously issued and outstanding that will be payable in order to retire such Bonds at their

stated maturities or mandatory sinking fund payment dates and (b) the amount of principal of and interest and premium, if any, on such Bonds that will be payable on each principal, interest and mandatory sinking fund payment date according to the tenor of such Bonds during the then current and each succeeding fiscal year. Such certifications shall include with respect to interest payable on Variable Rate Bonds the maximum amount of interest which may be payable for the relevant period after taking into account any credits permitted in the related indenture against the amount of such interest required to be appropriated for such period pursuant to subsection (c) of Section 11 of this Act.

On or before June 20, 1993 and on or before each June 20 thereafter so long as Bonds remain outstanding, the trustee under the Master Indenture shall deliver to the Director of the Governor's Office of Management and Budget (formerly Bureau of the Budget), the Comptroller and the Treasurer a certificate setting forth the "Certified Annual Debt Service Requirement" (hereinafter defined) for the next succeeding fiscal year. If Bonds are issued subsequent to the delivery of any such certificate, upon the issuance of such Bonds the trustee under the Master Indenture shall deliver a supplemental certificate setting forth the revisions, if any, in the Certified Annual Debt Service Requirement resulting from the issuance of such Bonds. The "Certified Annual Debt Service Requirement" for any fiscal year shall be an amount equal to (a) the aggregate amount of principal, interest and premium, if any, payable on outstanding Bonds during such fiscal year plus (b) the amount required to be deposited into any reserve fund securing such Bonds or for the purpose of retiring or defeasing such Bonds plus (c) the amount of any deficiencies in required transfers of amounts described in clauses (a) and (b) for any prior fiscal year, minus (d) the amount, if any, of such interest to be paid from Bond proceeds on deposit under any indenture; provided, however, that interest payable on Variable Rate Bonds shall be calculated at the maximum rate of interest which may be payable during such fiscal year after taking into account any credits permitted in the related indenture against the amount of such interest required to be appropriated for such period pursuant to subsection (c) of Section 11 of this Act.

In each month during fiscal years 1986 through 1993, the State Treasurer and Comptroller shall transfer, on the last day of such month, from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund and shall make payment from the Build Illinois Bond Retirement and Interest Fund to the trustee under the Master Indenture of an amount equal to 1/12 of 150% of the amount set forth below for each such fiscal year, plus any cumulative deficiency in such transfers and payments for prior months; provided that such transfers shall commence in October, 1985 and such amounts for fiscal year 1986 shall equal 1/9 of 150% of the amount set forth below for such fiscal year:

Fiscal Year	Amount
1986	\$15,000,000
1987	\$25,000,000
1988	\$40,000,000
1989	\$54,000,000
1990	\$85,400,000
1991	\$133,600,000
1992	\$164,400,000
1993	\$188,900,000

provided that payments of such amounts from the Build Illinois Bond Retirement and Interest Fund to the trustee under the Master Indenture shall commence on the last day of the month in which Bonds are initially issued under this Act; and, further provided, that the first such payment to said trustee shall equal the entire amount then on deposit in the Build Illinois Bond Retirement and Interest Fund; and, further provided, that the aggregate amount of transfers and payments for any such fiscal year shall not exceed the amount set forth above for such fiscal year.

In each month in which Bonds are outstanding during fiscal year 1994 and each fiscal year thereafter, the State Treasurer and Comptroller shall transfer, on the last day of such month, (i) with respect to Bonds constituting bonds issued pursuant to the bond authorization enacted pursuant to this amendatory Act of the 96th General Assembly (and any refunding Bonds issued to refund such Bonds), first from the Capital Projects Fund and second, if needed, from the Build Illinois Bond Account and (ii) with respect to all other Bonds not described in clause (i), from the Build Illinois Bond Account, in each case, from the Build Illinois Bond Account to the Build Illinois Bond Retirement and Interest Fund and shall make payment from the Build Illinois Bond Retirement and Interest Fund to the trustee under the Master Indenture of an amount equal to the greater of (a) 1/12th of 150% of the Certified Annual Debt Service Requirement or (b) the Tax Act Amount (as defined in Section 3 of the "Retailers' Occupation Tax Act", as amended) deposited in the Build Illinois Bond Account during such month, plus any cumulative deficiency in such transfers and payments for prior months; provided that such transfers and payments for any such fiscal year shall not exceed the greater of (a) the Certified Annual Debt Service

Requirement or (b) the Tax Act Amount.
(Source: P.A. 94-793, eff. 5-19-06.)

Section 99. Effective date. This Act takes effect July 1, 2009."

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 2400

AMENDMENT NO. 2. Amend House Bill 2400, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 1, by deleting lines 5 through 26 of page 3 and lines 1 through 11 of page 4.

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cullerton, **House Bill No. 2400**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 59; NAYS None.

The following voted in the affirmative:

Althoff	Duffy	Kotowski	Raoul
Bivins	Forby	Laufen	Righter
Bomke	Frerichs	Lightford	Risinger
Bond	Garrett	Link	Rutherford
Brady	Haine	Luechtefeld	Sandoval
Burzynski	Harmon	Maloney	Schoenberg
Clayborne	Hendon	Martinez	Silverstein
Collins	Holmes	McCarter	Steans
Cronin	Hultgren	Meeks	Sullivan
Crotty	Hunter	Millner	Syverson
Dahl	Hutchinson	Muñoz	Trotter
DeLeo	Jacobs	Murphy	Viverito
Delgado	Jones, E.	Noland	Wilhelmi
Demuzio	Jones, J.	Pankau	Mr. President
Dillard	Koehler	Radogno	

This bill, having received the vote of three-fifths of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

MESSAGES FROM THE HOUSE

A message from the House by
Mr. Mahoney, Clerk:

[May 20, 2009]

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2129
A bill for AN ACT making appropriations.
HOUSE BILL NO. 2132
A bill for AN ACT making appropriations.
HOUSE BILL NO. 2145
A bill for AN ACT making appropriations.
HOUSE BILL NO. 2194
A bill for AN ACT making appropriations.
Passed the House, May 20, 2009.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 2129, 2132, 2145 and 2194** were taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 2206
A bill for AN ACT making appropriations.
Passed the House, May 20, 2009.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 2206** was taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2022
A bill for AN ACT concerning elections.
Passed the House, May 20, 2009.

MARK MAHONEY, Clerk of the House

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 2129, sponsored by Senator Sullivan, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2132, sponsored by Senator Sullivan, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2145, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Assignments.

House Bill No. 2194, sponsored by Senator Koehler, was taken up, read by title a first time and referred to the Committee on Assignments.

[May 20, 2009]

House Bill No. 2206, sponsored by Senator Trotter, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 5:03 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, May 21, 2009, at 10:00 o'clock a.m.