

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 Section 23-20 as follows:

6 (35 ILCS 200/23-20)

7 Sec. 23-20. Effect of protested payments; refunds. No
8 protest shall prevent or be a cause of delay in the
9 distribution of tax collections to the taxing districts of any
10 taxes collected which were not paid under protest. If the
11 final order of the Property Tax Appeal Board or of a court
12 results in a refund to the taxpayer, refunds shall be made by
13 the collector from funds remaining in the Protest Fund until
14 such funds are exhausted and thereafter from the next funds
15 collected after entry of the final order until full payment of
16 the refund and interest thereon has been made. Interest from
17 the date of payment, regardless of whether the payment was
18 made before the effective date of this amendatory Act of 1997,
19 or from the date payment is due, whichever is later, to the
20 date of refund shall also be paid to the taxpayer at the annual
21 rate of the lesser of (i) 5% or (ii) the percentage increase in
22 the Consumer Price Index For All Urban Consumers during the
23 12-month calendar year preceding the levy year for which the

1 refund was made, as published by the federal Bureau of Labor
2 Statistics.

3 A claim for a refund resulting from a final order of the
4 Property Tax Appeal Board shall not be allowed unless the
5 claim is filed within 20 years from the date the right to a
6 refund arose; provided, however, that the aggregate total of
7 refunded taxes and interest shall not exceed \$5,000,000 in any
8 calendar year for claims filed more than 7 years after the
9 right to the refund arose. If the payment of a claim for a
10 refund would cause the aggregate total of taxes and interest
11 to exceed \$5,000,000 in any year, the refund shall be paid in
12 the next succeeding year.

13 The changes made to this Section by this amendatory Act of
14 the 103rd General Assembly apply to matters concerning refund
15 claims filed on or after the first day of the first month
16 following the effective date of this amendatory Act of the
17 103rd General Assembly.

18 (Source: P.A. 94-558, eff. 1-1-06.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.