

HB0393



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0393

Introduced 2/8/2021, by Rep. Martin J. Moylan

SYNOPSIS AS INTRODUCED:

35 ILCS 5/232 new

Amends the Illinois Income Tax Act. Creates an income tax credit in an amount equal to the amount paid by the taxpayer during the taxable year for the purpose of purchasing acoustical materials, other materials, labor, and professional services to soundproof a residential home located at an eligible address against aircraft noise generated by an airport governed by the provisions of the Permanent Noise Monitoring Act. Provides that the credit may not reduce the taxpayer's liability to less than zero; however, the credit may be carried forward. Provides that the credit is exempt from the Act's automatic sunset provisions. Effective immediately.

LRB102 03940 HLH 13956 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

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

4 Section 5. The Illinois Income Tax Act is amended by
5 adding Section 232 as follows:

6 (35 ILCS 5/232 new)

7 Sec. 232. Credit for soundproofing of residential homes.

8 (a) For taxable years ending on or after December 31,
9 2021, each taxpayer is entitled to a credit, not exceeding
10 \$8,000, against the tax imposed under subsections (a) and (b)
11 of Section 201 in an amount equal to the amount paid by the
12 taxpayer during the taxable year for the purpose of purchasing
13 acoustical materials, other materials, labor, and professional
14 services to soundproof a residential home located at an
15 eligible address against aircraft noise generated by an
16 airport governed by the provisions of the Permanent Noise
17 Monitoring Act. In order to be eligible for the credit under
18 this Section, the soundproofing work must be carried out in
19 accordance with the requirements of the Illinois Residential
20 Building Code Act.

21 (b) In no event shall a credit under this Section reduce a
22 taxpayer's liability to less than zero. If the amount of
23 credit exceeds the tax liability for the year, the excess may

1 be carried forward and applied to the tax liability for the 5
2 taxable years following the excess credit year. The tax credit
3 shall be applied to the earliest year for which there is a tax
4 liability. If there are credits for more than one year that are
5 available to offset liability, the earlier credit shall be
6 applied first.

7 (c) For the purposes of this Section, an "eligible
8 address" means any address located (i) within the 65 DNL
9 Build-out Contour for O'Hare International Airport, as defined
10 by rules adopted by the Federal Aviation Administration, (ii)
11 within an alternative 65 CNEI Build-out Contour for O'Hare
12 International Airport, with CNEI units as defined in
13 subsection (a-3) of Section 5 of the Permanent Noise
14 Monitoring Act, or (iii) not more than 20 miles east or west
15 and not more than 3 miles north or south of an airport runway
16 aligned in an east-west direction and located at O'Hare
17 International Airport.

18 (d) This Section is exempt from the provisions of Section
19 250.

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