



Rep. Joe Sosnowski

Filed: 3/1/2022

10200HB4870ham001

LRB102 25629 HLH 37183 a

1 AMENDMENT TO HOUSE BILL 4870

2 AMENDMENT NO. _____. Amend House Bill 4870 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Property Tax Code is amended by adding
5 Division 5.2 to Article 18 as follows:

6 (35 ILCS 200/Art. 18 Div. 5.2 heading new)

7 Division 5.2. Taxpayer Empowerment Law

8 (35 ILCS 200/18-249.6 new)

9 Sec. 18-249.6. Referenda to decrease the taxing district's
10 aggregate extension.

11 (a) Notwithstanding any other provision of law, upon
12 submission of a petition signed by a number of registered
13 voters of a taxing district that is equal to or greater than 1%
14 but less than 5% of the total number of votes cast in the
15 taxing district in the preceding general election, a

1 non-binding, advisory referendum on the question of whether
2 the taxing district should reduce its aggregate extension by
3 up to 10% from its aggregate extension for the previous
4 taxable year shall be submitted to the voters of the taxing
5 district at the next regularly scheduled general or
6 consolidated election in accordance with the Election Code;
7 however, in no event shall a question under this Section be
8 submitted at a primary election.

9 (b) Notwithstanding any other provision of law, upon
10 submission of a petition signed by a number of registered
11 voters of a taxing district that is equal to or greater than 5%
12 of the total number of votes cast in the taxing district in the
13 preceding general election, a binding referendum on the
14 question of whether the taxing district shall reduce its
15 aggregate extension by up to 10% from its aggregate extension
16 for the previous taxable year shall be submitted to the voters
17 of the taxing district at the next regularly scheduled general
18 or consolidated election in accordance with the Election Code;
19 however, in no event shall a question under this Section be
20 submitted at a primary election.

21 (c) Petitions under subsection (a) or (b) may be
22 circulated no earlier than 12 months prior to the date the
23 petition is filed under this subsection. A petition under
24 subsection (a) or (b) shall be filed with the applicable
25 election authority, as defined in Section 1-3 of the Election
26 Code, or, in the case of multiple election authorities, with

1 the State Board of Elections, in the time and manner specified
2 in Article 28 of the Election Code. The validity of petitions
3 under subsections (a) or (b) shall be determined as provided
4 by Article 28 of the Election Code. The election authority or
5 Board, as applicable, shall certify the question and the
6 proper election authority or authorities shall submit the
7 question to the voters. Except as otherwise provided in this
8 Section, this referendum shall be subject to all other general
9 election law requirements.

10 (d) The proposition seeking to reduce the taxing
11 district's aggregate extension shall be in substantially the
12 following form:

13 "Should the aggregate extension for (taxing district)
14 be reduced from (previous levy year's extension) to
15 (proposed extension, which may be up to 10% less than the
16 previous levy year's extension) for (levy year)?"

17 Votes shall be recorded as "Yes" or "No".

18 If the referendum is a binding referendum as provided in
19 subsection (b), and a majority of all votes cast on the
20 proposition are in favor of the proposition, then, for the
21 levy year immediately after the levy year in which the
22 election is held, the taxing district's aggregate extension
23 shall be reduced as provided in the referendum.

24 (e) As used in this Section:

25 "Aggregate extension" means the annual corporate extension
26 for the taxing district and those special purpose extensions

1 that are made annually for the taxing district.

2 "Taxing district" has the same meaning provided in Section
3 1-150.

4 (f) This Section is a limitation on the power of home rule
5 units to tax under subsection (g) of Section 6 of Article VII
6 of the Illinois Constitution.

7 (g) If there is a conflict between a provision of this
8 Section and another law of this State, including, but not
9 limited to, the Property Tax Extension Limitation Law and the
10 Election Code, this Section controls.

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