



Rep. Barbara Flynn Currie

**Filed: 6/29/2016**

09900SB0318ham002

LRB099 02944 MLM 49754 a

1 AMENDMENT TO SENATE BILL 318

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 318, AS AMENDED, by  
3 replacing everything after the enacting clause with the  
4 following:

5 "Section 5. The Property Tax Code is amended by changing  
6 Section 18-185 as follows:

7 (35 ILCS 200/18-185)

8 Sec. 18-185. Short title; definitions. This Division 5 may  
9 be cited as the Property Tax Extension Limitation Law. As used  
10 in this Division 5:

11 "Consumer Price Index" means the Consumer Price Index for  
12 All Urban Consumers for all items published by the United  
13 States Department of Labor.

14 "Extension limitation" means (a) the lesser of 5% or the  
15 percentage increase in the Consumer Price Index during the  
16 12-month calendar year preceding the levy year or (b) the rate

1 of increase approved by voters under Section 18-205.

2 "Affected county" means a county of 3,000,000 or more  
3 inhabitants or a county contiguous to a county of 3,000,000 or  
4 more inhabitants.

5 "Taxing district" has the same meaning provided in Section  
6 1-150, except as otherwise provided in this Section. For the  
7 1991 through 1994 levy years only, "taxing district" includes  
8 only each non-home rule taxing district having the majority of  
9 its 1990 equalized assessed value within any county or counties  
10 contiguous to a county with 3,000,000 or more inhabitants.  
11 Beginning with the 1995 levy year, "taxing district" includes  
12 only each non-home rule taxing district subject to this Law  
13 before the 1995 levy year and each non-home rule taxing  
14 district not subject to this Law before the 1995 levy year  
15 having the majority of its 1994 equalized assessed value in an  
16 affected county or counties. Beginning with the levy year in  
17 which this Law becomes applicable to a taxing district as  
18 provided in Section 18-213, "taxing district" also includes  
19 those taxing districts made subject to this Law as provided in  
20 Section 18-213.

21 "Aggregate extension" for taxing districts to which this  
22 Law applied before the 1995 levy year means the annual  
23 corporate extension for the taxing district and those special  
24 purpose extensions that are made annually for the taxing  
25 district, excluding special purpose extensions: (a) made for  
26 the taxing district to pay interest or principal on general

1 obligation bonds that were approved by referendum; (b) made for  
2 any taxing district to pay interest or principal on general  
3 obligation bonds issued before October 1, 1991; (c) made for  
4 any taxing district to pay interest or principal on bonds  
5 issued to refund or continue to refund those bonds issued  
6 before October 1, 1991; (d) made for any taxing district to pay  
7 interest or principal on bonds issued to refund or continue to  
8 refund bonds issued after October 1, 1991 that were approved by  
9 referendum; (e) made for any taxing district to pay interest or  
10 principal on revenue bonds issued before October 1, 1991 for  
11 payment of which a property tax levy or the full faith and  
12 credit of the unit of local government is pledged; however, a  
13 tax for the payment of interest or principal on those bonds  
14 shall be made only after the governing body of the unit of  
15 local government finds that all other sources for payment are  
16 insufficient to make those payments; (f) made for payments  
17 under a building commission lease when the lease payments are  
18 for the retirement of bonds issued by the commission before  
19 October 1, 1991, to pay for the building project; (g) made for  
20 payments due under installment contracts entered into before  
21 October 1, 1991; (h) made for payments of principal and  
22 interest on bonds issued under the Metropolitan Water  
23 Reclamation District Act to finance construction projects  
24 initiated before October 1, 1991; (i) made for payments of  
25 principal and interest on limited bonds, as defined in Section  
26 3 of the Local Government Debt Reform Act, in an amount not to

1 exceed the debt service extension base less the amount in items  
2 (b), (c), (e), and (h) of this definition for non-referendum  
3 obligations, except obligations initially issued pursuant to  
4 referendum; (j) made for payments of principal and interest on  
5 bonds issued under Section 15 of the Local Government Debt  
6 Reform Act; (k) made by a school district that participates in  
7 the Special Education District of Lake County, created by  
8 special education joint agreement under Section 10-22.31 of the  
9 School Code, for payment of the school district's share of the  
10 amounts required to be contributed by the Special Education  
11 District of Lake County to the Illinois Municipal Retirement  
12 Fund under Article 7 of the Illinois Pension Code; the amount  
13 of any extension under this item (k) shall be certified by the  
14 school district to the county clerk; (l) made to fund expenses  
15 of providing joint recreational programs for persons with  
16 disabilities under Section 5-8 of the Park District Code or  
17 Section 11-95-14 of the Illinois Municipal Code; (m) made for  
18 temporary relocation loan repayment purposes pursuant to  
19 Sections 2-3.77 and 17-2.2d of the School Code; (n) made for  
20 payment of principal and interest on any bonds issued under the  
21 authority of Section 17-2.2d of the School Code; (o) made for  
22 contributions to a firefighter's pension fund created under  
23 Article 4 of the Illinois Pension Code, to the extent of the  
24 amount certified under item (5) of Section 4-134 of the  
25 Illinois Pension Code; and (p) made for road purposes in the  
26 first year after a township assumes the rights, powers, duties,

1 assets, property, liabilities, obligations, and  
2 responsibilities of a road district abolished under the  
3 provisions of Section 6-133 of the Illinois Highway Code.

4 "Aggregate extension" for the taxing districts to which  
5 this Law did not apply before the 1995 levy year (except taxing  
6 districts subject to this Law in accordance with Section  
7 18-213) means the annual corporate extension for the taxing  
8 district and those special purpose extensions that are made  
9 annually for the taxing district, excluding special purpose  
10 extensions: (a) made for the taxing district to pay interest or  
11 principal on general obligation bonds that were approved by  
12 referendum; (b) made for any taxing district to pay interest or  
13 principal on general obligation bonds issued before March 1,  
14 1995; (c) made for any taxing district to pay interest or  
15 principal on bonds issued to refund or continue to refund those  
16 bonds issued before March 1, 1995; (d) made for any taxing  
17 district to pay interest or principal on bonds issued to refund  
18 or continue to refund bonds issued after March 1, 1995 that  
19 were approved by referendum; (e) made for any taxing district  
20 to pay interest or principal on revenue bonds issued before  
21 March 1, 1995 for payment of which a property tax levy or the  
22 full faith and credit of the unit of local government is  
23 pledged; however, a tax for the payment of interest or  
24 principal on those bonds shall be made only after the governing  
25 body of the unit of local government finds that all other  
26 sources for payment are insufficient to make those payments;

1 (f) made for payments under a building commission lease when  
2 the lease payments are for the retirement of bonds issued by  
3 the commission before March 1, 1995 to pay for the building  
4 project; (g) made for payments due under installment contracts  
5 entered into before March 1, 1995; (h) made for payments of  
6 principal and interest on bonds issued under the Metropolitan  
7 Water Reclamation District Act to finance construction  
8 projects initiated before October 1, 1991; (h-4) made for  
9 stormwater management purposes by the Metropolitan Water  
10 Reclamation District of Greater Chicago under Section 12 of the  
11 Metropolitan Water Reclamation District Act; (i) made for  
12 payments of principal and interest on limited bonds, as defined  
13 in Section 3 of the Local Government Debt Reform Act, in an  
14 amount not to exceed the debt service extension base less the  
15 amount in items (b), (c), and (e) of this definition for  
16 non-referendum obligations, except obligations initially  
17 issued pursuant to referendum and bonds described in subsection  
18 (h) of this definition; (j) made for payments of principal and  
19 interest on bonds issued under Section 15 of the Local  
20 Government Debt Reform Act; (k) made for payments of principal  
21 and interest on bonds authorized by Public Act 88-503 and  
22 issued under Section 20a of the Chicago Park District Act for  
23 aquarium or museum projects; (l) made for payments of principal  
24 and interest on bonds authorized by Public Act 87-1191 or  
25 93-601 and (i) issued pursuant to Section 21.2 of the Cook  
26 County Forest Preserve District Act, (ii) issued under Section

1 42 of the Cook County Forest Preserve District Act for  
2 zoological park projects, or (iii) issued under Section 44.1 of  
3 the Cook County Forest Preserve District Act for botanical  
4 gardens projects; (m) made pursuant to Section 34-53.5 of the  
5 School Code, whether levied annually or not; (n) made to fund  
6 expenses of providing joint recreational programs for persons  
7 with disabilities under Section 5-8 of the Park District Code  
8 or Section 11-95-14 of the Illinois Municipal Code; (o) made by  
9 the Chicago Park District for recreational programs for persons  
10 with disabilities under subsection (c) of Section 7.06 of the  
11 Chicago Park District Act; (p) made for contributions to a  
12 firefighter's pension fund created under Article 4 of the  
13 Illinois Pension Code, to the extent of the amount certified  
14 under item (5) of Section 4-134 of the Illinois Pension Code;  
15 ~~and~~ (q) made by Ford Heights School District 169 under Section  
16 17-9.02 of the School Code; and (r) made for the purpose of  
17 making employer contributions to the Public School Teachers'  
18 Pension and Retirement Fund of Chicago under Section 34-53 of  
19 the School Code.

20 "Aggregate extension" for all taxing districts to which  
21 this Law applies in accordance with Section 18-213, except for  
22 those taxing districts subject to paragraph (2) of subsection  
23 (e) of Section 18-213, means the annual corporate extension for  
24 the taxing district and those special purpose extensions that  
25 are made annually for the taxing district, excluding special  
26 purpose extensions: (a) made for the taxing district to pay

1 interest or principal on general obligation bonds that were  
2 approved by referendum; (b) made for any taxing district to pay  
3 interest or principal on general obligation bonds issued before  
4 the date on which the referendum making this Law applicable to  
5 the taxing district is held; (c) made for any taxing district  
6 to pay interest or principal on bonds issued to refund or  
7 continue to refund those bonds issued before the date on which  
8 the referendum making this Law applicable to the taxing  
9 district is held; (d) made for any taxing district to pay  
10 interest or principal on bonds issued to refund or continue to  
11 refund bonds issued after the date on which the referendum  
12 making this Law applicable to the taxing district is held if  
13 the bonds were approved by referendum after the date on which  
14 the referendum making this Law applicable to the taxing  
15 district is held; (e) made for any taxing district to pay  
16 interest or principal on revenue bonds issued before the date  
17 on which the referendum making this Law applicable to the  
18 taxing district is held for payment of which a property tax  
19 levy or the full faith and credit of the unit of local  
20 government is pledged; however, a tax for the payment of  
21 interest or principal on those bonds shall be made only after  
22 the governing body of the unit of local government finds that  
23 all other sources for payment are insufficient to make those  
24 payments; (f) made for payments under a building commission  
25 lease when the lease payments are for the retirement of bonds  
26 issued by the commission before the date on which the



1 referendum making this Law applicable to the taxing district is  
2 held to pay for the building project; (g) made for payments due  
3 under installment contracts entered into before the date on  
4 which the referendum making this Law applicable to the taxing  
5 district is held; (h) made for payments of principal and  
6 interest on limited bonds, as defined in Section 3 of the Local  
7 Government Debt Reform Act, in an amount not to exceed the debt  
8 service extension base less the amount in items (b), (c), and  
9 (e) of this definition for non-referendum obligations, except  
10 obligations initially issued pursuant to referendum; (i) made  
11 for payments of principal and interest on bonds issued under  
12 Section 15 of the Local Government Debt Reform Act; (j) made  
13 for a qualified airport authority to pay interest or principal  
14 on general obligation bonds issued for the purpose of paying  
15 obligations due under, or financing airport facilities  
16 required to be acquired, constructed, installed or equipped  
17 pursuant to, contracts entered into before March 1, 1996 (but  
18 not including any amendments to such a contract taking effect  
19 on or after that date); (k) made to fund expenses of providing  
20 joint recreational programs for persons with disabilities  
21 under Section 5-8 of the Park District Code or Section 11-95-14  
22 of the Illinois Municipal Code; (l) made for contributions to a  
23 firefighter's pension fund created under Article 4 of the  
24 Illinois Pension Code, to the extent of the amount certified  
25 under item (5) of Section 4-134 of the Illinois Pension Code;  
26 and (m) made for the taxing district to pay interest or

1 principal on general obligation bonds issued pursuant to  
2 Section 19-3.10 of the School Code.

3 "Aggregate extension" for all taxing districts to which  
4 this Law applies in accordance with paragraph (2) of subsection  
5 (e) of Section 18-213 means the annual corporate extension for  
6 the taxing district and those special purpose extensions that  
7 are made annually for the taxing district, excluding special  
8 purpose extensions: (a) made for the taxing district to pay  
9 interest or principal on general obligation bonds that were  
10 approved by referendum; (b) made for any taxing district to pay  
11 interest or principal on general obligation bonds issued before  
12 the effective date of this amendatory Act of 1997; (c) made for  
13 any taxing district to pay interest or principal on bonds  
14 issued to refund or continue to refund those bonds issued  
15 before the effective date of this amendatory Act of 1997; (d)  
16 made for any taxing district to pay interest or principal on  
17 bonds issued to refund or continue to refund bonds issued after  
18 the effective date of this amendatory Act of 1997 if the bonds  
19 were approved by referendum after the effective date of this  
20 amendatory Act of 1997; (e) made for any taxing district to pay  
21 interest or principal on revenue bonds issued before the  
22 effective date of this amendatory Act of 1997 for payment of  
23 which a property tax levy or the full faith and credit of the  
24 unit of local government is pledged; however, a tax for the  
25 payment of interest or principal on those bonds shall be made  
26 only after the governing body of the unit of local government

1 finds that all other sources for payment are insufficient to  
2 make those payments; (f) made for payments under a building  
3 commission lease when the lease payments are for the retirement  
4 of bonds issued by the commission before the effective date of  
5 this amendatory Act of 1997 to pay for the building project;  
6 (g) made for payments due under installment contracts entered  
7 into before the effective date of this amendatory Act of 1997;  
8 (h) made for payments of principal and interest on limited  
9 bonds, as defined in Section 3 of the Local Government Debt  
10 Reform Act, in an amount not to exceed the debt service  
11 extension base less the amount in items (b), (c), and (e) of  
12 this definition for non-referendum obligations, except  
13 obligations initially issued pursuant to referendum; (i) made  
14 for payments of principal and interest on bonds issued under  
15 Section 15 of the Local Government Debt Reform Act; (j) made  
16 for a qualified airport authority to pay interest or principal  
17 on general obligation bonds issued for the purpose of paying  
18 obligations due under, or financing airport facilities  
19 required to be acquired, constructed, installed or equipped  
20 pursuant to, contracts entered into before March 1, 1996 (but  
21 not including any amendments to such a contract taking effect  
22 on or after that date); (k) made to fund expenses of providing  
23 joint recreational programs for persons with disabilities  
24 under Section 5-8 of the Park District Code or Section 11-95-14  
25 of the Illinois Municipal Code; and (l) made for contributions  
26 to a firefighter's pension fund created under Article 4 of the

1 Illinois Pension Code, to the extent of the amount certified  
2 under item (5) of Section 4-134 of the Illinois Pension Code.

3 "Debt service extension base" means an amount equal to that  
4 portion of the extension for a taxing district for the 1994  
5 levy year, or for those taxing districts subject to this Law in  
6 accordance with Section 18-213, except for those subject to  
7 paragraph (2) of subsection (e) of Section 18-213, for the levy  
8 year in which the referendum making this Law applicable to the  
9 taxing district is held, or for those taxing districts subject  
10 to this Law in accordance with paragraph (2) of subsection (e)  
11 of Section 18-213 for the 1996 levy year, constituting an  
12 extension for payment of principal and interest on bonds issued  
13 by the taxing district without referendum, but not including  
14 excluded non-referendum bonds. For park districts (i) that were  
15 first subject to this Law in 1991 or 1995 and (ii) whose  
16 extension for the 1994 levy year for the payment of principal  
17 and interest on bonds issued by the park district without  
18 referendum (but not including excluded non-referendum bonds)  
19 was less than 51% of the amount for the 1991 levy year  
20 constituting an extension for payment of principal and interest  
21 on bonds issued by the park district without referendum (but  
22 not including excluded non-referendum bonds), "debt service  
23 extension base" means an amount equal to that portion of the  
24 extension for the 1991 levy year constituting an extension for  
25 payment of principal and interest on bonds issued by the park  
26 district without referendum (but not including excluded

1 non-referendum bonds). A debt service extension base  
2 established or increased at any time pursuant to any provision  
3 of this Law, except Section 18-212, shall be increased each  
4 year commencing with the later of (i) the 2009 levy year or  
5 (ii) the first levy year in which this Law becomes applicable  
6 to the taxing district, by the lesser of 5% or the percentage  
7 increase in the Consumer Price Index during the 12-month  
8 calendar year preceding the levy year. The debt service  
9 extension base may be established or increased as provided  
10 under Section 18-212. "Excluded non-referendum bonds" means  
11 (i) bonds authorized by Public Act 88-503 and issued under  
12 Section 20a of the Chicago Park District Act for aquarium and  
13 museum projects; (ii) bonds issued under Section 15 of the  
14 Local Government Debt Reform Act; or (iii) refunding  
15 obligations issued to refund or to continue to refund  
16 obligations initially issued pursuant to referendum.

17 "Special purpose extensions" include, but are not limited  
18 to, extensions for levies made on an annual basis for  
19 unemployment and workers' compensation, self-insurance,  
20 contributions to pension plans, and extensions made pursuant to  
21 Section 6-601 of the Illinois Highway Code for a road  
22 district's permanent road fund whether levied annually or not.  
23 The extension for a special service area is not included in the  
24 aggregate extension.

25 "Aggregate extension base" means the taxing district's  
26 last preceding aggregate extension as adjusted under Sections

1 18-135, 18-215, and 18-230. An adjustment under Section 18-135  
2 shall be made for the 2007 levy year and all subsequent levy  
3 years whenever one or more counties within which a taxing  
4 district is located (i) used estimated valuations or rates when  
5 extending taxes in the taxing district for the last preceding  
6 levy year that resulted in the over or under extension of  
7 taxes, or (ii) increased or decreased the tax extension for the  
8 last preceding levy year as required by Section 18-135(c).  
9 Whenever an adjustment is required under Section 18-135, the  
10 aggregate extension base of the taxing district shall be equal  
11 to the amount that the aggregate extension of the taxing  
12 district would have been for the last preceding levy year if  
13 either or both (i) actual, rather than estimated, valuations or  
14 rates had been used to calculate the extension of taxes for the  
15 last levy year, or (ii) the tax extension for the last  
16 preceding levy year had not been adjusted as required by  
17 subsection (c) of Section 18-135.

18 Notwithstanding any other provision of law, for levy year  
19 2012, the aggregate extension base for West Northfield School  
20 District No. 31 in Cook County shall be \$12,654,592.

21 "Levy year" has the same meaning as "year" under Section  
22 1-155.

23 "New property" means (i) the assessed value, after final  
24 board of review or board of appeals action, of new improvements  
25 or additions to existing improvements on any parcel of real  
26 property that increase the assessed value of that real property

1 during the levy year multiplied by the equalization factor  
2 issued by the Department under Section 17-30, (ii) the assessed  
3 value, after final board of review or board of appeals action,  
4 of real property not exempt from real estate taxation, which  
5 real property was exempt from real estate taxation for any  
6 portion of the immediately preceding levy year, multiplied by  
7 the equalization factor issued by the Department under Section  
8 17-30, including the assessed value, upon final stabilization  
9 of occupancy after new construction is complete, of any real  
10 property located within the boundaries of an otherwise or  
11 previously exempt military reservation that is intended for  
12 residential use and owned by or leased to a private corporation  
13 or other entity, (iii) in counties that classify in accordance  
14 with Section 4 of Article IX of the Illinois Constitution, an  
15 incentive property's additional assessed value resulting from  
16 a scheduled increase in the level of assessment as applied to  
17 the first year final board of review market value, and (iv) any  
18 increase in assessed value due to oil or gas production from an  
19 oil or gas well required to be permitted under the Hydraulic  
20 Fracturing Regulatory Act that was not produced in or accounted  
21 for during the previous levy year. In addition, the county  
22 clerk in a county containing a population of 3,000,000 or more  
23 shall include in the 1997 recovered tax increment value for any  
24 school district, any recovered tax increment value that was  
25 applicable to the 1995 tax year calculations.

26 "Qualified airport authority" means an airport authority

1 organized under the Airport Authorities Act and located in a  
2 county bordering on the State of Wisconsin and having a  
3 population in excess of 200,000 and not greater than 500,000.

4 "Recovered tax increment value" means, except as otherwise  
5 provided in this paragraph, the amount of the current year's  
6 equalized assessed value, in the first year after a  
7 municipality terminates the designation of an area as a  
8 redevelopment project area previously established under the  
9 Tax Increment Allocation Development Act in the Illinois  
10 Municipal Code, previously established under the Industrial  
11 Jobs Recovery Law in the Illinois Municipal Code, previously  
12 established under the Economic Development Project Area Tax  
13 Increment Act of 1995, or previously established under the  
14 Economic Development Area Tax Increment Allocation Act, of each  
15 taxable lot, block, tract, or parcel of real property in the  
16 redevelopment project area over and above the initial equalized  
17 assessed value of each property in the redevelopment project  
18 area. For the taxes which are extended for the 1997 levy year,  
19 the recovered tax increment value for a non-home rule taxing  
20 district that first became subject to this Law for the 1995  
21 levy year because a majority of its 1994 equalized assessed  
22 value was in an affected county or counties shall be increased  
23 if a municipality terminated the designation of an area in 1993  
24 as a redevelopment project area previously established under  
25 the Tax Increment Allocation Development Act in the Illinois  
26 Municipal Code, previously established under the Industrial



1 Jobs Recovery Law in the Illinois Municipal Code, or previously  
2 established under the Economic Development Area Tax Increment  
3 Allocation Act, by an amount equal to the 1994 equalized  
4 assessed value of each taxable lot, block, tract, or parcel of  
5 real property in the redevelopment project area over and above  
6 the initial equalized assessed value of each property in the  
7 redevelopment project area. In the first year after a  
8 municipality removes a taxable lot, block, tract, or parcel of  
9 real property from a redevelopment project area established  
10 under the Tax Increment Allocation Development Act in the  
11 Illinois Municipal Code, the Industrial Jobs Recovery Law in  
12 the Illinois Municipal Code, or the Economic Development Area  
13 Tax Increment Allocation Act, "recovered tax increment value"  
14 means the amount of the current year's equalized assessed value  
15 of each taxable lot, block, tract, or parcel of real property  
16 removed from the redevelopment project area over and above the  
17 initial equalized assessed value of that real property before  
18 removal from the redevelopment project area.

19 Except as otherwise provided in this Section, "limiting  
20 rate" means a fraction the numerator of which is the last  
21 preceding aggregate extension base times an amount equal to one  
22 plus the extension limitation defined in this Section and the  
23 denominator of which is the current year's equalized assessed  
24 value of all real property in the territory under the  
25 jurisdiction of the taxing district during the prior levy year.  
26 For those taxing districts that reduced their aggregate

1 extension for the last preceding levy year, the highest  
2 aggregate extension in any of the last 3 preceding levy years  
3 shall be used for the purpose of computing the limiting rate.  
4 The denominator shall not include new property or the recovered  
5 tax increment value. If a new rate, a rate decrease, or a  
6 limiting rate increase has been approved at an election held  
7 after March 21, 2006, then (i) the otherwise applicable  
8 limiting rate shall be increased by the amount of the new rate  
9 or shall be reduced by the amount of the rate decrease, as the  
10 case may be, or (ii) in the case of a limiting rate increase,  
11 the limiting rate shall be equal to the rate set forth in the  
12 proposition approved by the voters for each of the years  
13 specified in the proposition, after which the limiting rate of  
14 the taxing district shall be calculated as otherwise provided.  
15 In the case of a taxing district that obtained referendum  
16 approval for an increased limiting rate on March 20, 2012, the  
17 limiting rate for tax year 2012 shall be the rate that  
18 generates the approximate total amount of taxes extendable for  
19 that tax year, as set forth in the proposition approved by the  
20 voters; this rate shall be the final rate applied by the county  
21 clerk for the aggregate of all capped funds of the district for  
22 tax year 2012.  
23 (Source: P.A. 98-6, eff. 3-29-13; 98-23, eff. 6-17-13; 99-143,  
24 eff. 7-27-15.)

25 Section 10. The School Code is amended by changing Section

1 34-53 as follows:

2 (105 ILCS 5/34-53) (from Ch. 122, par. 34-53)

3 Sec. 34-53. Tax levies; Purpose; Rates. For the purpose of  
4 establishing and supporting free schools for not fewer than 9  
5 months in each year and defraying their expenses the board may  
6 levy annually, upon all taxable property of such district for  
7 educational purposes a tax for the fiscal years 1996 and each  
8 succeeding fiscal year at a rate of not to exceed the sum of  
9 (i) 3.07% (or such other rate as may be set by law independent  
10 of the rate difference described in (ii) below) and (ii) the  
11 difference between .50% and the rate per cent of taxes extended  
12 for a School Finance Authority organized under Article 34A of  
13 the School Code, for the calendar year in which the applicable  
14 fiscal year of the board begins as determined by the county  
15 clerk and certified to the board pursuant to Section 18-110 of  
16 the Property Tax Code, of the value as equalized or assessed by  
17 the Department of Revenue for the year in which such levy is  
18 made.

19 Beginning on the effective date of this amendatory Act of  
20 the 99th General Assembly, for the purpose of making an  
21 employer contribution to the Public School Teachers' Pension  
22 and Retirement Fund of Chicago, the board may levy annually,  
23 upon all taxable property located within the district, a tax at  
24 a rate not to exceed 0.383%. The proceeds from this additional  
25 tax shall be paid, as soon as possible after collection,

1 directly to Public School Teachers' Pension and Retirement Fund  
2 of Chicago and not to the Board of Education. The rate under  
3 this paragraph is not a new rate for the purposes of the  
4 Property Tax Extension Limitation Law.

5 Nothing in this amendatory Act of 1995 shall in any way  
6 impair or restrict the levy or extension of taxes pursuant to  
7 any tax levies for any purposes of the board lawfully made  
8 prior to the adoption of this amendatory Act of 1995.

9 Notwithstanding any other provision of this Code and in  
10 addition to any other methods provided for increasing the tax  
11 rate the board may, by proper resolution, cause a proposition  
12 to increase the annual tax rate for educational purposes to be  
13 submitted to the voters of such district at any general or  
14 special election. The maximum rate for educational purposes  
15 shall not exceed 4.00%. The election called for such purpose  
16 shall be governed by Article 9 of this Act. If at such election  
17 a majority of the votes cast on the proposition is in favor  
18 thereof, the Board of Education may thereafter until such  
19 authority is revoked in a like manner, levy annually the tax so  
20 authorized.

21 For purposes of this Article, educational purposes for  
22 fiscal years beginning in 1995 and each subsequent year shall  
23 also include, but not be limited to, in addition to those  
24 purposes authorized before this amendatory Act of 1995,  
25 constructing, acquiring, leasing (other than from the Public  
26 Building Commission of Chicago), operating, maintaining,

1 improving, repairing, and renovating land, buildings,  
2 furnishings, and equipment for school houses and buildings, and  
3 related incidental expenses, and provision of special  
4 education, furnishing free textbooks and instructional aids  
5 and school supplies, establishing, equipping, maintaining, and  
6 operating supervised playgrounds under the control of the  
7 board, school extracurricular activities, and stadia, social  
8 center, and summer swimming pool programs open to the public in  
9 connection with any public school; making an employer  
10 contribution to the Public School Teachers' Pension and  
11 Retirement Fund as required by Section 17-129 of the Illinois  
12 Pension Code; and providing an agricultural science school,  
13 including site development and improvements, maintenance  
14 repairs, and supplies. Educational purposes also includes  
15 student transportation expenses.

16 All collections of all taxes levied for fiscal years ending  
17 before 1996 under this Section or under Sections 34-53.2,  
18 34-53.3, 34-58, 34-60, or 34-62 of this Article as in effect  
19 prior to this amendatory Act of 1995 may be used for any  
20 educational purposes as defined by this amendatory Act of 1995  
21 and need not be used for the particular purposes for which they  
22 were levied. The levy and extension of taxes pursuant to this  
23 Section as amended by this amendatory Act of 1995 shall not  
24 constitute a new or increased tax rate within the meaning of  
25 the Property Tax Extension Limitation Law or the One-year  
26 Property Tax Extension Limitation Law.

1           The rate at which taxes may be levied for the fiscal year  
2 beginning September 1, 1996, for educational purposes shall be  
3 the full rate authorized by this Section for such taxes for  
4 fiscal years ending after 1995.

5           (Source: P.A. 88-511; 88-670, eff. 12-2-94; 89-15, eff.  
6 5-30-95.)".