

# HB0403



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

**HB0403**

Introduced 1/25/2013, by Rep. Michael J. Madigan

#### SYNOPSIS AS INTRODUCED:

35 ILCS 5/509

from Ch. 120, par. 5-509

Amends the Illinois Income Tax Act. Makes a technical change in a Section concerning tax checkoff explanations.

LRB098 03222 HLH 33237 b

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 Illinois Income Tax Act is amended by  
5 changing Section 509 as follows:

6 (35 ILCS 5/509) (from Ch. 120, par. 5-509)

7 Sec. 509. Tax checkoff explanations.

8 (a) All individual income tax return forms shall contain  
9 appropriate explanations and ~~and~~ spaces to enable the taxpayers  
10 to designate contributions to the funds to which contributions  
11 may be made under this Article 5.

12 (b) Each form shall contain a statement that the  
13 contributions will reduce the taxpayer's refund or increase the  
14 amount of payment to accompany the return. Failure to remit any  
15 amount of increased payment shall reduce the contribution  
16 accordingly.

17 (c) If, on October 1 of any year, the total contributions  
18 to any one of the funds made under this Article 5 do not equal  
19 \$100,000 or more, the explanations and spaces for designating  
20 contributions to the fund shall be removed from the individual  
21 income tax return forms for the following and all subsequent  
22 years and all subsequent contributions to the fund shall be  
23 refunded to the taxpayer. This contribution requirement does

1 not apply to the Diabetes Research Checkoff Fund checkoff  
2 contained in Section 507GG of this Act.

3 (d) Notwithstanding any other provision of law, the  
4 Department shall include the Hunger Relief Fund checkoff  
5 established under Section 507SS on the individual income tax  
6 form for the taxable year beginning on January 1, 2012. If, on  
7 October 1, 2013, or on October 1 of any subsequent year, the  
8 total contributions to the Hunger Relief Fund checkoff do not  
9 equal \$100,000 or more, the explanations and spaces for  
10 designating contributions to the fund shall be removed from the  
11 individual income tax return forms for the following and all  
12 subsequent years and all subsequent contributions to the fund  
13 shall be refunded to the taxpayer.

14 (Source: P.A. 96-328, eff. 8-11-09; 97-1117, eff. 8-27-12.)