



Sen. M. Maggie Crotty

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09700HB1215sam001

LRB097 08184 KMW 55086 a

1 AMENDMENT TO HOUSE BILL 1215

2 AMENDMENT NO. _____. Amend House Bill 1215 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by
5 changing Section 8-11-1.1 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

1 shall impose such tax. Such question shall be certified by the
2 municipal clerk to the election authority in accordance with
3 Section 28-5 of the Election Code and shall be in a form in
4 accordance with Section 16-7 of the Election Code.

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

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

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

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

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

25 Notwithstanding any provision in this Section to the
26 contrary, if, in a non-home rule municipality with more than

1 150,000 but fewer than 200,000 inhabitants, as determined by
2 the last preceding federal decennial census, an ordinance or
3 resolution under this Section imposes or discontinues a tax or
4 changes the tax rate as of July 1, 2007, then that ordinance or
5 resolution, together with a certification that the ordinance or
6 resolution received referendum approval in the case of the
7 imposition of the tax, must be adopted and a certified copy of
8 that ordinance or resolution must be filed with the Department
9 on or before May 15, 2007, whereupon the Department shall
10 proceed to administer and enforce this Section as of July 1,
11 2007.

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

25 Notwithstanding any provision in this Section to the
26 contrary, if, in a non-home rule municipality with more than

1 10,000 but fewer than 13,000 inhabitants, as determined by the
2 last preceding federal decennial census, an ordinance or
3 resolution under this Section imposes or discontinues a tax or
4 changes the tax rate on or before May 5, 2011, then that
5 ordinance or resolution, together with a certification that the
6 ordinance or resolution received referendum approval in the
7 case of the imposition of the tax, must be adopted and a
8 certified copy of that ordinance or resolution must be filed
9 with the Department on or before May 31, 2011, whereupon the
10 Department shall proceed to administer and enforce this Section
11 as of July 1, 2011.

12 A non-home rule municipality may file a certified copy of
13 an ordinance or resolution, with a certification that the
14 ordinance or resolution received referendum approval in the
15 case of the imposition of the tax, with the Department of
16 Revenue, as required under this Section, only after October 2,
17 2000.

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

20 (Source: P.A. 95-8, eff. 6-29-07; 96-10, eff. 5-20-09; 96-1057,
21 eff. 7-14-10.)

22 Section 10. The Illinois Municipal Code is amended by
23 changing Section 11-74.4-3.5 as follows:

24 (65 ILCS 5/11-74.4-3.5)

1 Sec. 11-74.4-3.5. Completion dates for redevelopment
2 projects.

3 (a) Unless otherwise stated in this Section, the estimated
4 dates of completion of the redevelopment project and retirement
5 of obligations issued to finance redevelopment project costs
6 (including refunding bonds under Section 11-74.4-7) may not be
7 later than December 31 of the year in which the payment to the
8 municipal treasurer, as provided in subsection (b) of Section
9 11-74.4-8 of this Act, is to be made with respect to ad valorem
10 taxes levied in the 23rd calendar year after the year in which
11 the ordinance approving the redevelopment project area was
12 adopted if the ordinance was adopted on or after January 15,
13 1981.

14 (b) The estimated dates of completion of the redevelopment
15 project and retirement of obligations issued to finance
16 redevelopment project costs (including refunding bonds under
17 Section 11-74.4-7) may not be later than December 31 of the
18 year in which the payment to the municipal treasurer as
19 provided in subsection (b) of Section 11-74.4-8 of this Act is
20 to be made with respect to ad valorem taxes levied in the 32nd
21 calendar year after the year in which the ordinance approving
22 the redevelopment project area was adopted, if the ordinance
23 was adopted on September 9, 1999 by the Village of Downs.

24 The estimated dates of completion of the redevelopment
25 project and retirement of obligations issued to finance
26 redevelopment project costs (including refunding bonds under

1 Section 11-74.4-7) may not be later than December 31 of the
2 year in which the payment to the municipal treasurer as
3 provided in subsection (b) of Section 11-74.4-8 of this Act is
4 to be made with respect to ad valorem taxes levied in the 33rd
5 calendar year after the year in which the ordinance approving
6 the redevelopment project area was adopted, if the ordinance
7 was adopted on May 20, 1985 by the Village of Wheeling.

8 (c) The estimated dates of completion of the redevelopment
9 project and retirement of obligations issued to finance
10 redevelopment project costs (including refunding bonds under
11 Section 11-74.4-7) may not be later than December 31 of the
12 year in which the payment to the municipal treasurer as
13 provided in subsection (b) of Section 11-74.4-8 of this Act is
14 to be made with respect to ad valorem taxes levied in the 35th
15 calendar year after the year in which the ordinance approving
16 the redevelopment project area was adopted:

17 (1) if the ordinance was adopted before January 15,
18 1981;

19 (2) if the ordinance was adopted in December 1983,
20 April 1984, July 1985, or December 1989;

21 (3) if the ordinance was adopted in December 1987 and
22 the redevelopment project is located within one mile of
23 Midway Airport;

24 (4) if the ordinance was adopted before January 1, 1987
25 by a municipality in Mason County;

26 (5) if the municipality is subject to the Local

1 Government Financial Planning and Supervision Act or the
2 Financially Distressed City Law;

3 (6) if the ordinance was adopted in December 1984 by
4 the Village of Rosemont;

5 (7) if the ordinance was adopted on December 31, 1986
6 by a municipality located in Clinton County for which at
7 least \$250,000 of tax increment bonds were authorized on
8 June 17, 1997, or if the ordinance was adopted on December
9 31, 1986 by a municipality with a population in 1990 of
10 less than 3,600 that is located in a county with a
11 population in 1990 of less than 34,000 and for which at
12 least \$250,000 of tax increment bonds were authorized on
13 June 17, 1997;

14 (8) if the ordinance was adopted on October 5, 1982 by
15 the City of Kankakee, or if the ordinance was adopted on
16 December 29, 1986 by East St. Louis;

17 (9) if the ordinance was adopted on November 12, 1991
18 by the Village of Sauget;

19 (10) if the ordinance was adopted on February 11, 1985
20 by the City of Rock Island;

21 (11) if the ordinance was adopted before December 18,
22 1986 by the City of Moline;

23 (12) if the ordinance was adopted in September 1988 by
24 Sauk Village;

25 (13) if the ordinance was adopted in October 1993 by
26 Sauk Village;

1 (14) if the ordinance was adopted on December 29, 1986
2 by the City of Galva;

3 (15) if the ordinance was adopted in March 1991 by the
4 City of Centreville;

5 (16) if the ordinance was adopted on January 23, 1991
6 by the City of East St. Louis;

7 (17) if the ordinance was adopted on December 22, 1986
8 by the City of Aledo;

9 (18) if the ordinance was adopted on February 5, 1990
10 by the City of Clinton;

11 (19) if the ordinance was adopted on September 6, 1994
12 by the City of Freeport;

13 (20) if the ordinance was adopted on December 22, 1986
14 by the City of Tuscola;

15 (21) if the ordinance was adopted on December 23, 1986
16 by the City of Sparta;

17 (22) if the ordinance was adopted on December 23, 1986
18 by the City of Beardstown;

19 (23) if the ordinance was adopted on April 27, 1981,
20 October 21, 1985, or December 30, 1986 by the City of
21 Belleville;

22 (24) if the ordinance was adopted on December 29, 1986
23 by the City of Collinsville;

24 (25) if the ordinance was adopted on September 14, 1994
25 by the City of Alton;

26 (26) if the ordinance was adopted on November 11, 1996

1 by the City of Lexington;

2 (27) if the ordinance was adopted on November 5, 1984
3 by the City of LeRoy;

4 (28) if the ordinance was adopted on April 3, 1991 or
5 June 3, 1992 by the City of Markham;

6 (29) if the ordinance was adopted on November 11, 1986
7 by the City of Pekin;

8 (30) if the ordinance was adopted on December 15, 1981
9 by the City of Champaign;

10 (31) if the ordinance was adopted on December 15, 1986
11 by the City of Urbana;

12 (32) if the ordinance was adopted on December 15, 1986
13 by the Village of Heyworth;

14 (33) if the ordinance was adopted on February 24, 1992
15 by the Village of Heyworth;

16 (34) if the ordinance was adopted on March 16, 1995 by
17 the Village of Heyworth;

18 (35) if the ordinance was adopted on December 23, 1986
19 by the Town of Cicero;

20 (36) if the ordinance was adopted on December 30, 1986
21 by the City of Effingham;

22 (37) if the ordinance was adopted on May 9, 1991 by the
23 Village of Tilton;

24 (38) if the ordinance was adopted on October 20, 1986
25 by the City of Elmhurst;

26 (39) if the ordinance was adopted on January 19, 1988

1 by the City of Waukegan;

2 (40) if the ordinance was adopted on September 21, 1998
3 by the City of Waukegan;

4 (41) if the ordinance was adopted on December 31, 1986
5 by the City of Sullivan;

6 (42) if the ordinance was adopted on December 23, 1991
7 by the City of Sullivan;

8 (43) if the ordinance was adopted on December 31, 1986
9 by the City of Oglesby;

10 (44) if the ordinance was adopted on July 28, 1987 by
11 the City of Marion;

12 (45) if the ordinance was adopted on April 23, 1990 by
13 the City of Marion;

14 (46) if the ordinance was adopted on August 20, 1985 by
15 the Village of Mount Prospect;

16 (47) if the ordinance was adopted on February 2, 1998
17 by the Village of Woodhull;

18 (48) if the ordinance was adopted on April 20, 1993 by
19 the Village of Princeville;

20 (49) if the ordinance was adopted on July 1, 1986 by
21 the City of Granite City;

22 (50) if the ordinance was adopted on February 2, 1989
23 by the Village of Lombard;

24 (51) if the ordinance was adopted on December 29, 1986
25 by the Village of Gardner;

26 (52) if the ordinance was adopted on July 14, 1999 by

1 the Village of Paw Paw;

2 (53) if the ordinance was adopted on November 17, 1986
3 by the Village of Franklin Park;

4 (54) if the ordinance was adopted on November 20, 1989
5 by the Village of South Holland;

6 (55) if the ordinance was adopted on July 14, 1992 by
7 the Village of Riverdale;

8 (56) if the ordinance was adopted on December 29, 1986
9 by the City of Galesburg;

10 (57) if the ordinance was adopted on April 1, 1985 by
11 the City of Galesburg;

12 (58) if the ordinance was adopted on May 21, 1990 by
13 the City of West Chicago;

14 (59) if the ordinance was adopted on December 16, 1986
15 by the City of Oak Forest;

16 (60) if the ordinance was adopted in 1999 by the City
17 of Villa Grove;

18 (61) if the ordinance was adopted on January 13, 1987
19 by the Village of Mt. Zion;

20 (62) if the ordinance was adopted on December 30, 1986
21 by the Village of Manteno;

22 (63) if the ordinance was adopted on April 3, 1989 by
23 the City of Chicago Heights;

24 (64) if the ordinance was adopted on January 6, 1999 by
25 the Village of Rosemont;

26 (65) if the ordinance was adopted on December 19, 2000

1 by the Village of Stone Park;

2 (66) if the ordinance was adopted on December 22, 1986
3 by the City of DeKalb;

4 (67) if the ordinance was adopted on December 2, 1986
5 by the City of Aurora;

6 (68) if the ordinance was adopted on December 31, 1986
7 by the Village of Milan;

8 (69) if the ordinance was adopted on September 8, 1994
9 by the City of West Frankfort;

10 (70) if the ordinance was adopted on December 23, 1986
11 by the Village of Libertyville;

12 (71) if the ordinance was adopted on December 22, 1986
13 by the Village of Hoffman Estates;

14 (72) if the ordinance was adopted on September 17, 1986
15 by the Village of Sherman;

16 (73) if the ordinance was adopted on December 16, 1986
17 by the City of Macomb;

18 (74) if the ordinance was adopted on June 11, 2002 by
19 the City of East Peoria to create the West Washington
20 Street TIF;

21 (75) if the ordinance was adopted on June 11, 2002 by
22 the City of East Peoria to create the Camp Street TIF;

23 (76) if the ordinance was adopted on August 7, 2000 by
24 the City of Des Plaines;

25 (77) if the ordinance was adopted on December 22, 1986
26 by the City of Washington to create the Washington Square

1 TIF #2;

2 (78) if the ordinance was adopted on December 29, 1986
3 by the City of Morris;

4 (79) if the ordinance was adopted on July 6, 1998 by
5 the Village of Steeleville;

6 (80) if the ordinance was adopted on December 29, 1986
7 by the City of Pontiac to create TIF I (the Main St TIF);

8 (81) if the ordinance was adopted on December 29, 1986
9 by the City of Pontiac to create TIF II (the Interstate
10 TIF);

11 (82) if the ordinance was adopted on November 6, 2002
12 by the City of Chicago to create the Madden/Wells TIF
13 District;

14 (83) if the ordinance was adopted on November 4, 1998
15 by the City of Chicago to create the Roosevelt/Racine TIF
16 District;

17 (84) if the ordinance was adopted on June 10, 1998 by
18 the City of Chicago to create the Stony Island
19 Commercial/Burnside Industrial Corridors TIF District;

20 (85) if the ordinance was adopted on November 29, 1989
21 by the City of Chicago to create the Englewood Mall TIF
22 District;

23 (86) if the ordinance was adopted on December 27, 1986
24 by the City of Mendota;

25 (87) if the ordinance was adopted on December 31, 1986
26 by the Village of Cahokia;

1 (88) if the ordinance was adopted on September 20, 1999
2 by the City of Belleville;

3 (89) if the ordinance was adopted on December 30, 1986
4 by the Village of Bellevue to create the Bellevue TIF
5 District 1;

6 (90) if the ordinance was adopted on December 13, 1993
7 by the Village of Crete;

8 (91) if the ordinance was adopted on February 12, 2001
9 by the Village of Crete;

10 (92) if the ordinance was adopted on April 23, 2001 by
11 the Village of Crete;

12 (93) if the ordinance was adopted on December 16, 1986
13 by the City of Champaign; ~~or~~

14 (94) if the ordinance was adopted on December 20, 1986
15 by the City of Charleston; or

16 (95) if the ordinance was adopted on June 1, 1994 by
17 the City of Markham.

18 (d) For redevelopment project areas for which bonds were
19 issued before July 29, 1991, or for which contracts were
20 entered into before June 1, 1988, in connection with a
21 redevelopment project in the area within the State Sales Tax
22 Boundary, the estimated dates of completion of the
23 redevelopment project and retirement of obligations to finance
24 redevelopment project costs (including refunding bonds under
25 Section 11-74.4-7) may be extended by municipal ordinance to
26 December 31, 2013. The termination procedures of subsection (b)

1 of Section 11-74.4-8 are not required for these redevelopment
2 project areas in 2009 but are required in 2013. The extension
3 allowed by Public Act 87-1272 shall not apply to real property
4 tax increment allocation financing under Section 11-74.4-8.

5 (e) Those dates, for purposes of real property tax
6 increment allocation financing pursuant to Section 11-74.4-8
7 only, shall be not more than 35 years for redevelopment project
8 areas that were adopted on or after December 16, 1986 and for
9 which at least \$8 million worth of municipal bonds were
10 authorized on or after December 19, 1989 but before January 1,
11 1990; provided that the municipality elects to extend the life
12 of the redevelopment project area to 35 years by the adoption
13 of an ordinance after at least 14 but not more than 30 days'
14 written notice to the taxing bodies, that would otherwise
15 constitute the joint review board for the redevelopment project
16 area, before the adoption of the ordinance.

17 (f) Those dates, for purposes of real property tax
18 increment allocation financing pursuant to Section 11-74.4-8
19 only, shall be not more than 35 years for redevelopment project
20 areas that were established on or after December 1, 1981 but
21 before January 1, 1982 and for which at least \$1,500,000 worth
22 of tax increment revenue bonds were authorized on or after
23 September 30, 1990 but before July 1, 1991; provided that the
24 municipality elects to extend the life of the redevelopment
25 project area to 35 years by the adoption of an ordinance after
26 at least 14 but not more than 30 days' written notice to the

1 taxing bodies, that would otherwise constitute the joint review
2 board for the redevelopment project area, before the adoption
3 of the ordinance.

4 (g) In consolidating the material relating to completion
5 dates from Sections 11-74.4-3 and 11-74.4-7 into this Section,
6 it is not the intent of the General Assembly to make any
7 substantive change in the law, except for the extension of the
8 completion dates for the City of Aurora, the Village of Milan,
9 the City of West Frankfort, the Village of Libertyville, and
10 the Village of Hoffman Estates set forth under items (67),
11 (68), (69), (70), and (71) of subsection (c) of this Section.
12 (Source: P.A. 95-932, eff. 8-26-08; 95-964, eff. 9-23-08;
13 incorporates P.A. 95-777, eff. 9-22-08, and 95-1028, eff.
14 8-25-09 (see Section 5 of P.A. 96-717 for the effective date of
15 changes made by P.A. 95-1028); 96-127, eff. 8-4-09; 96-182,
16 eff. 8-10-09; 96-208, eff. 8-10-09; 96-209, eff. 1-1-10;
17 96-213, eff. 8-10-09; 96-264, eff. 8-11-09; 96-328, eff.
18 8-11-09; 96-439, eff. 8-14-09; 96-454, eff. 8-14-09; 96-722,
19 eff. 8-25-09; 96-773, eff. 8-28-09; 96-830, eff. 12-4-09;
20 96-837, eff. 12-16-09; 96-1000, eff. 7-2-10; 96-1359, eff.
21 7-28-10; 96-1494, eff. 12-30-10.)

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