

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, and 18-214 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", except as otherwise provided in  
14 this paragraph, means (a) the lesser of 5% or the percentage  
15 increase in the Consumer Price Index during the 12-month  
16 calendar year preceding the levy year or (b) the rate of  
17 increase approved by voters under Section 18-205. Beginning in  
18 levy year 2022, for taxing districts that are school districts  
19 other than qualified school districts, "extension limitation"  
20 means 0% or the rate of increase approved by the voters under  
21 Section 18-205, except that, if a special purpose extension (i)  
22 made for the payment of principal and interest on bonds or  
23 other evidences of indebtedness issued by the taxing district

1 or (ii) made for contributions to a pension fund created under  
2 the Illinois Pension Code was required to be included in a  
3 school district's aggregate extension for the 2021 levy year,  
4 then the extension limitation for that extension shall be (a)  
5 the lesser of 5% or the percentage increase in the Consumer  
6 Price Index during the 12-month calendar year preceding the  
7 levy year or (b) the rate of increase approved by voters under  
8 Section 18-205.

9 "Affected county" means a county of 3,000,000 or more  
10 inhabitants or a county contiguous to a county of 3,000,000 or  
11 more inhabitants.

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

1 Section 18-213. Beginning in levy year 2022, "taxing district"  
2 also includes each school district in the State, but does not  
3 include a qualified school district that was not subject to  
4 this Law in the 2021 levy year.

5 "Aggregate extension" for taxing districts to which this  
6 Law applied before the 1995 levy year means the annual  
7 corporate extension for the taxing district and those special  
8 purpose extensions that are made annually for the taxing  
9 district, excluding special purpose extensions: (a) made for  
10 the taxing district to pay interest or principal on general  
11 obligation bonds that were approved by referendum; (b) made for  
12 any taxing district to pay interest or principal on general  
13 obligation bonds issued before October 1, 1991; (c) made for  
14 any taxing district to pay interest or principal on bonds  
15 issued to refund or continue to refund those bonds issued  
16 before October 1, 1991; (d) made for any taxing district to pay  
17 interest or principal on bonds issued to refund or continue to  
18 refund bonds issued after October 1, 1991 that were approved by  
19 referendum; (e) made for any taxing district to pay interest or  
20 principal on revenue bonds issued before October 1, 1991 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  
3 October 1, 1991, to pay for the building project; (g) made for  
4 payments due under installment contracts entered into before  
5 October 1, 1991; (h) made for payments of principal and  
6 interest on bonds issued under the Metropolitan Water  
7 Reclamation District Act to finance construction projects  
8 initiated before October 1, 1991; (i) made for payments of  
9 principal and interest on limited bonds, as defined in Section  
10 3 of the Local Government Debt Reform Act, in an amount not to  
11 exceed the debt service extension base less the amount in items  
12 (b), (c), (e), and (h) of this definition for non-referendum  
13 obligations, except obligations initially issued pursuant to  
14 referendum; (j) made for payments of principal and interest on  
15 bonds issued under Section 15 of the Local Government Debt  
16 Reform Act; (k) made by a school district that participates in  
17 the Special Education District of Lake County, created by  
18 special education joint agreement under Section 10-22.31 of the  
19 School Code, for payment of the school district's share of the  
20 amounts required to be contributed by the Special Education  
21 District of Lake County to the Illinois Municipal Retirement  
22 Fund under Article 7 of the Illinois Pension Code; the amount  
23 of any extension under this item (k) shall be certified by the  
24 school district to the county clerk; (l) made to fund expenses  
25 of providing joint recreational programs for persons with  
26 disabilities under Section 5-8 of the Park District Code or

1 Section 11-95-14 of the Illinois Municipal Code; (m) made for  
2 temporary relocation loan repayment purposes pursuant to  
3 Sections 2-3.77 and 17-2.2d of the School Code; (n) made for  
4 payment of principal and interest on any bonds issued under the  
5 authority of Section 17-2.2d of the School Code; (o) made for  
6 contributions to a firefighter's pension fund created under  
7 Article 4 of the Illinois Pension Code, to the extent of the  
8 amount certified under item (5) of Section 4-134 of the  
9 Illinois Pension Code; and (p) made for road purposes in the  
10 first year after a township assumes the rights, powers, duties,  
11 assets, property, liabilities, obligations, and  
12 responsibilities of a road district abolished under the  
13 provisions of Section 6-133 of the Illinois Highway Code.  
14 Beginning in levy year 2022, this definition of "aggregate  
15 extension" applies to each school district that was subject to  
16 this definition of "aggregate extension" for the 2021 levy  
17 year.

18 "Aggregate extension" for the taxing districts to which  
19 this Law did not apply before the 1995 levy year (except taxing  
20 districts subject to this Law in accordance with Section  
21 18-213) means the annual corporate extension for the taxing  
22 district and those special purpose extensions that are made  
23 annually for the taxing district, excluding special purpose  
24 extensions: (a) made for the taxing district to pay interest or  
25 principal on general obligation bonds that were approved by  
26 referendum; (b) made for any taxing district to pay interest or

1 principal on general obligation bonds issued before March 1,  
2 1995; (c) made for any taxing district to pay interest or  
3 principal on bonds issued to refund or continue to refund those  
4 bonds issued before March 1, 1995; (d) made for any taxing  
5 district to pay interest or principal on bonds issued to refund  
6 or continue to refund bonds issued after March 1, 1995 that  
7 were approved by referendum; (e) made for any taxing district  
8 to pay interest or principal on revenue bonds issued before  
9 March 1, 1995 for payment of which a property tax levy or the  
10 full faith and credit of the unit of local government is  
11 pledged; however, a tax for the payment of interest or  
12 principal on those bonds shall be made only after the governing  
13 body of the unit of local government finds that all other  
14 sources for payment are insufficient to make those payments;  
15 (f) made for payments under a building commission lease when  
16 the lease payments are for the retirement of bonds issued by  
17 the commission before March 1, 1995 to pay for the building  
18 project; (g) made for payments due under installment contracts  
19 entered into before March 1, 1995; (h) made for payments of  
20 principal and interest on bonds issued under the Metropolitan  
21 Water Reclamation District Act to finance construction  
22 projects initiated before October 1, 1991; (h-4) made for  
23 stormwater management purposes by the Metropolitan Water  
24 Reclamation District of Greater Chicago under Section 12 of the  
25 Metropolitan Water Reclamation District Act; (i) made for  
26 payments of principal and interest on limited bonds, as defined

1 in Section 3 of the Local Government Debt Reform Act, in an  
2 amount not to exceed the debt service extension base less the  
3 amount in items (b), (c), and (e) of this definition for  
4 non-referendum obligations, except obligations initially  
5 issued pursuant to referendum and bonds described in subsection  
6 (h) of this definition; (j) made for payments of principal and  
7 interest on bonds issued under Section 15 of the Local  
8 Government Debt Reform Act; (k) made for payments of principal  
9 and interest on bonds authorized by Public Act 88-503 and  
10 issued under Section 20a of the Chicago Park District Act for  
11 aquarium or museum projects; (l) made for payments of principal  
12 and interest on bonds authorized by Public Act 87-1191 or  
13 93-601 and (i) issued pursuant to Section 21.2 of the Cook  
14 County Forest Preserve District Act, (ii) issued under Section  
15 42 of the Cook County Forest Preserve District Act for  
16 zoological park projects, or (iii) issued under Section 44.1 of  
17 the Cook County Forest Preserve District Act for botanical  
18 gardens projects; (m) made pursuant to Section 34-53.5 of the  
19 School Code, whether levied annually or not; (n) made to fund  
20 expenses of providing joint recreational programs for persons  
21 with disabilities under Section 5-8 of the Park District Code  
22 or Section 11-95-14 of the Illinois Municipal Code; (o) made by  
23 the Chicago Park District for recreational programs for persons  
24 with disabilities under subsection (c) of Section 7.06 of the  
25 Chicago Park District Act; (p) 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 (q) made by Ford Heights School District 169 under Section  
4 17-9.02 of the School Code; and (r) made for the purpose of  
5 making employer contributions to the Public School Teachers'  
6 Pension and Retirement Fund of Chicago under Section 34-53 of  
7 the School Code. Beginning in levy year 2022, this definition  
8 of "aggregate extension" applies to each school district that  
9 was subject to this definition of "aggregate extension" for the  
10 2021 levy year.

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



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

1 obligations initially issued pursuant to referendum; (i) made  
2 for payments of principal and interest on bonds issued under  
3 Section 15 of the Local Government Debt Reform Act; (j) made  
4 for a qualified airport authority to pay interest or principal  
5 on general obligation bonds issued for the purpose of paying  
6 obligations due under, or financing airport facilities  
7 required to be acquired, constructed, installed or equipped  
8 pursuant to, contracts entered into before March 1, 1996 (but  
9 not including any amendments to such a contract taking effect  
10 on or after that date); (k) made to fund expenses of providing  
11 joint recreational programs for persons with disabilities  
12 under Section 5-8 of the Park District Code or Section 11-95-14  
13 of the Illinois Municipal Code; (l) made for contributions to a  
14 firefighter's pension fund created under Article 4 of the  
15 Illinois Pension Code, to the extent of the amount certified  
16 under item (5) of Section 4-134 of the Illinois Pension Code;  
17 and (m) made for the taxing district to pay interest or  
18 principal on general obligation bonds issued pursuant to  
19 Section 19-3.10 of the School Code. Beginning in levy year  
20 2022, this definition of "aggregate extension" applies to each  
21 school district that was subject to this definition of  
22 "aggregate extension" for the 2021 levy year.

23 "Aggregate extension" for all taxing districts to which  
24 this Law applies in accordance with paragraph (2) of subsection  
25 (e) of Section 18-213 means the annual corporate extension for  
26 the taxing district and those special purpose extensions that

1 are made annually for the taxing district, excluding special  
2 purpose extensions: (a) made for the taxing district to pay  
3 interest or principal on general obligation bonds that were  
4 approved by referendum; (b) made for any taxing district to pay  
5 interest or principal on general obligation bonds issued before  
6 the effective date of this amendatory Act of 1997; (c) made for  
7 any taxing district to pay interest or principal on bonds  
8 issued to refund or continue to refund those bonds issued  
9 before the effective date of this amendatory Act of 1997; (d)  
10 made for any taxing district to pay interest or principal on  
11 bonds issued to refund or continue to refund bonds issued after  
12 the effective date of this amendatory Act of 1997 if the bonds  
13 were approved by referendum after the effective date of this  
14 amendatory Act of 1997; (e) made for any taxing district to pay  
15 interest or principal on revenue bonds issued before the  
16 effective date of this amendatory Act of 1997 for payment of  
17 which a property tax levy or the full faith and credit of the  
18 unit of local government is pledged; however, a tax for the  
19 payment of interest or principal on those bonds shall be made  
20 only after the governing body of the unit of local government  
21 finds that all other sources for payment are insufficient to  
22 make those payments; (f) made for payments under a building  
23 commission lease when the lease payments are for the retirement  
24 of bonds issued by the commission before the effective date of  
25 this amendatory Act of 1997 to pay for the building project;  
26 (g) made for payments due under installment contracts entered

1 into before the effective date of this amendatory Act of 1997;  
2 (h) made for payments of principal and interest on limited  
3 bonds, as defined in Section 3 of the Local Government Debt  
4 Reform Act, in an amount not to exceed the debt service  
5 extension base less the amount in items (b), (c), and (e) of  
6 this definition for non-referendum obligations, except  
7 obligations initially issued pursuant to referendum; (i) made  
8 for payments of principal and interest on bonds issued under  
9 Section 15 of the Local Government Debt Reform Act; (j) made  
10 for a qualified airport authority to pay interest or principal  
11 on general obligation bonds issued for the purpose of paying  
12 obligations due under, or financing airport facilities  
13 required to be acquired, constructed, installed or equipped  
14 pursuant to, contracts entered into before March 1, 1996 (but  
15 not including any amendments to such a contract taking effect  
16 on or after that date); (k) made to fund expenses of providing  
17 joint recreational programs for persons with disabilities  
18 under Section 5-8 of the Park District Code or Section 11-95-14  
19 of the Illinois Municipal Code; and (l) made for contributions  
20 to a firefighter's pension fund created under Article 4 of the  
21 Illinois Pension Code, to the extent of the amount certified  
22 under item (5) of Section 4-134 of the Illinois Pension Code.  
23 Beginning in levy year 2022, this definition of "aggregate  
24 extension" applies to each school district that was subject to  
25 this definition of "aggregate extension" for the 2021 levy  
26 year.

1       "Aggregate extension", for school districts that were not  
2 subject to this Law in the 2021 levy year, means the annual  
3 corporate extension for the school district and those special  
4 purpose extensions that are made annually for the taxing  
5 district, excluding special purpose extensions: (a) made for  
6 the payment of principal and interest on bonds or other  
7 evidences of indebtedness issued by the school district; or (b)  
8 made for contributions to a pension fund created under the  
9 Illinois Pension Code.

10       "Debt service extension base" means an amount equal to that  
11 portion of the extension for a taxing district for the 1994  
12 levy year, or for those taxing districts subject to this Law in  
13 accordance with Section 18-213, except for those subject to  
14 paragraph (2) of subsection (e) of Section 18-213, for the levy  
15 year in which the referendum making this Law applicable to the  
16 taxing district is held, or for those taxing districts subject  
17 to this Law in accordance with paragraph (2) of subsection (e)  
18 of Section 18-213 for the 1996 levy year, or, for those school  
19 districts that are subject to this Law as a result of this  
20 amendatory Act of the 101st General Assembly, for the 2021 levy  
21 year, constituting an extension for payment of principal and  
22 interest on bonds issued by the taxing district without  
23 referendum, but not including excluded non-referendum bonds.  
24 For park districts (i) that were first subject to this Law in  
25 1991 or 1995 and (ii) whose extension for the 1994 levy year  
26 for the payment of principal and interest on bonds issued by

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

26 "Special purpose extensions" include, but are not limited

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

8 "Aggregate extension base" means the taxing district's  
9 last preceding aggregate extension as adjusted under Sections  
10 18-135, 18-215, 18-230, and 18-206. An adjustment under Section  
11 18-135 shall be made for the 2007 levy year and all subsequent  
12 levy years whenever one or more counties within which a taxing  
13 district is located (i) used estimated valuations or rates when  
14 extending taxes in the taxing district for the last preceding  
15 levy year that resulted in the over or under extension of  
16 taxes, or (ii) increased or decreased the tax extension for the  
17 last preceding levy year as required by Section 18-135(c).  
18 Whenever an adjustment is required under Section 18-135, the  
19 aggregate extension base of the taxing district shall be equal  
20 to the amount that the aggregate extension of the taxing  
21 district would have been for the last preceding levy year if  
22 either or both (i) actual, rather than estimated, valuations or  
23 rates had been used to calculate the extension of taxes for the  
24 last levy year, or (ii) the tax extension for the last  
25 preceding levy year had not been adjusted as required by  
26 subsection (c) of Section 18-135.

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

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

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



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

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

13 "Qualified school district" means a school district that  
14 certifies to the county clerk of the county in which the school  
15 district is located by October 15 immediately preceding the  
16 first day of the levy year that the district meets either of  
17 the following criteria:

18 (1) the school district submitted a claim or claims to  
19 the Illinois State Board of Education for reimbursement of  
20 State mandated categoricals, as provided in the School  
21 Breakfast and Lunch Program Act or Section 14-7.02,  
22 14-7.03, 14-13.01, 18-3, or 29-5 of the School Code, for  
23 the school fiscal year immediately preceding the levy year,  
24 and the aggregate amount of reimbursement for those State  
25 mandated categoricals for that school fiscal year was less  
26 than 97% of the district's claims as certified by the State

1 Board of Education pursuant to Section 18-21 of the School  
2 Code; or

3 (2) the school district did not receive the minimum  
4 funding required for that school district under the  
5 evidence-based funding formula set forth in Section  
6 18-8.15 of the School Code for the school fiscal year  
7 immediately preceding the levy year.

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

1 if a municipality terminated the designation of an area in 1993  
2 as a redevelopment project area previously established under  
3 the Tax Increment Allocation Development Act in the Illinois  
4 Municipal Code, previously established under the Industrial  
5 Jobs Recovery Law in the Illinois Municipal Code, or previously  
6 established under the Economic Development Area Tax Increment  
7 Allocation Act, by an amount equal to the 1994 equalized  
8 assessed value of each taxable lot, block, tract, or parcel of  
9 real property in the redevelopment project area over and above  
10 the initial equalized assessed value of each property in the  
11 redevelopment project area. In the first year after a  
12 municipality removes a taxable lot, block, tract, or parcel of  
13 real property from a redevelopment project area established  
14 under the Tax Increment Allocation Development Act in the  
15 Illinois Municipal Code, the Industrial Jobs Recovery Law in  
16 the Illinois Municipal Code, or the Economic Development Area  
17 Tax Increment Allocation Act, "recovered tax increment value"  
18 means the amount of the current year's equalized assessed value  
19 of each taxable lot, block, tract, or parcel of real property  
20 removed from the redevelopment project area over and above the  
21 initial equalized assessed value of that real property before  
22 removal from the redevelopment project area.

23 Except as otherwise provided in this Section, "limiting  
24 rate" means a fraction the numerator of which is the last  
25 preceding aggregate extension base times an amount equal to one  
26 plus the extension limitation defined in this Section and the

1 denominator of which is the current year's equalized assessed  
2 value of all real property in the territory under the  
3 jurisdiction of the taxing district during the prior levy year.  
4 For those taxing districts that reduced their aggregate  
5 extension for the last preceding levy year, except for school  
6 districts that reduced their extension for educational  
7 purposes pursuant to Section 18-206, the highest aggregate  
8 extension in any of the last 3 preceding levy years shall be  
9 used for the purpose of computing the limiting rate. The  
10 denominator shall not include new property or the recovered tax  
11 increment value. If a new rate, a rate decrease, or a limiting  
12 rate increase has been approved at an election held after March  
13 21, 2006, then (i) the otherwise applicable limiting rate shall  
14 be increased by the amount of the new rate or shall be reduced  
15 by the amount of the rate decrease, as the case may be, or (ii)  
16 in the case of a limiting rate increase, the limiting rate  
17 shall be equal to the rate set forth in the proposition  
18 approved by the voters for each of the years specified in the  
19 proposition, after which the limiting rate of the taxing  
20 district shall be calculated as otherwise provided. In the case  
21 of a taxing district that obtained referendum approval for an  
22 increased limiting rate on March 20, 2012, the limiting rate  
23 for tax year 2012 shall be the rate that generates the  
24 approximate total amount of taxes extendable for that tax year,  
25 as set forth in the proposition approved by the voters; this  
26 rate shall be the final rate applied by the county clerk for

1 the aggregate of all capped funds of the district for tax year  
2 2012.

3 (Source: P.A. 99-143, eff. 7-27-15; 99-521, eff. 6-1-17;  
4 100-465, eff. 8-31-17.)

5 (35 ILCS 200/18-205)

6 Sec. 18-205. Referendum to increase the extension  
7 limitation. A taxing district is limited to an extension  
8 limitation as provided in Section 18-185 ~~of 5% or the~~  
9 ~~percentage increase in the Consumer Price Index during the~~  
10 ~~12-month calendar year preceding the levy year, whichever is~~  
11 ~~less~~. A taxing district may increase its extension limitation  
12 for one or more levy years if that taxing district holds a  
13 referendum before the levy date for the first levy year at  
14 which a majority of voters voting on the issue approves  
15 adoption of a higher extension limitation. Referenda shall be  
16 conducted at a regularly scheduled election in accordance with  
17 the Election Code. The question shall be presented in  
18 substantially the following manner ~~for all elections held after~~  
19 ~~March 21, 2006:~~

20 Shall the extension limitation under the Property Tax  
21 Extension Limitation Law for (insert the legal name,  
22 number, if any, and county or counties of the taxing  
23 district and geographic or other common name by which a  
24 school or community college district is known and referred  
25 to), Illinois, be increased from (the applicable extension

1        limitation set forth in Section 18-185) ~~the lesser of 5% or~~  
2        ~~the percentage increase in the Consumer Price Index over~~  
3        ~~the prior levy year~~ to (insert the percentage of the  
4        proposed increase)% per year for (insert each levy year for  
5        which the increased extension limitation will apply)?

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

7        If a majority of voters voting on the issue approves the  
8        adoption of the increase, the increase shall be applicable for  
9        each levy year specified.

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

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

21                (2) Based upon an average annual percentage increase  
22                (or decrease) in the market value of such property of ...%  
23                (insert percentage equal to the average annual percentage  
24                increase or decrease for the prior 3 levy years, at the  
25                time the submission of the question is initiated by the  
26                taxing district, in the amount of (A) the equalized

1           assessed value of the taxable property in the taxing  
2           district less (B) the new property included in the  
3           equalized assessed value), the approximate amount of the  
4           additional tax extendable against such property for the ...  
5           levy year is estimated to be \$... and for the ... levy year  
6           is estimated to be \$....

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

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

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



1 (35 ILCS 200/18-214)

2 Sec. 18-214. Referenda on removal of the applicability of  
3 the Property Tax Extension Limitation Law to non-home rule  
4 taxing districts.

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

14 (b) For purposes of this Section only:

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

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

21 (c) The county board of a county that became subject to  
22 this Law by a referendum approved by the voters of the county  
23 under Section 18-213 may, by ordinance or resolution, in the  
24 manner set forth in this Section, submit to the voters of the  
25 county the question of whether this Law applies to all non-home  
26 rule taxing districts that have all or a portion of their

1 equalized assessed valuation situated in the county in the  
2 manner set forth in this Section.

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

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

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

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

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

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

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

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

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

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

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

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

25          Section 10. The School Code is amended by adding Section

1 18-21 as follows:

2 (105 ILCS 5/18-21 new)

3 Sec. 18-21. Certifications to school districts. On or  
4 before September 30th of each year, the State Board shall  
5 certify to each school district whether or not the school  
6 district is eligible for designation as a qualified school  
7 district, based on the criteria set forth in Section 18-185 of  
8 the Property Tax Code.

9 Section 99. Effective date. This Act takes effect on  
10 January 1, 2021, but does not take effect at all unless Senate  
11 Joint Resolution Constitutional Amendment No. 1 of the 101st  
12 General Assembly is approved by the voters of the State prior  
13 to that date.