



Sen. Jim Oberweis

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10100SB1059sam001

LRB101 06379 AWJ 60229 a

1 AMENDMENT TO SENATE BILL 1059

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1059 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Property Tax Code is amended by changing  
5 Sections 18-75, 18-120, and 27-30 as follows:

6 (35 ILCS 200/18-75)

7 Sec. 18-75. Notice; place of publication. If the taxing  
8 district is located entirely in one county, the notice shall be  
9 published in an English language newspaper of general  
10 circulation published in the taxing district, or if there is no  
11 such newspaper, in an English language newspaper of general  
12 circulation published in the county and having circulation in  
13 the taxing district.

14 If the taxing district is located primarily in one county  
15 but extends into smaller portions of adjoining counties, the  
16 notice shall be published in a newspaper of general circulation

1 published in the taxing district, or if there is no such  
2 newspaper, in a newspaper of general circulation published in  
3 each county in which any part of the district is located.

4 If the taxing district includes all or a large portion of 2  
5 or more counties, the notice shall be published in a newspaper  
6 of general circulation published in each county in which any  
7 part of the district is located.

8 If a taxing district has a website maintained by the  
9 full-time staff of the taxing district, then the notice may  
10 ~~shall~~ be posted on the website in fulfillment of ~~in addition to~~  
11 the other notice requirements of this Section. The failure of a  
12 taxing district to post the notice on its website shall not  
13 invalidate the notice or any action taken on the tax levy.

14 (Source: P.A. 99-367, eff. 1-1-16.)

15 (35 ILCS 200/18-120)

16 Sec. 18-120. Increase or decrease of rate limit. This Sec.  
17 applies only to rates which are specifically made subject to  
18 increase or decrease according to the referendum provisions of  
19 the General Revenue Law of Illinois. The question of  
20 establishing a maximum tax rate limit other than that  
21 applicable to the next taxes to be extended may be presented to  
22 the legal voters of any taxing district by resolution of the  
23 corporate authorities of the taxing district at any regular  
24 election. Whenever any taxing district establishes a maximum  
25 tax rate lower than that otherwise applicable, it shall publish

1 the ordinance or resolution establishing the maximum tax rate  
2 in one or more newspapers in the district within 10 days after  
3 the maximum tax rate is established. If no newspaper is  
4 published in the district, the ordinance or resolution shall be  
5 published in a newspaper having general circulation within the  
6 district. The publication requirement may also be satisfied by  
7 publication of the ordinance or resolution on the taxing  
8 district's website within 10 days after the maximum tax rate is  
9 established. The publication of the ordinance or resolution  
10 shall include a notice of (a) the specific number of voters  
11 required to sign a petition requesting that the question of the  
12 adoption of the maximum tax rate be submitted to the voters of  
13 the district; (b) the time within which the petition must be  
14 filed; and (c) the date of the prospective referendum. The  
15 district clerk or secretary shall provide a petition form to  
16 any individual requesting one.

17 Either in response to the taxing district's publication or  
18 by the voters' own initiative, the question of establishing a  
19 maximum tax rate lower than that in effect shall be submitted  
20 to the voters of any taxing district at the regular election  
21 for officers of the taxing district in accordance with the  
22 general election law, but only if the voters have submitted a  
23 petition signed by not fewer than 10% of the legal voters in  
24 the taxing district. That percentage shall be based on the  
25 number of votes cast at the last general election preceding the  
26 filing of the petition. The petition shall specify the tax rate

1 to be submitted. The petition shall be filed with the clerk,  
2 secretary or other recording officer of the taxing district not  
3 more than 10 months nor less than 6 months prior to the  
4 election at which the question is to be submitted to the  
5 voters, and its validity shall be determined as provided by the  
6 general election law. The officer receiving the petition shall  
7 certify the question to the proper election officials, who  
8 shall submit the question to the voters.

9 Notice shall be given in the manner provided by the general  
10 election law.

11 (Source: P.A. 86-1253; 88-455.)

12 (35 ILCS 200/27-30)

13 Sec. 27-30. Manner of notice. Prior to or within 60 days  
14 after the adoption of the ordinance proposing the establishment  
15 of a special service area the municipality or county shall fix  
16 a time and a place for a public hearing. The public hearing  
17 shall be held not less than 60 days after the adoption of the  
18 ordinance proposing the establishment of a special service  
19 area. Notice of the hearing shall be given by publication and  
20 mailing, except that notice of a public hearing to propose the  
21 establishment of a special service area for weather  
22 modification purposes may be given by publication only. Notice  
23 by publication shall be given by publication at least once not  
24 less than 15 days prior to the hearing in a newspaper of  
25 general circulation within the municipality or county or on the

1 municipality's or county's website. Notice by mailing shall be  
2 given by depositing the notice in the United States mails  
3 addressed to the person or persons in whose name the general  
4 taxes for the last preceding year were paid on each property  
5 lying within the special service area. A notice shall be mailed  
6 not less than 10 days prior to the time set for the public  
7 hearing. In the event taxes for the last preceding year were  
8 not paid, the notice shall be sent to the person last listed on  
9 the tax rolls prior to that year as the owner of the property.  
10 (Source: P.A. 97-1053, eff. 1-1-13.)".