



Sen. Don Harmon

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09600SB3134sam001

LRB096 20281 RLJ 38735 a

1 AMENDMENT TO SENATE BILL 3134

2 AMENDMENT NO. _____. Amend Senate Bill 3134 on page 1, by
3 replacing line 5 with the following:
4 "changing Sections 8-11-1.1, 8-11-1.3, 8-11-1.4, and 8-11-1.5
5 as follows:

6 (65 ILCS 5/8-11-1.1) (from Ch. 24, par. 8-11-1.1)
7 Sec. 8-11-1.1. Non-home rule municipalities; imposition of
8 taxes.

9 (a) The corporate authorities of a non-home rule
10 municipality may, upon approval of the electors of the
11 municipality pursuant to subsection (b) of this Section, impose
12 by ordinance or resolution the tax authorized in Sections
13 8-11-1.3, 8-11-1.4 and 8-11-1.5 of this Act.

14 (b) The corporate authorities of the municipality may by
15 ordinance or resolution call for the submission to the electors
16 of the municipality the question of whether the municipality
17 shall impose such tax. Such question shall be certified by the

1 municipal clerk to the election authority in accordance with
2 Section 28-5 of the Election Code and shall be in a form in
3 accordance with Section 16-7 of the Election Code.

4 Notwithstanding any provision of law to the contrary, if
5 the proceeds of the tax may be used for municipal operations
6 pursuant to Section 8-11-1.3, 8-11-1.4, or 8-11-1.5, then the
7 election authority must submit the question in substantially
8 the following form:

9 Shall the corporate authorities of the municipality be
10 authorized to levy a tax at a rate of (rate)% for
11 expenditures on municipal operations, expenditures on
12 public infrastructure, or property tax relief?

13 If a majority of the electors in the municipality voting
14 upon the question vote in the affirmative, such tax shall be
15 imposed.

16 An ordinance or resolution imposing the tax of not more
17 than 1% hereunder or discontinuing the same shall be adopted
18 and a certified copy thereof, together with a certification
19 that the ordinance or resolution received referendum approval
20 in the case of the imposition of such tax, filed with the
21 Department of Revenue, on or before the first day of June,
22 whereupon the Department shall proceed to administer and
23 enforce the additional tax or to discontinue the tax, as the
24 case may be, as of the first day of September next following
25 such adoption and filing. Beginning January 1, 1992, an
26 ordinance or resolution imposing or discontinuing the tax

1 hereunder shall be adopted and a certified copy thereof filed
2 with the Department on or before the first day of July,
3 whereupon the Department shall proceed to administer and
4 enforce this Section as of the first day of October next
5 following such adoption and filing. Beginning January 1, 1993,
6 an ordinance or resolution imposing or discontinuing the tax
7 hereunder shall be adopted and a certified copy thereof filed
8 with the Department on or before the first day of October,
9 whereupon the Department shall proceed to administer and
10 enforce this Section as of the first day of January next
11 following such adoption and filing. Beginning October 1, 2002,
12 an ordinance or resolution imposing or discontinuing the tax
13 under this Section or effecting a change in the rate of tax
14 must either (i) be adopted and a certified copy of the
15 ordinance or resolution filed with the Department on or before
16 the first day of April, whereupon the Department shall proceed
17 to administer and enforce this Section as of the first day of
18 July next following the adoption and filing; or (ii) be adopted
19 and a certified copy of the ordinance or resolution filed with
20 the Department on or before the first day of October, whereupon
21 the Department shall proceed to administer and enforce this
22 Section as of the first day of January next following the
23 adoption and filing.

24 Notwithstanding any provision in this Section to the
25 contrary, if, in a non-home rule municipality with more than
26 150,000 but fewer than 200,000 inhabitants, as determined by

1 the last preceding federal decennial census, an ordinance or
2 resolution under this Section imposes or discontinues a tax or
3 changes the tax rate as of July 1, 2007, then that ordinance or
4 resolution, together with a certification that the ordinance or
5 resolution received referendum approval in the case of the
6 imposition of the tax, must be adopted and a certified copy of
7 that ordinance or resolution must be filed with the Department
8 on or before May 15, 2007, whereupon the Department shall
9 proceed to administer and enforce this Section as of July 1,
10 2007.

11 Notwithstanding any provision in this Section to the
12 contrary, if, in a non-home rule municipality with more than
13 6,500 but fewer than 7,000 inhabitants, as determined by the
14 last preceding federal decennial census, an ordinance or
15 resolution under this Section imposes or discontinues a tax or
16 changes the tax rate on or before May 20, 2009, then that
17 ordinance or resolution, together with a certification that the
18 ordinance or resolution received referendum approval in the
19 case of the imposition of the tax, must be adopted and a
20 certified copy of that ordinance or resolution must be filed
21 with the Department on or before May 20, 2009, whereupon the
22 Department shall proceed to administer and enforce this Section
23 as of July 1, 2009.

24 A non-home rule municipality may file a certified copy of
25 an ordinance or resolution, with a certification that the
26 ordinance or resolution received referendum approval in the

1 case of the imposition of the tax, with the Department of
2 Revenue, as required under this Section, only after October 2,
3 2000.

4 The tax authorized by this Section may not be more than 1%
5 and may be imposed only in 1/4% increments.

6 (Source: P.A. 95-8, eff. 6-29-07; 96-10, eff. 5-20-09.)".