



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB6196

Introduced 2/11/2010, by Rep. Bob Biggins

#### SYNOPSIS AS INTRODUCED:

75 ILCS 5/3-4

from Ch. 81, par. 3-4

Amends the Illinois Local Library Act. Requires the corporate authorities of an incorporated town, village, or township to levy taxes sufficient to pay the costs incurred by the library for payments under the Illinois Pension Code. Provides that the moneys collected for those purposes shall be transferred to the library within 30 days after receipt by the corporate authorities. Effective immediately.

LRB096 15734 HLH 30973 b

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

1 AN ACT concerning libraries.

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

4 Section 5. The Illinois Local Library Act is amended by  
5 changing Section 3-4 as follows:

6 (75 ILCS 5/3-4) (from Ch. 81, par. 3-4)

7 Sec. 3-4. (a) When the electors of an incorporated town,  
8 village or township have voted to establish and maintain a  
9 public library as provided in Section 2-2, the corporate  
10 authorities of such incorporated town, village or township  
11 shall levy an annual tax for the establishment and maintenance  
12 of such library, not exceeding .15% of the value as equalized  
13 or assessed by the Department of Revenue. If the petition and  
14 ballots so specify in the original establishment as set forth  
15 in Section 2-2 of this Act, the corporate authorities may levy  
16 a tax in excess of .15%, not to exceed the rate specified in  
17 such establishment petition and ballot, but in any event not to  
18 exceed .60% of the value as equalized and assessed by the  
19 Department of Revenue. If the annual public library tax rate of  
20 an established library was increased above .12% up to .20%  
21 prior to 1972 as provided in this Act, the corporate  
22 authorities shall then levy up to an additional .03% above the  
23 increased rate approved at the referendum. Such tax rate may be

1 increased to not to exceed .60% of the value, as equalized or  
2 assessed by the Department of Revenue, or the excess tax shall  
3 no longer be levied, if the electors of such incorporated town,  
4 village or township shall so determine by referendum at any  
5 regular election. Such referendum shall be petitioned for in  
6 the manner as the referendum for the establishment and  
7 maintenance of the library. Any tax levied pursuant to Section  
8 3-9 shall be disregarded in applying the provisions of this  
9 Section.

10 (b) The corporate authorities may also levy an additional  
11 tax of .02% of the value of all the taxable property in the  
12 incorporated town, village or township, as equalized or  
13 assessed by the Department of Revenue, for the purchase of  
14 sites and buildings, for the construction and equipment of  
15 buildings, for the rental of buildings required for library  
16 purposes, and for maintenance, repairs and alterations of  
17 library buildings and equipment. In any year in which the  
18 corporate authorities propose to levy such additional .02% tax,  
19 the corporate authorities shall adopt a resolution determining  
20 to levy such tax. Within 15 days after the adoption of the  
21 resolution, it shall be published at least once in one or more  
22 newspapers published in the incorporated town, village or  
23 township, or if no newspaper is published therein, then in one  
24 or more newspapers with a general circulation therein. In an  
25 incorporated town, village or township in which no newspaper is  
26 published, publication may instead be made by posting a notice

1 in three prominent places. The publication or posting of the  
2 resolution shall include a notice of (1) the specific number of  
3 voters required to sign a petition requesting that the question  
4 of the adoption of the resolution be submitted to the electors  
5 of the incorporated town, village or township; (2) the time in  
6 which the petition must be filed; and (3) the date of the  
7 prospective referendum. The clerk of the incorporated town,  
8 village or township, shall provide a petition form to any  
9 individual requesting one. If no petition is filed with the  
10 corporate authorities within 30 days after publication or  
11 posting of the resolution, the incorporated town, village or  
12 township shall then be authorized to levy the tax. However, if  
13 within the 30 day period, a petition is filed with the  
14 corporate authorities, signed by electors of the incorporated  
15 town, village or township equal in number to 10% or more of the  
16 total number of registered voters in the incorporated town,  
17 village or township, asking that the question of levying such a  
18 .02% tax be submitted to the electors thereof, the question  
19 shall be submitted at a special or general election. Notice of  
20 this election shall be given as provided by the general  
21 election laws of this state in force at the time of the  
22 election, and the election shall be held in all respects in  
23 accordance with those laws. The ballot on which the proposition  
24 is submitted shall be in substantially the following form:  
25 "Shall the corporate authorities of (name of incorporated town,  
26 village or township) be authorized to levy an additional tax of

1 ...% for the construction of buildings, provision of sites,  
2 etc., as determined by resolution dated (insert date)?" . If a  
3 majority of votes cast upon the proposition are in favor  
4 thereof, the corporate authorities may levy the additional tax.

5 (c) In addition to all other taxes levied pursuant to this  
6 Act, the corporate authorities shall levy taxes sufficient to  
7 pay the costs incurred by the library for payments pursuant to  
8 Articles 7, 21, and 22 of the Illinois Pension Code. The  
9 corporate authorities shall transfer to the library all sums  
10 collected for those purposes. Those transfers shall be made to  
11 the library within 30 days after the corporate authorities  
12 receive those sums.

13 (Source: P.A. 91-357, eff. 7-29-99.)

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