

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 Property Tax Code is amended by changing
5 Sections 18-185, 18-205, 18-213, and 18-214 as follows:

6 (35 ILCS 200/18-185)

7 (Text of Section before amendment by P.A. 99-521)

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", except as otherwise provided in
15 this paragraph, means (a) the lesser of 5% or the percentage
16 increase in the Consumer Price Index during the 12-month
17 calendar year preceding the levy year or (b) the rate of
18 increase approved by voters under Section 18-205. For levy
19 years 2017 and 2018 only, for school districts other than the
20 City of Chicago School District #299 and qualified school
21 districts, "extension limitation" means 0% or the rate of
22 increase approved by the voters under Section 18-205. For levy
23 years 2017 and 2018, if a special purpose extension (i) made

1 for the payment of principal and interest on bonds or other
2 evidences of indebtedness issued by the taxing district or (ii)
3 made for contributions to a pension fund created under the
4 Illinois Pension Code was required to be included in a school
5 district's aggregate extension for the 2016 levy year, then the
6 extension limitation for those extensions for levy years 2017
7 and 2018 shall be (1) the lesser of 5% or the percentage
8 increase in the Consumer Price Index during the 12-month
9 calendar year preceding the levy year or (2) the rate of
10 increase approved by voters under Section 18-205. For levy
11 years 2017 and 2018, for the City of Chicago School District
12 #299 and qualified school districts that were subject to this
13 Law in the 2016 levy year, "extension limitation" means (1) the
14 lesser of 5% or the percentage increase in the Consumer Price
15 Index during the 12-month calendar year preceding the levy year
16 or (2) the rate of increase approved by voters under Section
17 18-205.

18 "Affected county" means a county of 3,000,000 or more
19 inhabitants or a county contiguous to a county of 3,000,000 or
20 more inhabitants.

21 "Taxing district" has the same meaning provided in Section
22 1-150, except as otherwise provided in this Section. For the
23 1991 through 1994 levy years only, "taxing district" includes
24 only each non-home rule taxing district having the majority of
25 its 1990 equalized assessed value within any county or counties
26 contiguous to a county with 3,000,000 or more inhabitants.

1 Beginning with the 1995 levy year, "taxing district" includes
2 only each non-home rule taxing district subject to this Law
3 before the 1995 levy year and each non-home rule taxing
4 district not subject to this Law before the 1995 levy year
5 having the majority of its 1994 equalized assessed value in an
6 affected county or counties. Beginning with the levy year in
7 which this Law becomes applicable to a taxing district as
8 provided in Section 18-213, "taxing district" also includes
9 those taxing districts made subject to this Law as provided in
10 Section 18-213. For levy years 2017 and 2018, "taxing district"
11 also includes each school district in the State, but does not
12 include a qualified school district that was not subject to
13 this Law in the 2016 levy year.

14 "Aggregate extension" for taxing districts to which this
15 Law applied before the 1995 levy year means, except with
16 respect to levy years 2017 and 2018, the annual corporate
17 extension for the taxing district and those special purpose
18 extensions that are made annually for the taxing district,
19 excluding special purpose extensions: (a) made for the taxing
20 district to pay interest or principal on general obligation
21 bonds that were approved by referendum; (b) made for any taxing
22 district to pay interest or principal on general obligation
23 bonds issued before October 1, 1991; (c) made for any taxing
24 district to pay interest or principal on bonds issued to refund
25 or continue to refund those bonds issued before October 1,
26 1991; (d) made for any taxing district to pay interest or

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

1 District of Lake County, created by special education joint
2 agreement under Section 10-22.31 of the School Code, for
3 payment of the school district's share of the amounts required
4 to be contributed by the Special Education District of Lake
5 County to the Illinois Municipal Retirement Fund under Article
6 7 of the Illinois Pension Code; the amount of any extension
7 under this item (k) shall be certified by the school district
8 to the county clerk; (l) made to fund expenses of providing
9 joint recreational programs for persons with disabilities
10 under Section 5-8 of the Park District Code or Section 11-95-14
11 of the Illinois Municipal Code; (m) made for temporary
12 relocation loan repayment purposes pursuant to Sections 2-3.77
13 and 17-2.2d of the School Code; (n) made for payment of
14 principal and interest on any bonds issued under the authority
15 of Section 17-2.2d of the School Code; (o) made for
16 contributions to a firefighter's pension fund created under
17 Article 4 of the Illinois Pension Code, to the extent of the
18 amount certified under item (5) of Section 4-134 of the
19 Illinois Pension Code; and (p) made for road purposes in the
20 first year after a township assumes the rights, powers, duties,
21 assets, property, liabilities, obligations, and
22 responsibilities of a road district abolished under the
23 provisions of Section 6-133 of the Illinois Highway Code. For
24 levy years 2017 and 2018, this definition of "aggregate
25 extension" applies to each qualified school district that was
26 subject to this definition of "aggregate extension" for the

1 2016 levy year.

2 "Aggregate extension" for the taxing districts to which
3 this Law did not apply before the 1995 levy year (except taxing
4 districts subject to this Law in accordance with Section
5 18-213) means, except with respect to levy years 2017 and 2018,
6 the annual corporate extension for the taxing district and
7 those special purpose extensions that are made annually for the
8 taxing district, excluding special purpose extensions: (a)
9 made for the taxing district to pay interest or principal on
10 general obligation bonds that were approved by referendum; (b)
11 made for any taxing district to pay interest or principal on
12 general obligation bonds issued before March 1, 1995; (c) made
13 for any taxing district to pay interest or principal on bonds
14 issued to refund or continue to refund those bonds issued
15 before March 1, 1995; (d) made for any taxing district to pay
16 interest or principal on bonds issued to refund or continue to
17 refund bonds issued after March 1, 1995 that were approved by
18 referendum; (e) made for any taxing district to pay interest or
19 principal on revenue bonds issued before March 1, 1995 for
20 payment of which a property tax levy or the full faith and
21 credit of the unit of local government is pledged; however, a
22 tax for the payment of interest or principal on those bonds
23 shall be made only after the governing body of the unit of
24 local government finds that all other sources for payment are
25 insufficient to make those payments; (f) made for payments
26 under a building commission lease when the lease payments are

1 for the retirement of bonds issued by the commission before
2 March 1, 1995 to pay for the building project; (g) made for
3 payments due under installment contracts entered into before
4 March 1, 1995; (h) made for payments of principal and interest
5 on bonds issued under the Metropolitan Water Reclamation
6 District Act to finance construction projects initiated before
7 October 1, 1991; (h-4) made for stormwater management purposes
8 by the Metropolitan Water Reclamation District of Greater
9 Chicago under Section 12 of the Metropolitan Water Reclamation
10 District Act; (i) made for payments of principal and interest
11 on limited bonds, as defined in Section 3 of the Local
12 Government Debt Reform Act, in an amount not to exceed the debt
13 service extension base less the amount in items (b), (c), and
14 (e) of this definition for non-referendum obligations, except
15 obligations initially issued pursuant to referendum and bonds
16 described in subsection (h) of this definition; (j) made for
17 payments of principal and interest on bonds issued under
18 Section 15 of the Local Government Debt Reform Act; (k) made
19 for payments of principal and interest on bonds authorized by
20 Public Act 88-503 and issued under Section 20a of the Chicago
21 Park District Act for aquarium or museum projects; (l) made for
22 payments of principal and interest on bonds authorized by
23 Public Act 87-1191 or 93-601 and (i) issued pursuant to Section
24 21.2 of the Cook County Forest Preserve District Act, (ii)
25 issued under Section 42 of the Cook County Forest Preserve
26 District Act for zoological park projects, or (iii) issued

1 under Section 44.1 of the Cook County Forest Preserve District
2 Act for botanical gardens projects; (m) made pursuant to
3 Section 34-53.5 of the School Code, whether levied annually or
4 not; (n) made to fund expenses of providing joint recreational
5 programs for persons with disabilities under Section 5-8 of the
6 Park District Code or Section 11-95-14 of the Illinois
7 Municipal Code; (o) made by the Chicago Park District for
8 recreational programs for persons with disabilities under
9 subsection (c) of Section 7.06 of the Chicago Park District
10 Act; (p) made for contributions to a firefighter's pension fund
11 created under Article 4 of the Illinois Pension Code, to the
12 extent of the amount certified under item (5) of Section 4-134
13 of the Illinois Pension Code; and (q) made by Ford Heights
14 School District 169 under Section 17-9.02 of the School Code.
15 Notwithstanding the provisions of this amendatory Act of the
16 100th General Assembly, for the 2017 and 2018 levy years, this
17 definition of "aggregate extension" applies to the City of
18 Chicago School District #299 and each qualified school district
19 that was subject to this definition of "aggregate extension"
20 for the 2016 levy year.

21 "Aggregate extension" for all taxing districts to which
22 this Law applies in accordance with Section 18-213, except for
23 those taxing districts subject to paragraph (2) of subsection
24 (e) of Section 18-213, means, except with respect to levy years
25 2017 and 2018, the annual corporate extension for the taxing
26 district and those special purpose extensions that are made

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

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

1 under item (5) of Section 4-134 of the Illinois Pension Code;
2 and (m) made for the taxing district to pay interest or
3 principal on general obligation bonds issued pursuant to
4 Section 19-3.10 of the School Code. For levy years 2017 and
5 2018, this definition of "aggregate extension" applies to each
6 qualified school district that was subject to this definition
7 of "aggregate extension" for the 2016 levy year.

8 "Aggregate extension" for all taxing districts to which
9 this Law applies in accordance with paragraph (2) of subsection
10 (e) of Section 18-213 means, except with respect to levy years
11 2017 and 2018, the annual corporate extension for the taxing
12 district and those special purpose extensions that are made
13 annually for the taxing district, excluding special purpose
14 extensions: (a) made for the taxing district to pay interest or
15 principal on general obligation bonds that were approved by
16 referendum; (b) made for any taxing district to pay interest or
17 principal on general obligation bonds issued before the
18 effective date of this amendatory Act of 1997; (c) made for any
19 taxing district to pay interest or principal on bonds issued to
20 refund or continue to refund those bonds issued before the
21 effective date of this amendatory Act of 1997; (d) made for any
22 taxing district to pay interest or principal on bonds issued to
23 refund or continue to refund bonds issued after the effective
24 date of this amendatory Act of 1997 if the bonds were approved
25 by referendum after the effective date of this amendatory Act
26 of 1997; (e) made for any taxing district to pay interest or

1 principal on revenue bonds issued before the effective date of
2 this amendatory Act of 1997 for payment of which a property tax
3 levy or the full faith and credit of the unit of local
4 government is pledged; however, a tax for the payment of
5 interest or principal on those bonds shall be made only after
6 the governing body of the unit of local government finds that
7 all other sources for payment are insufficient to make those
8 payments; (f) made for payments under a building commission
9 lease when the lease payments are for the retirement of bonds
10 issued by the commission before the effective date of this
11 amendatory Act of 1997 to pay for the building project; (g)
12 made for payments due under installment contracts entered into
13 before the effective date of this amendatory Act of 1997; (h)
14 made for payments of principal and interest on limited bonds,
15 as defined in Section 3 of the Local Government Debt Reform
16 Act, in an amount not to exceed the debt service extension base
17 less the amount in items (b), (c), and (e) of this definition
18 for non-referendum obligations, except obligations initially
19 issued pursuant to referendum; (i) made for payments of
20 principal and interest on bonds issued under Section 15 of the
21 Local Government Debt Reform Act; (j) made for a qualified
22 airport authority to pay interest or principal on general
23 obligation bonds issued for the purpose of paying obligations
24 due under, or financing airport facilities required to be
25 acquired, constructed, installed or equipped pursuant to,
26 contracts entered into before March 1, 1996 (but not including

1 any amendments to such a contract taking effect on or after
2 that date); (k) made to fund expenses of providing joint
3 recreational programs for persons with disabilities under
4 Section 5-8 of the Park District Code or Section 11-95-14 of
5 the Illinois Municipal Code; and (l) made for contributions to
6 a firefighter's pension fund created under Article 4 of the
7 Illinois Pension Code, to the extent of the amount certified
8 under item (5) of Section 4-134 of the Illinois Pension Code.
9 For levy years 2017 and 2018, this definition of "aggregate
10 extension" applies to each qualified school district that was
11 subject to this definition of "aggregate extension" for the
12 2016 levy year.

13 "Aggregate extension", except with respect to the City of
14 Chicago School District #299 or a qualified school district,
15 for levy years 2017 and 2018, means the annual corporate
16 extension for the taxing district and those special purpose
17 extensions that are made annually for the taxing district,
18 excluding special purpose extensions: (a) made for the payment
19 of principal and interest on bonds or other evidences of
20 indebtedness issued by the taxing district; or (b) made for
21 contributions to a pension fund created under the Illinois
22 Pension Code. Notwithstanding the provisions of this
23 definition of "aggregate extension", if a special purpose
24 extension (i) made for the payment of principal and interest on
25 bonds or other evidences of indebtedness issued by the taxing
26 district or (ii) made for contributions to a pension fund

1 created under the Illinois Pension Code was required to be
2 included in a taxing district's aggregate extension for the
3 2016 levy year, then that special purpose extension is also
4 included in the taxing district's aggregate extension for levy
5 years 2017 and 2018; provided that the extension limitation for
6 those extensions for levy years 2017 and 2018 shall be (1) the
7 lesser of 5% or the percentage increase in the Consumer Price
8 Index during the 12-month calendar year preceding the levy year
9 or (2) the rate of increase approved by voters under Section
10 18-205.

11 "Debt service extension base" means an amount equal to that
12 portion of the extension for a taxing district for the 1994
13 levy year, or for those taxing districts subject to this Law in
14 accordance with Section 18-213, except for those subject to
15 paragraph (2) of subsection (e) of Section 18-213, for the levy
16 year in which the referendum making this Law applicable to the
17 taxing district is held, or for those taxing districts subject
18 to this Law in accordance with paragraph (2) of subsection (e)
19 of Section 18-213 for the 1996 levy year, or for those school
20 districts that become subject to this Law as a result of this
21 amendatory Act of the 100th General Assembly for the 2016 levy
22 year, constituting an extension for payment of principal and
23 interest on bonds issued by the taxing district without
24 referendum, but not including excluded non-referendum bonds.
25 For park districts (i) that were first subject to this Law in
26 1991 or 1995 and (ii) whose extension for the 1994 levy year

1 for the payment of principal and interest on bonds issued by
2 the park district without referendum (but not including
3 excluded non-referendum bonds) was less than 51% of the amount
4 for the 1991 levy year constituting an extension for payment of
5 principal and interest on bonds issued by the park district
6 without referendum (but not including excluded non-referendum
7 bonds), "debt service extension base" means an amount equal to
8 that portion of the extension for the 1991 levy year
9 constituting an extension for payment of principal and interest
10 on bonds issued by the park district without referendum (but
11 not including excluded non-referendum bonds). A debt service
12 extension base established or increased at any time pursuant to
13 any provision of this Law, except Section 18-212, shall be
14 increased each year commencing with the later of (i) the 2009
15 levy year or (ii) the first levy year in which this Law becomes
16 applicable to the taxing district, by the lesser of 5% or the
17 percentage increase in the Consumer Price Index during the
18 12-month calendar year preceding the levy year. The debt
19 service extension base may be established or increased as
20 provided under Section 18-212. "Excluded non-referendum bonds"
21 means (i) bonds authorized by Public Act 88-503 and issued
22 under Section 20a of the Chicago Park District Act for aquarium
23 and museum projects; (ii) bonds issued under Section 15 of the
24 Local Government Debt Reform Act; or (iii) refunding
25 obligations issued to refund or to continue to refund
26 obligations initially issued pursuant to referendum.

1 "Special purpose extensions" include, but are not limited
2 to, extensions for levies made on an annual basis for
3 unemployment and workers' compensation, self-insurance,
4 contributions to pension plans, and extensions made pursuant to
5 Section 6-601 of the Illinois Highway Code for a road
6 district's permanent road fund whether levied annually or not.
7 The extension for a special service area is not included in the
8 aggregate extension.

9 "Aggregate extension base" means the taxing district's
10 last preceding aggregate extension as adjusted under Sections
11 18-135, 18-215, and 18-230. An adjustment under Section 18-135
12 shall be made for the 2007 levy year and all subsequent levy
13 years whenever one or more counties within which a taxing
14 district is located (i) used estimated valuations or rates when
15 extending taxes in the taxing district for the last preceding
16 levy year that resulted in the over or under extension of
17 taxes, or (ii) increased or decreased the tax extension for the
18 last preceding levy year as required by Section 18-135(c).
19 Whenever an adjustment is required under Section 18-135, the
20 aggregate extension base of the taxing district shall be equal
21 to the amount that the aggregate extension of the taxing
22 district would have been for the last preceding levy year if
23 either or both (i) actual, rather than estimated, valuations or
24 rates had been used to calculate the extension of taxes for the
25 last levy year, or (ii) the tax extension for the last
26 preceding levy year had not been adjusted as required by

1 subsection (c) of Section 18-135.

2 Notwithstanding any other provision of law, for levy year
3 2012, the aggregate extension base for West Northfield School
4 District No. 31 in Cook County shall be \$12,654,592.

5 "Levy year" has the same meaning as "year" under Section
6 1-155.

7 "New property" means (i) the assessed value, after final
8 board of review or board of appeals action, of new improvements
9 or additions to existing improvements on any parcel of real
10 property that increase the assessed value of that real property
11 during the levy year multiplied by the equalization factor
12 issued by the Department under Section 17-30, (ii) the assessed
13 value, after final board of review or board of appeals action,
14 of real property not exempt from real estate taxation, which
15 real property was exempt from real estate taxation for any
16 portion of the immediately preceding levy year, multiplied by
17 the equalization factor issued by the Department under Section
18 17-30, including the assessed value, upon final stabilization
19 of occupancy after new construction is complete, of any real
20 property located within the boundaries of an otherwise or
21 previously exempt military reservation that is intended for
22 residential use and owned by or leased to a private corporation
23 or other entity, (iii) in counties that classify in accordance
24 with Section 4 of Article IX of the Illinois Constitution, an
25 incentive property's additional assessed value resulting from
26 a scheduled increase in the level of assessment as applied to

1 the first year final board of review market value, and (iv) any
2 increase in assessed value due to oil or gas production from an
3 oil or gas well required to be permitted under the Hydraulic
4 Fracturing Regulatory Act that was not produced in or accounted
5 for during the previous levy year. In addition, the county
6 clerk in a county containing a population of 3,000,000 or more
7 shall include in the 1997 recovered tax increment value for any
8 school district, any recovered tax increment value that was
9 applicable to the 1995 tax year calculations.

10 "Qualified airport authority" means an airport authority
11 organized under the Airport Authorities Act and located in a
12 county bordering on the State of Wisconsin and having a
13 population in excess of 200,000 and not greater than 500,000.

14 "Recovered tax increment value" means, except as otherwise
15 provided in this paragraph, the amount of the current year's
16 equalized assessed value, in the first year after a
17 municipality terminates the designation of an area as a
18 redevelopment project area previously established under the
19 Tax Increment Allocation Development Act in the Illinois
20 Municipal Code, previously established under the Industrial
21 Jobs Recovery Law in the Illinois Municipal Code, previously
22 established under the Economic Development Project Area Tax
23 Increment Act of 1995, or previously established under the
24 Economic Development Area Tax Increment Allocation Act, of each
25 taxable lot, block, tract, or parcel of real property in the
26 redevelopment project area over and above the initial equalized

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

1 initial equalized assessed value of that real property before
2 removal from the redevelopment project area.

3 Except as otherwise provided in this Section, "limiting
4 rate" means a fraction the numerator of which is the last
5 preceding aggregate extension base times an amount equal to one
6 plus the extension limitation defined in this Section and the
7 denominator of which is the current year's equalized assessed
8 value of all real property in the territory under the
9 jurisdiction of the taxing district during the prior levy year.
10 For those taxing districts that reduced their aggregate
11 extension for the last preceding levy year, the highest
12 aggregate extension in any of the last 3 preceding levy years
13 shall be used for the purpose of computing the limiting rate.
14 The denominator shall not include new property or the recovered
15 tax increment value. If a new rate, a rate decrease, or a
16 limiting rate increase has been approved at an election held
17 after March 21, 2006, then (i) the otherwise applicable
18 limiting rate shall be increased by the amount of the new rate
19 or shall be reduced by the amount of the rate decrease, as the
20 case may be, or (ii) in the case of a limiting rate increase,
21 the limiting rate shall be equal to the rate set forth in the
22 proposition approved by the voters for each of the years
23 specified in the proposition, after which the limiting rate of
24 the taxing district shall be calculated as otherwise provided.
25 In the case of a taxing district that obtained referendum
26 approval for an increased limiting rate on March 20, 2012, the

1 limiting rate for tax year 2012 shall be the rate that
2 generates the approximate total amount of taxes extendable for
3 that tax year, as set forth in the proposition approved by the
4 voters; this rate shall be the final rate applied by the county
5 clerk for the aggregate of all capped funds of the district for
6 tax year 2012.

7 "Qualified school district" means, for levy years 2017 and
8 2018, a school district that has been granted a financial
9 hardship exemption from this amendatory Act of the 100th
10 General Assembly by the State Superintendent of Education; to
11 be eligible for such an exemption, one or more of the following
12 criteria must apply:

13 (1) the district meets the conditions described in
14 subsection (a) of Section 1A-8 of the School Code or in
15 paragraph (3) or (5) of subsection (b) of Section 1A-8 of
16 the School Code; to determine if a school district meets
17 this criteria, the State Superintendent of Education may
18 require a school district, including any district subject
19 to Article 34A of this Code, to share financial information
20 relevant to a proper investigation of the district's
21 financial condition;

22 (2) the equalized assessed valuation used in
23 calculating the district's general State aid claim under
24 Section 18-8.05 of the School Code, or the district's
25 evidence-based funding claim under Section 18-8.15 of the
26 School Code, as applicable, for the year in which the

1 district is applying has decreased by 10% or more compared
2 to equalized assessed valuation used for such calculations
3 in the previous school year;

4 (3) the average daily attendance used in calculating
5 the district's general State aid claim, under Section
6 18-8.05 of the School Code, or the district's
7 evidence-based funding claim under Section 18-8.15 of the
8 School Code, as applicable, for the year in which the
9 district is applying has decreased by 5% or more compared
10 to the average daily attendance used for such calculations
11 in the previous school year;

12 (4) fifty percent or more of the pupils enrolled in the
13 district qualify for free or reduced lunch;

14 (5) twenty percent or more of the pupils enrolled in
15 the district have an individualized education plan (IEP);

16 (6) the district is a Tier 1 district, as defined in
17 subparagraph (A) of subsection (g) of Section 18-8.15 of
18 the School Code; OR

19 (7) the district has been designated, through the State
20 Board of Education's School District Financial Profile
21 System, as on financial watch status for fiscal year 2016.

22 After independently verifying that a district meets one or
23 more of the criteria set forth in items (1) through (7), the
24 State Superintendent shall notify the appropriate taxing
25 authorities that the district is to be exempt from the
26 provisions of this amendatory Act of the 100th General Assembly

1 for the next appropriate levy year. The exemption shall be for
2 a period of one levy year. School districts may reapply on an
3 annual basis to be exempt from the provisions of this
4 amendatory Act of the 100th General Assembly.

5 (Source: P.A. 98-6, eff. 3-29-13; 98-23, eff. 6-17-13; 99-143,
6 eff. 7-27-15.)

7 (Text of Section after amendment by P.A. 99-521)

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", except as otherwise provided in
15 this paragraph, means (a) the lesser of 5% or the percentage
16 increase in the Consumer Price Index during the 12-month
17 calendar year preceding the levy year or (b) the rate of
18 increase approved by voters under Section 18-205. For levy
19 years 2017 and 2018 only, for school districts other than the
20 City of Chicago School District #299 and qualified school
21 districts, "extension limitation" means 0% or the rate of
22 increase approved by the voters under Section 18-205. For levy
23 years 2017 and 2018, if a special purpose extension (i) made
24 for the payment of principal and interest on bonds or other
25 evidences of indebtedness issued by the taxing district or (ii)

1 made for contributions to a pension fund created under the
2 Illinois Pension Code was required to be included in a school
3 district's aggregate extension for the 2016 levy year, then the
4 extension limitation for those extensions for levy years 2017
5 and 2018 shall be (1) the lesser of 5% or the percentage
6 increase in the Consumer Price Index during the 12-month
7 calendar year preceding the levy year or (2) the rate of
8 increase approved by voters under Section 18-205. For levy
9 years 2017 and 2018, for the City of Chicago School District
10 #299 and qualified school districts that were subject to this
11 Law in the 2016 levy year, "extension limitation" means (1) the
12 lesser of 5% or the percentage increase in the Consumer Price
13 Index during the 12-month calendar year preceding the levy year
14 or (2) the rate of increase approved by voters under Section
15 18-205.

16 "Affected county" means a county of 3,000,000 or more
17 inhabitants or a county contiguous to a county of 3,000,000 or
18 more inhabitants.

19 "Taxing district" has the same meaning provided in Section
20 1-150, except as otherwise provided in this Section. For the
21 1991 through 1994 levy years only, "taxing district" includes
22 only each non-home rule taxing district having the majority of
23 its 1990 equalized assessed value within any county or counties
24 contiguous to a county with 3,000,000 or more inhabitants.
25 Beginning with the 1995 levy year, "taxing district" includes
26 only each non-home rule taxing district subject to this Law

1 before the 1995 levy year and each non-home rule taxing
2 district not subject to this Law before the 1995 levy year
3 having the majority of its 1994 equalized assessed value in an
4 affected county or counties. Beginning with the levy year in
5 which this Law becomes applicable to a taxing district as
6 provided in Section 18-213, "taxing district" also includes
7 those taxing districts made subject to this Law as provided in
8 Section 18-213. For levy years 2017 and 2018, "taxing district"
9 also includes each school district in the State, but does not
10 include a qualified school district that was not subject to
11 this Law in the 2016 levy year.

12 "Aggregate extension" for taxing districts to which this
13 Law applied before the 1995 levy year means, except with
14 respect to levy years 2017 and 2018, the annual corporate
15 extension for the taxing district and those special purpose
16 extensions that are made annually for the taxing district,
17 excluding special purpose extensions: (a) made for the taxing
18 district to pay interest or principal on general obligation
19 bonds that were approved by referendum; (b) made for any taxing
20 district to pay interest or principal on general obligation
21 bonds issued before October 1, 1991; (c) made for any taxing
22 district to pay interest or principal on bonds issued to refund
23 or continue to refund those bonds issued before October 1,
24 1991; (d) made for any taxing district to pay interest or
25 principal on bonds issued to refund or continue to refund bonds
26 issued after October 1, 1991 that were approved by referendum;

1 (e) made for any taxing district to pay interest or principal
2 on revenue bonds issued before October 1, 1991 for payment of
3 which a property tax levy or the full faith and credit of the
4 unit of local government is pledged; however, a tax for the
5 payment of interest or principal on those bonds shall be made
6 only after the governing body of the unit of local government
7 finds that all other sources for payment are insufficient to
8 make those payments; (f) made for payments under a building
9 commission lease when the lease payments are for the retirement
10 of bonds issued by the commission before October 1, 1991, to
11 pay for the building project; (g) made for payments due under
12 installment contracts entered into before October 1, 1991; (h)
13 made for payments of principal and interest on bonds issued
14 under the Metropolitan Water Reclamation District Act to
15 finance construction projects initiated before October 1,
16 1991; (i) made for payments of principal and interest on
17 limited bonds, as defined in Section 3 of the Local Government
18 Debt Reform Act, in an amount not to exceed the debt service
19 extension base less the amount in items (b), (c), (e), and (h)
20 of this definition for non-referendum obligations, except
21 obligations initially issued pursuant to referendum; (j) made
22 for payments of principal and interest on bonds issued under
23 Section 15 of the Local Government Debt Reform Act; (k) made by
24 a school district that participates in the Special Education
25 District of Lake County, created by special education joint
26 agreement under Section 10-22.31 of the School Code, for

1 payment of the school district's share of the amounts required
2 to be contributed by the Special Education District of Lake
3 County to the Illinois Municipal Retirement Fund under Article
4 7 of the Illinois Pension Code; the amount of any extension
5 under this item (k) shall be certified by the school district
6 to the county clerk; (l) made to fund expenses of providing
7 joint recreational programs for persons with disabilities
8 under Section 5-8 of the Park District Code or Section 11-95-14
9 of the Illinois Municipal Code; (m) made for temporary
10 relocation loan repayment purposes pursuant to Sections 2-3.77
11 and 17-2.2d of the School Code; (n) made for payment of
12 principal and interest on any bonds issued under the authority
13 of Section 17-2.2d of the School Code; (o) made for
14 contributions to a firefighter's pension fund created under
15 Article 4 of the Illinois Pension Code, to the extent of the
16 amount certified under item (5) of Section 4-134 of the
17 Illinois Pension Code; and (p) made for road purposes in the
18 first year after a township assumes the rights, powers, duties,
19 assets, property, liabilities, obligations, and
20 responsibilities of a road district abolished under the
21 provisions of Section 6-133 of the Illinois Highway Code. For
22 levy years 2017 and 2018, this definition of "aggregate
23 extension" applies to each qualified school district that was
24 subject to this definition of "aggregate extension" for the
25 2016 levy year.

26 "Aggregate extension" for the taxing districts to which

1 this Law did not apply before the 1995 levy year (except taxing
2 districts subject to this Law in accordance with Section
3 18-213) means, except with respect to levy years 2017 and 2018,
4 the annual corporate extension for the taxing district and
5 those special purpose extensions that are made annually for the
6 taxing district, excluding special purpose extensions: (a)
7 made for the taxing district to pay interest or principal on
8 general obligation bonds that were approved by referendum; (b)
9 made for any taxing district to pay interest or principal on
10 general obligation bonds issued before March 1, 1995; (c) made
11 for any taxing district to pay interest or principal on bonds
12 issued to refund or continue to refund those bonds issued
13 before March 1, 1995; (d) made for any taxing district to pay
14 interest or principal on bonds issued to refund or continue to
15 refund bonds issued after March 1, 1995 that were approved by
16 referendum; (e) made for any taxing district to pay interest or
17 principal on revenue bonds issued before March 1, 1995 for
18 payment of which a property tax levy or the full faith and
19 credit of the unit of local government is pledged; however, a
20 tax for the payment of interest or principal on those bonds
21 shall be made only after the governing body of the unit of
22 local government finds that all other sources for payment are
23 insufficient to make those payments; (f) made for payments
24 under a building commission lease when the lease payments are
25 for the retirement of bonds issued by the commission before
26 March 1, 1995 to pay for the building project; (g) made for

1 payments due under installment contracts entered into before
2 March 1, 1995; (h) made for payments of principal and interest
3 on bonds issued under the Metropolitan Water Reclamation
4 District Act to finance construction projects initiated before
5 October 1, 1991; (h-4) made for stormwater management purposes
6 by the Metropolitan Water Reclamation District of Greater
7 Chicago under Section 12 of the Metropolitan Water Reclamation
8 District Act; (i) made for payments of principal and interest
9 on limited bonds, as defined in Section 3 of the Local
10 Government Debt Reform Act, in an amount not to exceed the debt
11 service extension base less the amount in items (b), (c), and
12 (e) of this definition for non-referendum obligations, except
13 obligations initially issued pursuant to referendum and bonds
14 described in subsection (h) of this definition; (j) made for
15 payments of principal and interest on bonds issued under
16 Section 15 of the Local Government Debt Reform Act; (k) made
17 for payments of principal and interest on bonds authorized by
18 Public Act 88-503 and issued under Section 20a of the Chicago
19 Park District Act for aquarium or museum projects; (l) made for
20 payments of principal and interest on bonds authorized by
21 Public Act 87-1191 or 93-601 and (i) issued pursuant to Section
22 21.2 of the Cook County Forest Preserve District Act, (ii)
23 issued under Section 42 of the Cook County Forest Preserve
24 District Act for zoological park projects, or (iii) issued
25 under Section 44.1 of the Cook County Forest Preserve District
26 Act for botanical gardens projects; (m) made pursuant to

1 Section 34-53.5 of the School Code, whether levied annually or
2 not; (n) made to fund expenses of providing joint recreational
3 programs for persons with disabilities under Section 5-8 of the
4 Park District Code or Section 11-95-14 of the Illinois
5 Municipal Code; (o) made by the Chicago Park District for
6 recreational programs for persons with disabilities under
7 subsection (c) of Section 7.06 of the Chicago Park District
8 Act; (p) made for contributions to a firefighter's pension fund
9 created under Article 4 of the Illinois Pension Code, to the
10 extent of the amount certified under item (5) of Section 4-134
11 of the Illinois Pension Code; (q) made by Ford Heights School
12 District 169 under Section 17-9.02 of the School Code; and (r)
13 made for the purpose of making employer contributions to the
14 Public School Teachers' Pension and Retirement Fund of Chicago
15 under Section 34-53 of the School Code. Notwithstanding the
16 provisions of this amendatory Act of the 100th General
17 Assembly, for levy years 2017 and 2018, this definition of
18 "aggregate extension" applies to the City of Chicago School
19 District #299 and each qualified school district that was
20 subject to this definition of "aggregate extension" for the
21 2016 levy year.

22 "Aggregate extension" for all taxing districts to which
23 this Law applies in accordance with Section 18-213, except for
24 those taxing districts subject to paragraph (2) of subsection
25 (e) of Section 18-213, means, except with respect to levy years
26 2017 and 2018, the annual corporate extension for the taxing

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

1 under a building commission lease when the lease payments are
2 for the retirement of bonds issued by the commission before the
3 date on which the referendum making this Law applicable to the
4 taxing district is held to pay for the building project; (g)
5 made for payments due under installment contracts entered into
6 before the date on which the referendum making this Law
7 applicable to the taxing district is held; (h) made for
8 payments of principal and interest on limited bonds, as defined
9 in Section 3 of the Local Government Debt Reform Act, in an
10 amount not to exceed the debt service extension base less the
11 amount in items (b), (c), and (e) of this definition for
12 non-referendum obligations, except obligations initially
13 issued pursuant to referendum; (i) made for payments of
14 principal and interest on bonds issued under Section 15 of the
15 Local Government Debt Reform Act; (j) made for a qualified
16 airport authority to pay interest or principal on general
17 obligation bonds issued for the purpose of paying obligations
18 due under, or financing airport facilities required to be
19 acquired, constructed, installed or equipped pursuant to,
20 contracts entered into before March 1, 1996 (but not including
21 any amendments to such a contract taking effect on or after
22 that date); (k) made to fund expenses of providing joint
23 recreational programs for persons with disabilities under
24 Section 5-8 of the Park District Code or Section 11-95-14 of
25 the Illinois Municipal Code; (l) made for contributions to a
26 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 and (m) made for the taxing district to pay interest or
4 principal on general obligation bonds issued pursuant to
5 Section 19-3.10 of the School Code. For levy years 2017 and
6 2018, this definition of "aggregate extension" applies to each
7 qualified school district that was subject to this definition
8 of "aggregate extension" for the 2016 levy year.

9 "Aggregate extension" for all taxing districts to which
10 this Law applies in accordance with paragraph (2) of subsection
11 (e) of Section 18-213 means, except with respect to levy years
12 2017 and 2018, the annual corporate extension for the taxing
13 district and those special purpose extensions that are made
14 annually for the taxing district, excluding special purpose
15 extensions: (a) made for the taxing district to pay interest or
16 principal on general obligation bonds that were approved by
17 referendum; (b) made for any taxing district to pay interest or
18 principal on general obligation bonds issued before the
19 effective date of this amendatory Act of 1997; (c) made for any
20 taxing district to pay interest or principal on bonds issued to
21 refund or continue to refund those bonds issued before the
22 effective date of this amendatory Act of 1997; (d) made for any
23 taxing district to pay interest or principal on bonds issued to
24 refund or continue to refund bonds issued after the effective
25 date of this amendatory Act of 1997 if the bonds were approved
26 by referendum after the effective date of this amendatory Act

1 of 1997; (e) made for any taxing district to pay interest or
2 principal on revenue bonds issued before the effective date of
3 this amendatory Act of 1997 for payment of which a property tax
4 levy or the full faith and credit of the unit of local
5 government is pledged; however, a tax for the payment of
6 interest or principal on those bonds shall be made only after
7 the governing body of the unit of local government finds that
8 all other sources for payment are insufficient to make those
9 payments; (f) made for payments under a building commission
10 lease when the lease payments are for the retirement of bonds
11 issued by the commission before the effective date of this
12 amendatory Act of 1997 to pay for the building project; (g)
13 made for payments due under installment contracts entered into
14 before the effective date of this amendatory Act of 1997; (h)
15 made for payments of principal and interest on limited bonds,
16 as defined in Section 3 of the Local Government Debt Reform
17 Act, in an amount not to exceed the debt service extension base
18 less the amount in items (b), (c), and (e) of this definition
19 for non-referendum obligations, except obligations initially
20 issued pursuant to referendum; (i) made for payments of
21 principal and interest on bonds issued under Section 15 of the
22 Local Government Debt Reform Act; (j) made for a qualified
23 airport authority to pay interest or principal on general
24 obligation bonds issued for the purpose of paying obligations
25 due under, or financing airport facilities required to be
26 acquired, constructed, installed or equipped pursuant to,

1 contracts entered into before March 1, 1996 (but not including
2 any amendments to such a contract taking effect on or after
3 that date); (k) made to fund expenses of providing joint
4 recreational programs for persons with disabilities under
5 Section 5-8 of the Park District Code or Section 11-95-14 of
6 the Illinois Municipal Code; and (l) made for contributions to
7 a firefighter's pension fund created under Article 4 of the
8 Illinois Pension Code, to the extent of the amount certified
9 under item (5) of Section 4-134 of the Illinois Pension Code.
10 For levy years 2017 and 2018, this definition of "aggregate
11 extension" applies to each qualified school district that was
12 subject to this definition of "aggregate extension" for the
13 2016 levy year.

14 "Aggregate extension", except with respect to the City of
15 Chicago School District #299 or a qualified school district,
16 for levy years 2017 and 2018, means the annual corporate
17 extension for the taxing district and those special purpose
18 extensions that are made annually for the taxing district,
19 excluding special purpose extensions: (a) made for the payment
20 of principal and interest on bonds or other evidences of
21 indebtedness issued by the taxing district; or (b) made for
22 contributions to a pension fund created under the Illinois
23 Pension Code. Notwithstanding the provisions of this
24 definition of "aggregate extension", if a special purpose
25 extension (i) made for the payment of principal and interest on
26 bonds or other evidences of indebtedness issued by the taxing

1 district or (ii) made for contributions to a pension fund
2 created under the Illinois Pension Code was required to be
3 included in a taxing district's aggregate extension for the
4 2016 levy year, then that special purpose extension is also
5 included in the taxing district's aggregate extension for levy
6 years 2017 and 2018; provided that the extension limitation for
7 those extensions for levy years 2017 and 2018 shall be (1) the
8 lesser of 5% or the percentage increase in the Consumer Price
9 Index during the 12-month calendar year preceding the levy year
10 or (2) the rate of increase approved by voters under Section
11 18-205.

12 "Debt service extension base" means an amount equal to that
13 portion of the extension for a taxing district for the 1994
14 levy year, or for those taxing districts subject to this Law in
15 accordance with Section 18-213, except for those subject to
16 paragraph (2) of subsection (e) of Section 18-213, for the levy
17 year in which the referendum making this Law applicable to the
18 taxing district is held, or for those taxing districts subject
19 to this Law in accordance with paragraph (2) of subsection (e)
20 of Section 18-213 for the 1996 levy year, or for those taxing
21 districts that become subject to this Law as a result of this
22 amendatory Act of the 100th General Assembly for the 2016 levy
23 year, constituting an extension for payment of principal and
24 interest on bonds issued by the taxing district without
25 referendum, but not including excluded non-referendum bonds.
26 For park districts (i) that were first subject to this Law in

1 1991 or 1995 and (ii) whose extension for the 1994 levy year
2 for the payment of principal and interest on bonds issued by
3 the park district without referendum (but not including
4 excluded non-referendum bonds) was less than 51% of the amount
5 for the 1991 levy year constituting an extension for payment of
6 principal and interest on bonds issued by the park district
7 without referendum (but not including excluded non-referendum
8 bonds), "debt service extension base" means an amount equal to
9 that portion of the extension for the 1991 levy year
10 constituting an extension for payment of principal and interest
11 on bonds issued by the park district without referendum (but
12 not including excluded non-referendum bonds). A debt service
13 extension base established or increased at any time pursuant to
14 any provision of this Law, except Section 18-212, shall be
15 increased each year commencing with the later of (i) the 2009
16 levy year or (ii) the first levy year in which this Law becomes
17 applicable to the taxing district, by the lesser of 5% or the
18 percentage increase in the Consumer Price Index during the
19 12-month calendar year preceding the levy year. The debt
20 service extension base may be established or increased as
21 provided under Section 18-212. "Excluded non-referendum bonds"
22 means (i) bonds authorized by Public Act 88-503 and issued
23 under Section 20a of the Chicago Park District Act for aquarium
24 and museum projects; (ii) bonds issued under Section 15 of the
25 Local Government Debt Reform Act; or (iii) refunding
26 obligations issued to refund or to continue to refund

1 obligations initially issued pursuant to referendum.

2 "Special purpose extensions" include, but are not limited
3 to, extensions for levies made on an annual basis for
4 unemployment and workers' compensation, self-insurance,
5 contributions to pension plans, and extensions made pursuant to
6 Section 6-601 of the Illinois Highway Code for a road
7 district's permanent road fund whether levied annually or not.
8 The extension for a special service area is not included in the
9 aggregate extension.

10 "Aggregate extension base" means the taxing district's
11 last preceding aggregate extension as adjusted under Sections
12 18-135, 18-215, and 18-230. An adjustment under Section 18-135
13 shall be made for the 2007 levy year and all subsequent levy
14 years whenever one or more counties within which a taxing
15 district is located (i) used estimated valuations or rates when
16 extending taxes in the taxing district for the last preceding
17 levy year that resulted in the over or under extension of
18 taxes, or (ii) increased or decreased the tax extension for the
19 last preceding levy year as required by Section 18-135(c).
20 Whenever an adjustment is required under Section 18-135, the
21 aggregate extension base of the taxing district shall be equal
22 to the amount that the aggregate extension of the taxing
23 district would have been for the last preceding levy year if
24 either or both (i) actual, rather than estimated, valuations or
25 rates had been used to calculate the extension of taxes for the
26 last levy year, or (ii) the tax extension for the last

1 preceding levy year had not been adjusted as required by
2 subsection (c) of Section 18-135.

3 Notwithstanding any other provision of law, for levy year
4 2012, the aggregate extension base for West Northfield School
5 District No. 31 in Cook County shall be \$12,654,592.

6 "Levy year" has the same meaning as "year" under Section
7 1-155.

8 "New property" means (i) the assessed value, after final
9 board of review or board of appeals action, of new improvements
10 or additions to existing improvements on any parcel of real
11 property that increase the assessed value of that real property
12 during the levy year multiplied by the equalization factor
13 issued by the Department under Section 17-30, (ii) the assessed
14 value, after final board of review or board of appeals action,
15 of real property not exempt from real estate taxation, which
16 real property was exempt from real estate taxation for any
17 portion of the immediately preceding levy year, multiplied by
18 the equalization factor issued by the Department under Section
19 17-30, including the assessed value, upon final stabilization
20 of occupancy after new construction is complete, of any real
21 property located within the boundaries of an otherwise or
22 previously exempt military reservation that is intended for
23 residential use and owned by or leased to a private corporation
24 or other entity, (iii) in counties that classify in accordance
25 with Section 4 of Article IX of the Illinois Constitution, an
26 incentive property's additional assessed value resulting from

1 a scheduled increase in the level of assessment as applied to
2 the first year final board of review market value, and (iv) any
3 increase in assessed value due to oil or gas production from an
4 oil or gas well required to be permitted under the Hydraulic
5 Fracturing Regulatory Act that was not produced in or accounted
6 for during the previous levy year. In addition, the county
7 clerk in a county containing a population of 3,000,000 or more
8 shall include in the 1997 recovered tax increment value for any
9 school district, any recovered tax increment value that was
10 applicable to the 1995 tax year calculations.

11 "Qualified airport authority" means an airport authority
12 organized under the Airport Authorities Act and located in a
13 county bordering on the State of Wisconsin and having a
14 population in excess of 200,000 and not greater than 500,000.

15 "Recovered tax increment value" means, except as otherwise
16 provided in this paragraph, the amount of the current year's
17 equalized assessed value, in the first year after a
18 municipality terminates the designation of an area as a
19 redevelopment project area previously established under the
20 Tax Increment Allocation Development Act in the Illinois
21 Municipal Code, previously established under the Industrial
22 Jobs Recovery Law in the Illinois Municipal Code, previously
23 established under the Economic Development Project Area Tax
24 Increment Act of 1995, or previously established under the
25 Economic Development Area Tax Increment Allocation Act, of each
26 taxable lot, block, tract, or parcel of real property in the

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

1 removed from the redevelopment project area over and above the
2 initial equalized assessed value of that real property before
3 removal from the redevelopment project area.

4 Except as otherwise provided in this Section, "limiting
5 rate" means a fraction the numerator of which is the last
6 preceding aggregate extension base times an amount equal to one
7 plus the extension limitation defined in this Section and the
8 denominator of which is the current year's equalized assessed
9 value of all real property in the territory under the
10 jurisdiction of the taxing district during the prior levy year.
11 For those taxing districts that reduced their aggregate
12 extension for the last preceding levy year, the highest
13 aggregate extension in any of the last 3 preceding levy years
14 shall be used for the purpose of computing the limiting rate.
15 The denominator shall not include new property or the recovered
16 tax increment value. If a new rate, a rate decrease, or a
17 limiting rate increase has been approved at an election held
18 after March 21, 2006, then (i) the otherwise applicable
19 limiting rate shall be increased by the amount of the new rate
20 or shall be reduced by the amount of the rate decrease, as the
21 case may be, or (ii) in the case of a limiting rate increase,
22 the limiting rate shall be equal to the rate set forth in the
23 proposition approved by the voters for each of the years
24 specified in the proposition, after which the limiting rate of
25 the taxing district shall be calculated as otherwise provided.
26 In the case of a taxing district that obtained referendum

1 approval for an increased limiting rate on March 20, 2012, the
2 limiting rate for tax year 2012 shall be the rate that
3 generates the approximate total amount of taxes extendable for
4 that tax year, as set forth in the proposition approved by the
5 voters; this rate shall be the final rate applied by the county
6 clerk for the aggregate of all capped funds of the district for
7 tax year 2012.

8 "Qualified school district" means, for levy years 2017 and
9 2018, a school district that has been granted a financial
10 hardship exemption from this amendatory Act of the 100th
11 General Assembly by the State Superintendent of Education; to
12 be eligible for such an exemption, one or more of the following
13 criteria must apply:

14 (1) the district meets the conditions described in
15 subsection (a) of Section 1A-8 of the School Code or in
16 paragraph (3) or (5) of subsection (b) of Section 1A-8 of
17 the School Code; to determine if a school district meets
18 this criteria, the State Superintendent of Education may
19 require a school district, including any district subject
20 to Article 34A of this Code, to share financial information
21 relevant to a proper investigation of the district's
22 financial condition;

23 (2) the equalized assessed valuation used in
24 calculating the district's general State aid claim under
25 Section 18-8.05 of the School Code, or the district's
26 evidence-based funding claim under Section 18-8.15 of the

1 School Code, as applicable, for the year in which the
2 district is applying has decreased by 10% or more compared
3 to equalized assessed valuation used for such calculations
4 in the previous school year;

5 (3) the average daily attendance used in calculating
6 the district's general State aid claim, under Section
7 18-8.05 of the School Code, or the district's
8 evidence-based funding claim under Section 18-8.15 of the
9 School Code, as applicable, for the year in which the
10 district is applying has decreased by 5% or more compared
11 to the average daily attendance used for such calculations
12 in the previous school year;

13 (4) fifty percent or more of the pupils enrolled in the
14 district qualify for free or reduced lunch;

15 (5) twenty percent or more of the pupils enrolled in
16 the district have an individualized education plan (IEP);

17 (6) the district is a Tier 1 district, as defined in
18 subparagraph (A) of subsection (g) of Section 18-8.15 of
19 the School Code; or

20 (7) the district has been designated, through the State
21 Board of Education's School District Financial Profile
22 System, as on financial watch status for fiscal year 2016.

23 After independently verifying that a district meets one or
24 more of the criteria set forth in items (1) through (7), the
25 State Superintendent shall notify the appropriate taxing
26 authorities that the district is to be exempt from the

1 provisions of this amendatory Act of the 100th General Assembly
2 for the next appropriate levy year. The exemption shall be for
3 a period of one levy year. School districts may reapply on an
4 annual basis to be exempt from the provisions of this
5 amendatory Act of the 100th General Assembly.

6 (Source: P.A. 98-6, eff. 3-29-13; 98-23, eff. 6-17-13; 99-143,
7 eff. 7-27-15; 99-521, eff. 6-1-17.)

8 (35 ILCS 200/18-205)

9 Sec. 18-205. Referendum to increase the extension
10 limitation.

11 (a) A taxing district is limited to an extension limitation
12 as defined in Section 18-185 of 5% or the percentage increase
13 in the Consumer Price Index during the 12-month calendar year
14 preceding the levy year, whichever is less. A taxing district
15 may increase its extension limitation for one or more levy
16 years if that taxing district holds a referendum before the
17 levy date for the first levy year at which a majority of voters
18 voting on the issue approves adoption of a higher extension
19 limitation. Referenda shall be conducted at a regularly
20 scheduled election in accordance with the Election Code.

21 (b) The question shall be presented in substantially the
22 following manner ~~for all elections held after March 21, 2006:~~

23 Shall the extension limitation under the Property Tax
24 Extension Limitation Law for (insert the legal name,
25 number, if any, and county or counties of the taxing

1 district and geographic or other common name by which a
2 school or community college district is known and referred
3 to), Illinois, be increased from (applicable extension
4 limitation set forth in Section 18-185) ~~the lesser of 5% or~~
5 ~~the percentage increase in the Consumer Price Index over~~
6 ~~the prior levy year~~ to (insert the percentage of the
7 proposed increase)% per year for (insert each levy year for
8 which the increased extension limitation will apply)?

9 (c) The votes must be recorded as "Yes" or "No".

10 If a majority of voters voting on the issue approves the
11 adoption of the increase, the increase shall be applicable for
12 each levy year specified.

13 (d) The ballot for any question submitted pursuant to this
14 Section shall have printed thereon, but not as a part of the
15 question submitted, only the following supplemental
16 information (which shall be supplied to the election authority
17 by the taxing district) in substantially the following form:

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

24 (2) Based upon an average annual percentage increase
25 (or decrease) in the market value of such property of ...%
26 (insert percentage equal to the average annual percentage

1 increase or decrease for the prior 3 levy years, at the
2 time the submission of the question is initiated by the
3 taxing district, in the amount of (A) the equalized
4 assessed value of the taxable property in the taxing
5 district less (B) the new property included in the
6 equalized assessed value), the approximate amount of the
7 additional tax extendable against such property for the ...
8 levy year is estimated to be \$... and for the ... levy year
9 is estimated to be \$....

10 Paragraph (2) shall be included only if the increased
11 extension limitation will be applicable for more than one year
12 and shall list each levy year for which the increased extension
13 limitation will be applicable. The additional tax shown for
14 each levy year shall be the approximate dollar amount of the
15 increase over the amount of the most recently completed
16 extension at the time the submission of the question is
17 initiated by the taxing district. The approximate amount of the
18 additional tax extendable shown in paragraphs (1) and (2) shall
19 be calculated by multiplying \$100,000 (the fair market value of
20 the property without regard to any property tax exemptions) by
21 (i) the percentage level of assessment prescribed for that
22 property by statute, or by ordinance of the county board in
23 counties that classify property for purposes of taxation in
24 accordance with Section 4 of Article IX of the Illinois
25 Constitution; (ii) the most recent final equalization factor
26 certified to the county clerk by the Department of Revenue at

1 the time the taxing district initiates the submission of the
2 proposition to the electors; (iii) the last known aggregate
3 extension base of the taxing district at the time the
4 submission of the question is initiated by the taxing district;
5 and (iv) the difference between the percentage increase
6 proposed in the question and the otherwise applicable extension
7 limitation under Section 18-185 ~~the lesser of 5% or the~~
8 ~~percentage increase in the Consumer Price Index for the prior~~
9 ~~levy year (or an estimate of the percentage increase for the~~
10 ~~prior levy year if the increase is unavailable at the time the~~
11 ~~submission of the question is initiated by the taxing~~
12 ~~district);~~ and dividing the result by the last known equalized
13 assessed value of the taxing district at the time the
14 submission of the question is initiated by the taxing district.
15 This amendatory Act of the 97th General Assembly is intended to
16 clarify the existing requirements of this Section, and shall
17 not be construed to validate any prior non-compliant referendum
18 language. Any notice required to be published in connection
19 with the submission of the question shall also contain this
20 supplemental information and shall not contain any other
21 supplemental information. Any error, miscalculation, or
22 inaccuracy in computing any amount set forth on the ballot or
23 in the notice that is not deliberate shall not invalidate or
24 affect the validity of any proposition approved. Notice of the
25 referendum shall be published and posted as otherwise required
26 by law, and the submission of the question shall be initiated

1 as provided by law.

2 (Source: P.A. 97-1087, eff. 8-24-12.)

3 (35 ILCS 200/18-213)

4 Sec. 18-213. Referenda on applicability of the Property Tax
5 Extension Limitation Law.

6 (a) The provisions of this Section do not apply to a taxing
7 district subject to this Law because a majority of its 1990
8 equalized assessed value is in a county or counties contiguous
9 to a county of 3,000,000 or more inhabitants, or because a
10 majority of its 1994 equalized assessed value is in an affected
11 county and the taxing district was not subject to this Law
12 before the 1995 levy year.

13 (b) The county board of a county that is not subject to
14 this Law may, by ordinance or resolution, submit to the voters
15 of the county the question of whether to make all non-home rule
16 taxing districts that have all or a portion of their equalized
17 assessed valuation situated in the county subject to this Law
18 in the manner set forth in this Section.

19 For purposes of this Section only:

20 "Taxing district" has the same meaning provided in Section
21 1-150.

22 "Equalized assessed valuation" means the equalized
23 assessed valuation for a taxing district for the immediately
24 preceding levy year.

25 (c) The ordinance or resolution shall request the

1 submission of the proposition at any election, except a
2 consolidated primary election, for the purpose of voting for or
3 against making the Property Tax Extension Limitation Law
4 applicable to all non-home rule taxing districts that have all
5 or a portion of their equalized assessed valuation situated in
6 the county.

7 The question shall be placed on a separate ballot and shall
8 be in substantially the following form:

9 Shall the Property Tax Extension Limitation Law (35
10 ILCS 200/18-185 through 18-245), which limits annual
11 property tax extension increases, apply to non-home rule
12 taxing districts with all or a portion of their equalized
13 assessed valuation located in (name of county)?

14 Votes on the question shall be recorded as "yes" or "no".

15 (d) The county clerk shall order the proposition submitted
16 to the electors of the county at the election specified in the
17 ordinance or resolution. If part of the county is under the
18 jurisdiction of a board or boards of election commissioners,
19 the county clerk shall submit a certified copy of the ordinance
20 or resolution to each board of election commissioners, which
21 shall order the proposition submitted to the electors of the
22 taxing district within its jurisdiction at the election
23 specified in the ordinance or resolution.

24 (e) (1) With respect to taxing districts having all of
25 their equalized assessed valuation located in the county,
26 if a majority of the votes cast on the proposition are in

1 favor of the proposition, then this Law becomes applicable
2 to the taxing district beginning on January 1 of the year
3 following the date of the referendum.

4 (2) With respect to taxing districts that meet all the
5 following conditions this Law shall become applicable to
6 the taxing district beginning on January 1, 1997. The
7 districts to which this paragraph (2) is applicable

8 (A) do not have all of their equalized assessed
9 valuation located in a single county,

10 (B) have equalized assessed valuation in an
11 affected county,

12 (C) meet the condition that each county, other than
13 an affected county, in which any of the equalized
14 assessed valuation of the taxing district is located
15 has held a referendum under this Section at any
16 election, except a consolidated primary election, held
17 prior to the effective date of this amendatory Act of
18 1997, and

19 (D) have a majority of the district's equalized
20 assessed valuation located in one or more counties in
21 each of which the voters have approved a referendum
22 under this Section prior to the effective date of this
23 amendatory Act of 1997. For purposes of this Section,
24 in determining whether a majority of the equalized
25 assessed valuation of the taxing district is located in
26 one or more counties in which the voters have approved

1 a referendum under this Section, the equalized
2 assessed valuation of the taxing district in any
3 affected county shall be included with the equalized
4 assessed value of the taxing district in counties in
5 which the voters have approved the referendum.

6 (3) With respect to taxing districts that do not have
7 all of their equalized assessed valuation located in a
8 single county and to which paragraph (2) of subsection (e)
9 is not applicable, if each county other than an affected
10 county in which any of the equalized assessed valuation of
11 the taxing district is located has held a referendum under
12 this Section at any election, except a consolidated primary
13 election, held in any year and if a majority of the
14 equalized assessed valuation of the taxing district is
15 located in one or more counties that have each approved a
16 referendum under this Section, then this Law shall become
17 applicable to the taxing district on January 1 of the year
18 following the year in which the last referendum in a county
19 in which the taxing district has any equalized assessed
20 valuation is held. For the purposes of this Law, the last
21 referendum shall be deemed to be the referendum making this
22 Law applicable to the taxing district. For purposes of this
23 Section, in determining whether a majority of the equalized
24 assessed valuation of the taxing district is located in one
25 or more counties that have approved a referendum under this
26 Section, the equalized assessed valuation of the taxing

1 district in any affected county shall be included with the
2 equalized assessed value of the taxing district in counties
3 that have approved the referendum.

4 (f) Immediately after a referendum is held under this
5 Section, the county clerk of the county holding the referendum
6 shall give notice of the referendum having been held and its
7 results to all taxing districts that have all or a portion of
8 their equalized assessed valuation located in the county, the
9 county clerk of any other county in which any of the equalized
10 assessed valuation of any taxing district is located, and the
11 Department of Revenue. After the last referendum affecting a
12 multi-county taxing district is held, the Department of Revenue
13 shall determine whether the taxing district is subject to this
14 Law and, if so, shall notify the taxing district and the county
15 clerks of all of the counties in which a portion of the
16 equalized assessed valuation of the taxing district is located
17 that, beginning the following January 1, the taxing district is
18 subject to this Law. For each taxing district subject to
19 paragraph (2) of subsection (e) of this Section, the Department
20 of Revenue shall notify the taxing district and the county
21 clerks of all of the counties in which a portion of the
22 equalized assessed valuation of the taxing district is located
23 that, beginning January 1, 1997, the taxing district is subject
24 to this Law.

25 (g) Referenda held under this Section shall be conducted in
26 accordance with the Election Code.

1 (h) Notwithstanding any other provision of law, no
2 referenda may be held under this Section with respect to levy
3 years 2017 and 2018.

4 (Source: P.A. 89-510, eff. 7-11-96; 89-718, eff. 3-7-97.)

5 (35 ILCS 200/18-214)

6 Sec. 18-214. Referenda on removal of the applicability of
7 the Property Tax Extension Limitation Law to non-home rule
8 taxing districts.

9 (a) The provisions of this Section do not apply to a taxing
10 district that is subject to this Law because a majority of its
11 1990 equalized assessed value is in a county or counties
12 contiguous to a county of 3,000,000 or more inhabitants, or
13 because a majority of its 1994 equalized assessed value is in
14 an affected county and the taxing district was not subject to
15 this Law before the 1995 levy year.

16 (b) For purposes of this Section only:

17 "Taxing district" means any non-home rule taxing district
18 that became subject to this Law under Section 18-213 of this
19 Law.

20 "Equalized assessed valuation" means the equalized
21 assessed valuation for a taxing district for the immediately
22 preceding levy year.

23 (c) The county board of a county that became subject to
24 this Law by a referendum approved by the voters of the county
25 under Section 18-213 may, by ordinance or resolution, in the

1 manner set forth in this Section, submit to the voters of the
2 county the question of whether this Law applies to all non-home
3 rule taxing districts that have all or a portion of their
4 equalized assessed valuation situated in the county in the
5 manner set forth in this Section.

6 (d) The ordinance or resolution shall request the
7 submission of the proposition at any election, except a
8 consolidated primary election, for the purpose of voting for or
9 against the continued application of the Property Tax Extension
10 Limitation Law to all non-home rule taxing districts that have
11 all or a portion of their equalized assessed valuation situated
12 in the county.

13 The question shall be placed on a separate ballot and shall
14 be in substantially the following form:

15 Shall the Property Tax Extension Limitation Law (35
16 ILCS 200/18-185 through 35 ILCS 200/18-245), which limits
17 annual property tax extension increases, apply to non-home
18 rule taxing districts with all or a portion of their
19 equalized assessed valuation located in (name of county)?

20 Votes on the question shall be recorded as "yes" or "no".

21 (e) The county clerk shall order the proposition submitted
22 to the electors of the county at the election specified in the
23 ordinance or resolution. If part of the county is under the
24 jurisdiction of a board or boards of election commissioners,
25 the county clerk shall submit a certified copy of the ordinance
26 or resolution to each board of election commissioners, which

1 shall order the proposition submitted to the electors of the
2 taxing district within its jurisdiction at the election
3 specified in the ordinance or resolution.

4 (f) With respect to taxing districts having all of their
5 equalized assessed valuation located in one county, if a
6 majority of the votes cast on the proposition are against the
7 proposition, then this Law shall not apply to the taxing
8 district beginning on January 1 of the year following the date
9 of the referendum.

10 (g) With respect to taxing districts that do not have all
11 of their equalized assessed valuation located in a single
12 county, if both of the following conditions are met, then this
13 Law shall no longer apply to the taxing district beginning on
14 January 1 of the year following the date of the referendum.

15 (1) Each county in which the district has any equalized
16 assessed valuation must either, (i) have held a referendum
17 under this Section, (ii) be an affected county, or (iii)
18 have held a referendum under Section 18-213 at which the
19 voters rejected the proposition at the most recent election
20 at which the question was on the ballot in the county.

21 (2) The majority of the equalized assessed valuation of
22 the taxing district, other than any equalized assessed
23 valuation in an affected county, is in one or more counties
24 in which the voters rejected the proposition. For purposes
25 of this Section, in determining whether a majority of the
26 equalized assessed valuation of the taxing district is

1 located in one or more counties in which the voters have
2 rejected the proposition under this Section, the equalized
3 assessed valuation of any taxing district in a county which
4 has held a referendum under Section 18-213 at which the
5 voters rejected that proposition, at the most recent
6 election at which the question was on the ballot in the
7 county, will be included with the equalized assessed value
8 of the taxing district in counties in which the voters have
9 rejected the referendum held under this Section.

10 (h) Immediately after a referendum is held under this
11 Section, the county clerk of the county holding the referendum
12 shall give notice of the referendum having been held and its
13 results to all taxing districts that have all or a portion of
14 their equalized assessed valuation located in the county, the
15 county clerk of any other county in which any of the equalized
16 assessed valuation of any such taxing district is located, and
17 the Department of Revenue. After the last referendum affecting
18 a multi-county taxing district is held, the Department of
19 Revenue shall determine whether the taxing district is no
20 longer subject to this Law and, if the taxing district is no
21 longer subject to this Law, the Department of Revenue shall
22 notify the taxing district and the county clerks of all of the
23 counties in which a portion of the equalized assessed valuation
24 of the taxing district is located that, beginning on January 1
25 of the year following the date of the last referendum, the
26 taxing district is no longer subject to this Law.

1 (i) Notwithstanding any other provision of law, no
2 referenda may be held under this Section with respect to levy
3 years 2017 and 2018.

4 (Source: P.A. 89-718, eff. 3-7-97.)

5 Section 95. No acceleration or delay. Where this Act makes
6 changes in a statute that is represented in this Act by text
7 that is not yet or no longer in effect (for example, a Section
8 represented by multiple versions), the use of that text does
9 not accelerate or delay the taking effect of (i) the changes
10 made by this Act or (ii) provisions derived from any other
11 Public Act.

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