

# HB0220



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB0220

Introduced 1/20/2009, by Rep. Timothy L. Schmitz

#### SYNOPSIS AS INTRODUCED:

35 ILCS 200/15-25

Amends the Property Tax Code. Provides that if the Department of Revenue determines that any property has been unlawfully exempted from taxation for any year prior to the current assessment year, then that property is considered to be omitted property and may be assessed as set forth under certain provisions of the Code. Effective immediately.

LRB096 03026 HLH 13040 b

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT 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 Property Tax Code is amended by changing  
5 Section 15-25 as follows:

6 (35 ILCS 200/15-25)

7 Sec. 15-25. Removal of exemptions.

8 (a) If the Department determines that any property has been  
9 unlawfully exempted from taxation, or is no longer entitled to  
10 exemption, the Department shall, before January 1 of any year,  
11 direct the chief county assessment officer to assess the  
12 property and return it to the assessment rolls for the next  
13 assessment year. The Department shall give notice of its  
14 decision to the owner of the property by certified mail. The  
15 decision shall be subject to review and hearing under Section  
16 8-35, upon application by the owner filed within 60 days after  
17 the notice of decision is mailed. However, the extension of  
18 taxes on the assessment shall not be delayed by any proceedings  
19 under this Section. If the property is determined to be exempt,  
20 any taxes extended upon the assessment shall be abated or, if  
21 already paid, be refunded.

22 (b) If the Department determines that any property has been  
23 unlawfully exempted from taxation for any year prior to the

1 current assessment year, then that property is considered to be  
2 omitted property and may be assessed as set forth under  
3 Division 5 of Article 9 of this Code.

4 (Source: P.A. 95-331, eff. 8-21-07.)

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