



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4132

Introduced 9/3/2021, by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

35 ILCS 525/10-20

Amends the Parking Excise Tax Act. Creates an exemption for parking areas and garages that are operated for the use of attendees, vendors, or employees of the Illinois State Fair or the DuQuoin State Fair and are not otherwise subject to taxation under the Act in the ordinary course of business.

LRB102 19570 HLH 28338 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Parking Excise Tax Act is amended by
5 changing Section 10-20 as follows:

6 (35 ILCS 525/10-20)

7 Sec. 10-20. Exemptions. The tax imposed by this Act shall
8 not apply to:

9 (1) Parking ~~parking~~ in a parking area or garage
10 operated by the federal government or its
11 instrumentalities that has been issued an active tax
12 exemption number by the Department under Section 1g of the
13 Retailers' Occupation Tax Act; for this exemption to
14 apply, the parking area or garage must be operated by the
15 federal government or its instrumentalities; the exemption
16 under this paragraph (1) does not apply if the parking
17 area or garage is operated by a third party, whether under
18 a lease or other contractual arrangement, or any other
19 manner whatsoever. †

20 (2) Residential ~~residential~~ off-street parking for
21 home or apartment tenants or condominium occupants, if the
22 arrangement for such parking is provided in the home or
23 apartment lease or in a separate writing between the

1 landlord and tenant, or in a condominium agreement between
2 the condominium association and the owner, occupant, or
3 guest of a unit, whether the parking charge is payable to
4 the landlord, condominium association, or to the operator
5 of the parking spaces . †

6 (3) Parking ~~parking~~ by hospital employees in a parking
7 space that is owned and operated by the hospital for which
8 they work. † ~~and~~

9 (4) Parking ~~parking~~ in a parking area or garage where
10 3 or fewer motor vehicles are stored, housed, or parked
11 for hire, charge, fee or other valuable consideration, if
12 the operator of the parking area or garage does not act as
13 the operator of more than a total of 3 parking spaces
14 located in the State; if any operator of parking areas or
15 garages, including any facilitator or aggregator, acts as
16 an operator of more than 3 parking spaces in total that are
17 located in the State, then this exemption shall not apply
18 to any of those spaces.

19 (5) For the duration of the Illinois State Fair or the
20 DuQuoin State Fair, parking in a parking area or garage
21 that is operated for the use of attendees, vendors, or
22 employees of the particular State Fair and is not
23 otherwise subject to taxation under this Act in the
24 ordinary course of business.

25 (Source: P.A. 101-31, eff. 6-28-19.)