



Rep. Robert W. Pritchard

Filed: 3/2/2017

10000HB0537ham003

LRB100 06956 MLM 22945 a

1 AMENDMENT TO HOUSE BILL 537

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 537 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing  
5 Section 12-5 and by adding Section 28-8.2 as follows:

6 (10 ILCS 5/12-5) (from Ch. 46, par. 12-5)  
7 Sec. 12-5. Notice for public questions.

8 (a) Except as otherwise provided in subsection (b), for all  
9 elections held after July 1, 1999, notice of public questions  
10 shall be required only as set forth in this Section and Section  
11 28-8.2 of this Code or ~~as set forth in~~ Section 17-3 or 19-3 of  
12 the School Code. Not more than 60 ~~30~~ days nor less than 40 ~~10~~  
13 days before the date of a regular election at which a public  
14 question is to be submitted to the voters of a political or  
15 governmental subdivision, and at least 20 days before an  
16 emergency referendum, the election authority shall publish

1 notice of the referendum. The notice shall be published once in  
2 a local, community newspaper having general circulation in the  
3 political or governmental subdivision. The notice shall also be  
4 given at least 10 days before the date of the election by  
5 posting a copy of the notice at the principal office of the  
6 election authority. The local election official shall also post  
7 a copy of the notice at the principal office of the political  
8 or governmental subdivision, or if there is no principal office  
9 at the building in which the governing body of the political or  
10 governmental subdivision held its first meeting of the calendar  
11 year in which the referendum is being held. The election  
12 authority and the political or governmental subdivision may,  
13 but are not required to, post the notice electronically on  
14 their World Wide Web pages. The notice, which shall appear over  
15 the name or title of the election authority, shall be  
16 substantially in the following form:

17 NOTICE IS HEREBY GIVEN that at the election to be held  
18 on (insert day of the week), (insert date of election), the  
19 following proposition will be submitted to the voters of  
20 (name of political or governmental subdivision):

21 (insert the public question as it will appear on the  
22 ballot)

23 The polls at the election will be open at 6:00 o'clock  
24 A.M. and will continue to be open until 7:00 o'clock P.M.  
25 of that day.

26 Dated (date of notice)

1 (Name or title of the election authority)

2 The notice shall also include any additional information  
3 required by the statute authorizing the public question. The  
4 notice may include an explanation, in neutral and plain  
5 language, of the question and its purposes supplied by the  
6 governing body of the political or governmental subdivision to  
7 whose voters the question is to be submitted. The notice shall  
8 set forth the precincts and polling places at which the  
9 referendum will be conducted only in the case of emergency  
10 referenda.

11 (b) Notice of any public question published in a local,  
12 community newspaper having general circulation in the  
13 political or governmental subdivision to which such public  
14 question and Section 28-8.2 of this Code relates more than 30  
15 days but not more than 35 days prior to the general election  
16 held on November 8, 2016 that otherwise complies with the  
17 requirements of this Section is sufficient notice to satisfy  
18 the newspaper publication requirement of this Section, such  
19 notice shall for all purposes be deemed to have been given in  
20 accordance with this Section, any bonds approved by the voters  
21 at such election are hereby authorized to be issued in  
22 accordance with applicable law without further referendum  
23 approval and taxes to be levied pursuant to any limiting rate  
24 increases approved by the voters at such election are hereby  
25 authorized to be levied and extended without further referendum  
26 approval.

1 (Source: P.A. 99-935, eff. 2-17-17.)

2 (10 ILCS 5/28-8.2 new)

3 Sec. 28-8.2. Revenue referenda disclosure.

4 (a) For purposes of this Section, "revenue referenda" means  
5 referenda by a unit of local government, including a school  
6 district, seeking to impose or increase a retailers' occupation  
7 tax, a use tax, a service occupation tax, a service use tax, or  
8 a property tax, or regarding the issuance of bonds.

9 (b) If not already required by the Property Tax Extension  
10 Limitation Law, all revenue referenda shall have printed  
11 thereon, but not as part of the proposition submitted, only the  
12 following supplemental information (which shall be supplied to  
13 the election authority by the taxing district) in substantially  
14 the following form:

15 (1) The approximate amount of taxes extendable at the  
16 most recently extended limiting rate is \$...., and the  
17 approximate amount of taxes extendable if the proposition  
18 is approved is \$....

19 (2) For the (insert the first full levy year for which  
20 the new rate or increased limiting rate will be applicable)  
21 levy year the approximate amount of the additional tax  
22 extendable against property containing a single family  
23 residence and having a fair market value at the time of the  
24 referendum of \$100,000 is estimated to be \$....

25 (3) For this Bond Referendum, (name of local unit of

1       government or school district) proposes to issue bonds for  
2       (state purpose for the bond) in the amount of (state the  
3       principal amount of the bond) \$... for the purpose of  
4       paying the costs thereof that mature in (state the life of  
5       the bond) years along with estimated interest costs of  
6       (state the estimated amount) \$... assuming an annual  
7       interest rate at the time of the referendum of (state the  
8       estimated percent) ...%. The average cost of the bond sale  
9       including principal and estimated interest at the time of  
10       this referendum for property containing a single family  
11       residence and having a fair market value at the time of the  
12       referendum of \$100,000 is estimated to be \$...

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