



Sen. Don Harmon

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LRB101 04446 HLH 58650 a

1 AMENDMENT TO SENATE BILL 685

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 685 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Property Tax Code is amended by changing  
5 Section 18-185 and by adding Section 18-190.3 as follows:

6 (35 ILCS 200/18-185)

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

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

13 "Extension limitation" means (a) the lesser of 5% or the  
14 percentage increase in the Consumer Price Index during the  
15 12-month calendar year preceding the levy year or (b) the rate  
16 of increase approved by voters under Section 18-205.

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

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

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

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

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

1 responsibilities of a road district abolished under the  
2 provisions of Section 6-133 of the Illinois Highway Code.

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

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

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

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

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



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

1 Section 19-3.10 of the School Code.

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

1 make those payments; (f) made for payments under a building  
2 commission lease when the lease payments are for the retirement  
3 of bonds issued by the commission before the effective date of  
4 this amendatory Act of 1997 to pay for the building project;  
5 (g) made for payments due under installment contracts entered  
6 into before the effective date of this amendatory Act of 1997;  
7 (h) made for payments of principal and interest on limited  
8 bonds, as defined in Section 3 of the Local Government Debt  
9 Reform Act, in an amount not to exceed the debt service  
10 extension base less the amount in items (b), (c), and (e) of  
11 this definition for non-referendum obligations, except  
12 obligations initially issued pursuant to referendum; (i) made  
13 for payments of principal and interest on bonds issued under  
14 Section 15 of the Local Government Debt Reform Act; (j) made  
15 for a qualified airport authority to pay interest or principal  
16 on general obligation bonds issued for the purpose of paying  
17 obligations due under, or financing airport facilities  
18 required to be acquired, constructed, installed or equipped  
19 pursuant to, contracts entered into before March 1, 1996 (but  
20 not including any amendments to such a contract taking effect  
21 on or after that date); (k) made to fund expenses of providing  
22 joint recreational programs for persons with disabilities  
23 under Section 5-8 of the Park District Code or Section 11-95-14  
24 of the Illinois Municipal Code; and (l) made for contributions  
25 to a 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 "Debt service extension base" means an amount equal to that  
3 portion of the extension for a taxing district for the 1994  
4 levy year, or for those taxing districts subject to this Law in  
5 accordance with Section 18-213, except for those subject to  
6 paragraph (2) of subsection (e) of Section 18-213, for the levy  
7 year in which the referendum making this Law applicable to the  
8 taxing district is held, or for those taxing districts subject  
9 to this Law in accordance with paragraph (2) of subsection (e)  
10 of Section 18-213 for the 1996 levy year, constituting an  
11 extension for payment of principal and interest on bonds issued  
12 by the taxing district without referendum, but not including  
13 excluded non-referendum bonds. For park districts (i) that were  
14 first subject to this Law in 1991 or 1995 and (ii) whose  
15 extension for the 1994 levy year for the payment of principal  
16 and interest on bonds issued by the park district without  
17 referendum (but not including excluded non-referendum bonds)  
18 was less than 51% of the amount for the 1991 levy year  
19 constituting an extension for payment of principal and interest  
20 on bonds issued by the park district without referendum (but  
21 not including excluded non-referendum bonds), "debt service  
22 extension base" means an amount equal to that portion of the  
23 extension for the 1991 levy year constituting an extension for  
24 payment of principal and interest on bonds issued by the park  
25 district without referendum (but not including excluded  
26 non-referendum bonds). A debt service extension base

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

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

24 "Aggregate extension base" means the taxing district's  
25 last preceding aggregate extension as adjusted under Sections  
26 18-135, 18-215, 18-230, and 18-206. An adjustment under Section

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

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

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

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

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

25 "Qualified airport authority" means an airport authority  
26 organized under the Airport Authorities Act and located in a

1 county bordering on the State of Wisconsin and having a  
2 population in excess of 200,000 and not greater than 500,000.

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



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

18 Except as otherwise provided in this Section, "limiting  
19 rate" means a fraction the numerator of which is the last  
20 preceding aggregate extension base times an amount equal to one  
21 plus the extension limitation defined in this Section and the  
22 denominator of which is the current year's equalized assessed  
23 value of all real property in the territory under the  
24 jurisdiction of the taxing district during the prior levy year.  
25 If an increase in the district's aggregate extension has been  
26 approved by referendum on or after January 1, 2020 pursuant to

1 Section 18-190.3, then, for the year for which the increase has  
2 been approved, the limiting rate for that district shall be a  
3 fraction, the numerator of which is the sum of (i) the last  
4 preceding aggregate extension base times an amount equal to one  
5 plus the extension limitation defined in this Section and (ii)  
6 the amount of the increase approved by referendum under Section  
7 18-190.3 of this Law, and the denominator of which is the  
8 current year's equalized assessed value of all real property in  
9 the territory under the jurisdiction of the taxing district  
10 during the prior levy year. For those taxing districts that  
11 reduced their aggregate extension for the last preceding levy  
12 year, except for school districts that reduced their extension  
13 for educational purposes pursuant to Section 18-206, the  
14 highest aggregate extension in any of the last 3 preceding levy  
15 years shall be used for the purpose of computing the limiting  
16 rate. The denominator shall not include new property or the  
17 recovered tax increment value. If a new rate, a rate decrease,  
18 or a limiting rate increase has been approved at an election  
19 held after March 21, 2006, then (i) the otherwise applicable  
20 limiting rate shall be increased by the amount of the new rate  
21 or shall be reduced by the amount of the rate decrease, as the  
22 case may be, or (ii) in the case of a limiting rate increase,  
23 the limiting rate shall be equal to the rate set forth in the  
24 proposition approved by the voters for each of the years  
25 specified in the proposition, after which the limiting rate of  
26 the taxing district shall be calculated as otherwise provided.

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

9 (Source: P.A. 99-143, eff. 7-27-15; 99-521, eff. 6-1-17;  
10 100-465, eff. 8-31-17.)

11 (35 ILCS 200/18-190.3 new)

12 Sec. 18-190.3. Direct referendum; increased aggregate  
13 extension. Notwithstanding the provisions, requirements, or  
14 limitations of any other law, all taxing districts subject to  
15 this Law may follow the provisions of this Section whenever  
16 seeking referendum approval on or after January 1, 2020 to  
17 increase the aggregate extension applicable to the taxing  
18 district.

19 The proposition seeking to obtain referendum approval to  
20 increase the aggregate extension shall be in substantially the  
21 following form:

22 "Shall the aggregate extension (the total dollar  
23 amount levied by the district for each of the tax funds  
24 included under the Property Tax Cap (otherwise known as the  
25 Property Tax Extension Limitation Law)) for (insert legal

1 name, number, if any, and county or counties of taxing  
2 district and geographic or other common name by which a  
3 school or community college district is known and referred  
4 to), Illinois, be increased by (insert the amount of  
5 increase sought) for levy year (insert the levy year for  
6 which the increase will take effect) over what is allowed  
7 by the Property Tax Cap (otherwise known as the Property  
8 Tax Extension Limitation Law)?"

9 If the aggregate extension increase applies for more than  
10 one levy year, then the following paragraph shall be included  
11 and shall list each levy year for which the increased aggregate  
12 extension under the referendum will be applicable:

13 "After levy year (insert the levy year for which the  
14 increase will first take effect), shall the aggregate  
15 extension for (insert legal name, number, if any, and  
16 county or counties of taxing district and geographic or  
17 other common name by which a school or community college  
18 district is known and referred to), Illinois, be increased  
19 by (insert the amount of increase sought) for levy year  
20 (insert the levy year for which the increase will take  
21 effect), and be increased by (insert the amount of increase  
22 sought) for levy year (insert the levy year for which the  
23 increase will take effect), and be increased by (insert the  
24 amount of increase sought) for levy year (insert the levy  
25 year for which the increase will take effect)?"

26 The votes must be recorded as "Yes" or "No".

1       The ballot for any proposition submitted pursuant to this  
2 Section for a single levy year shall have printed thereon, but  
3 not as a part of the proposition submitted, only the following  
4 supplemental information (which shall be supplied to the  
5 election authority by the taxing district) in substantially the  
6 following form:

7           "(1) The amount of taxes extended which were subject to  
8 the Property Tax Cap (Property Tax Extension Limitation  
9 Law) in levy year (insert most recent levy year) was  
10 (insert the most recent levy year's aggregate extension  
11 base). If the proposition is not approved, then the taxing  
12 district may increase its extension by the lesser of 5% or  
13 the percent increase in the Consumer Price Index during the  
14 12-month calendar year preceding (insert levy year). If the  
15 proposition is approved, then the taxing district may  
16 increase its extension in levy year (insert levy year) by  
17 an additional (insert the amount of increase sought).

18           (2) For the (insert levy year for which the increase  
19 will be applicable) levy year, the approximate amount of  
20 the additional taxes on property containing a single family  
21 residence and having a fair market value at the time of the  
22 referendum of \$100,000 is estimated to be (insert  
23 amount)."

24       The ballot for any proposition submitted pursuant to this  
25 Section for multiple levy years shall have printed thereon, but  
26 not as a part of the proposition submitted, only the following

1 supplemental information (which shall be supplied to the  
2 election authority by the taxing district) in substantially the  
3 following form:

4 "(1) The amount of taxes extended which were subject to  
5 the Property Tax Cap (Property Tax Extension Limitation  
6 Law) in levy year (insert most recent levy year) was  
7 (insert the most recent levy year's aggregate extension  
8 base). If the proposition is not approved, then (for each  
9 applicable levy year) the taxing district may increase its  
10 extension by the lesser of 5% or the percent increase in  
11 the Consumer Price Index during the calendar year preceding  
12 the applicable levy year. If the proposition is approved,  
13 then the taxing district may increase its extension in  
14 [repeat for each applicable levy year] levy year (insert  
15 levy year) by an additional (insert the amount of increase  
16 sought).

17 (2) [Repeat for each applicable levy year] For the  
18 (insert levy year for which the increase will be  
19 applicable) levy year, the approximate amount of the  
20 additional taxes on property containing a single family  
21 residence and having a fair market value at the time of the  
22 referendum of \$100,000 is estimated to be (insert  
23 amount)."

24 In either case, the approximate amount of the additional  
25 taxes extendable shown in paragraph (2) shall be calculated by  
26 multiplying \$100,000 (the fair market value of the property

1 without regard to any property tax exemptions) by (i) the  
2 percentage level of assessment prescribed for that property by  
3 statute, or by ordinance of the county board in counties that  
4 classify property for purposes of taxation in accordance with  
5 Section 4 of Article IX of the Illinois Constitution; (ii) the  
6 most recent final equalization factor certified to the county  
7 clerk by the Department of Revenue at the time the taxing  
8 district initiates the submission of the proposition to the  
9 electors; and (iii) the increase in the aggregate extension  
10 proposed in the question; and dividing the result by the last  
11 known equalized assessed value of the taxing district at the  
12 time the submission of the question is initiated by the taxing  
13 district. Any notice required to be published in connection  
14 with the submission of the proposition shall also contain this  
15 supplemental information and shall not contain any other  
16 supplemental information regarding the proposition. Any error,  
17 miscalculation, or inaccuracy in computing any amount set forth  
18 on the ballot and in the notice that is not deliberate shall  
19 not invalidate or affect the validity of any proposition  
20 approved. Notice of the referendum shall be published and  
21 posted as otherwise required by law, and the submission of the  
22 proposition shall be initiated as provided by law.

23 If a majority of all ballots cast on the proposition are in  
24 favor of the proposition, then the district may increase its  
25 aggregate extension as provided in the referendum.

26 A referendum under this Section may be applicable for no

1 more than 4 consecutive levy years.

2           Section 99. Effective date. This Act takes effect January  
3 1, 2020.".