



Rep. JoAnn D. Osmond

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LRB093 14906 LRD 49426 a

1 AMENDMENT TO HOUSE BILL 6138

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 6138 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 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.

17 "Affected county" means a county of 3,000,000 or more  
18 inhabitants or a county contiguous to a county of 3,000,000 or  
19 more inhabitants.

20 "Taxing district" has the same meaning provided in Section  
21 1-150, except as otherwise provided in this Section. For the  
22 1991 through 1994 levy years only, "taxing district" includes  
23 only each non-home rule taxing district having the majority of  
24 its 1990 equalized assessed value within any county or counties

1 contiguous to a county with 3,000,000 or more inhabitants.  
2 Beginning with the 1995 levy year, "taxing district" includes  
3 only each non-home rule taxing district subject to this Law  
4 before the 1995 levy year and each non-home rule taxing  
5 district not subject to this Law before the 1995 levy year  
6 having the majority of its 1994 equalized assessed value in an  
7 affected county or counties. Beginning with the levy year in  
8 which this Law becomes applicable to a taxing district as  
9 provided in Section 18-213, "taxing district" also includes  
10 those taxing districts made subject to this Law as provided in  
11 Section 18-213.

12 "Aggregate extension" for taxing districts to which this  
13 Law applied before the 1995 levy year means the annual  
14 corporate extension for the taxing district and those special  
15 purpose extensions that are made annually for the taxing  
16 district, excluding special purpose extensions: (a) made for  
17 the taxing district to pay interest or principal on general  
18 obligation bonds that were approved by referendum; (b) made for  
19 any taxing district to pay interest or principal on general  
20 obligation bonds issued before October 1, 1991; (c) made for  
21 any taxing district to pay interest or principal on bonds  
22 issued to refund or continue to refund those bonds issued  
23 before October 1, 1991; (d) made for any taxing district to pay  
24 interest or principal on bonds issued to refund or continue to  
25 refund bonds issued after October 1, 1991 that were approved by  
26 referendum; (e) made for any taxing district to pay interest or  
27 principal on revenue bonds issued before October 1, 1991 for  
28 payment of which a property tax levy or the full faith and  
29 credit of the unit of local government is pledged; however, a  
30 tax for the payment of interest or principal on those bonds  
31 shall be made only after the governing body of the unit of  
32 local government finds that all other sources for payment are  
33 insufficient to make those payments; (f) made for payments  
34 under a building commission lease when the lease payments are

1 for the retirement of bonds issued by the commission before  
2 October 1, 1991, to pay for the building project; (g) made for  
3 payments due under installment contracts entered into before  
4 October 1, 1991; (h) made for payments of principal and  
5 interest on bonds issued under the Metropolitan Water  
6 Reclamation District Act to finance construction projects  
7 initiated before October 1, 1991; (i) made for payments of  
8 principal and interest on limited bonds, as defined in Section  
9 3 of the Local Government Debt Reform Act, in an amount not to  
10 exceed the debt service extension base less the amount in items  
11 (b), (c), (e), and (h) of this definition for non-referendum  
12 obligations, except obligations initially issued pursuant to  
13 referendum; (j) made for payments of principal and interest on  
14 bonds issued under Section 15 of the Local Government Debt  
15 Reform Act; (k) made by a school district that participates in  
16 the Special Education District of Lake County, created by  
17 special education joint agreement under Section 10-22.31 of the  
18 School Code, for payment of the school district's share of the  
19 amounts required to be contributed by the Special Education  
20 District of Lake County to the Illinois Municipal Retirement  
21 Fund under Article 7 of the Illinois Pension Code; the amount  
22 of any extension under this item (k) shall be certified by the  
23 school district to the county clerk; ~~and~~ (l) made to fund  
24 expenses of providing joint recreational programs for the  
25 handicapped under Section 5-8 of the Park District Code or  
26 Section 11-95-14 of the Illinois Municipal Code; (m) made for  
27 temporary relocation loan repayment purposes pursuant to  
28 Sections 2-3.77 and 17-2.2d of the School Code, and (n) made  
29 for payment of principal and interest on any bonds issued under  
30 the authority of Section 17-2.2d of the School Code.

31 "Aggregate extension" for the taxing districts to which  
32 this Law did not apply before the 1995 levy year (except taxing  
33 districts subject to this Law in accordance with Section  
34 18-213) means the annual corporate extension for the taxing

1 district and those special purpose extensions that are made  
2 annually for the taxing district, excluding special purpose  
3 extensions: (a) made for the taxing district to pay interest or  
4 principal on general obligation bonds that were approved by  
5 referendum; (b) made for any taxing district to pay interest or  
6 principal on general obligation bonds issued before March 1,  
7 1995; (c) made for any taxing district to pay interest or  
8 principal on bonds issued to refund or continue to refund those  
9 bonds issued before March 1, 1995; (d) made for any taxing  
10 district to pay interest or principal on bonds issued to refund  
11 or continue to refund bonds issued after March 1, 1995 that  
12 were approved by referendum; (e) made for any taxing district  
13 to pay interest or principal on revenue bonds issued before  
14 March 1, 1995 for payment of which a property tax levy or the  
15 full faith and credit of the unit of local government is  
16 pledged; however, a tax for the payment of interest or  
17 principal on those bonds shall be made only after the governing  
18 body of the unit of local government finds that all other  
19 sources for payment are insufficient to make those payments;  
20 (f) made for payments under a building commission lease when  
21 the lease payments are for the retirement of bonds issued by  
22 the commission before March 1, 1995 to pay for the building  
23 project; (g) made for payments due under installment contracts  
24 entered into before March 1, 1995; (h) made for payments of  
25 principal and interest on bonds issued under the Metropolitan  
26 Water Reclamation District Act to finance construction  
27 projects initiated before October 1, 1991; (i) made for  
28 payments of principal and interest on limited bonds, as defined  
29 in Section 3 of the Local Government Debt Reform Act, in an  
30 amount not to exceed the debt service extension base less the  
31 amount in items (b), (c), and (e) of this definition for  
32 non-referendum obligations, except obligations initially  
33 issued pursuant to referendum and bonds described in subsection  
34 (h) of this definition; (j) made for payments of principal and

1 interest on bonds issued under Section 15 of the Local  
2 Government Debt Reform Act; (k) made for payments of principal  
3 and interest on bonds authorized by Public Act 88-503 and  
4 issued under Section 20a of the Chicago Park District Act for  
5 aquarium or museum projects; (l) made for payments of principal  
6 and interest on bonds authorized by Public Act 87-1191 or  
7 93-601 ~~this amendatory Act of the 93rd General Assembly~~ and (i)  
8 issued pursuant to Section 21.2 of the Cook County Forest  
9 Preserve District Act, (ii) issued under Section 42 of the Cook  
10 County Forest Preserve District Act for zoological park  
11 projects, or (iii) issued under Section 44.1 of the Cook County  
12 Forest Preserve District Act for botanical gardens projects;  
13 (m) made pursuant to Section 34-53.5 of the School Code,  
14 whether levied annually or not; (n) made to fund expenses of  
15 providing joint recreational programs for the handicapped  
16 under Section 5-8 of the Park District Code or Section 11-95-14  
17 of the Illinois Municipal Code; and (o) made by the Chicago  
18 Park District for recreational programs for the handicapped  
19 under subsection (c) of Section 7.06 of the Chicago Park  
20 District Act.

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

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

1 required to be acquired, constructed, installed or equipped  
2 pursuant to, contracts entered into before March 1, 1996 (but  
3 not including any amendments to such a contract taking effect  
4 on or after that date); and (k) made to fund expenses of  
5 providing joint recreational programs for the handicapped  
6 under Section 5-8 of the Park District Code or Section 11-95-14  
7 of the Illinois Municipal Code.

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

1 of bonds issued by the commission before the effective date of  
2 this amendatory Act of 1997 to pay for the building project;  
3 (g) made for payments due under installment contracts entered  
4 into before the effective date of this amendatory Act of 1997;  
5 (h) made for payments of principal and interest on limited  
6 bonds, as defined in Section 3 of the Local Government Debt  
7 Reform Act, in an amount not to exceed the debt service  
8 extension base less the amount in items (b), (c), and (e) of  
9 this definition for non-referendum obligations, except  
10 obligations initially issued pursuant to referendum; (i) made  
11 for payments of principal and interest on bonds issued under  
12 Section 15 of the Local Government Debt Reform Act; (j) made  
13 for a qualified airport authority to pay interest or principal  
14 on general obligation bonds issued for the purpose of paying  
15 obligations due under, or financing airport facilities  
16 required to be acquired, constructed, installed or equipped  
17 pursuant to, contracts entered into before March 1, 1996 (but  
18 not including any amendments to such a contract taking effect  
19 on or after that date); and (k) made to fund expenses of  
20 providing joint recreational programs for the handicapped  
21 under Section 5-8 of the Park District Code or Section 11-95-14  
22 of the Illinois Municipal Code.

23 "Debt service extension base" means an amount equal to that  
24 portion of the extension for a taxing district for the 1994  
25 levy year, or for those taxing districts subject to this Law in  
26 accordance with Section 18-213, except for those subject to  
27 paragraph (2) of subsection (e) of Section 18-213, for the levy  
28 year in which the referendum making this Law applicable to the  
29 taxing district is held, or for those taxing districts subject  
30 to this Law in accordance with paragraph (2) of subsection (e)  
31 of Section 18-213 for the 1996 levy year, constituting an  
32 extension for payment of principal and interest on bonds issued  
33 by the taxing district without referendum, but not including  
34 excluded non-referendum bonds. For park districts (i) that were



1 first subject to this Law in 1991 or 1995 and (ii) whose  
2 extension for the 1994 levy year for the payment of principal  
3 and interest on bonds issued by the park district without  
4 referendum (but not including excluded non-referendum bonds)  
5 was less than 51% of the amount for the 1991 levy year  
6 constituting an extension for payment of principal and interest  
7 on bonds issued by the park district without referendum (but  
8 not including excluded non-referendum bonds), "debt service  
9 extension base" means an amount equal to that portion of the  
10 extension for the 1991 levy year constituting an extension for  
11 payment of principal and interest on bonds issued by the park  
12 district without referendum (but not including excluded  
13 non-referendum bonds). The debt service extension base may be  
14 established or increased as provided under Section 18-212.  
15 "Excluded non-referendum bonds" means (i) bonds authorized by  
16 Public Act 88-503 and issued under Section 20a of the Chicago  
17 Park District Act for aquarium and museum projects; (ii) bonds  
18 issued under Section 15 of the Local Government Debt Reform  
19 Act; or (iii) refunding obligations issued to refund or to  
20 continue to refund obligations initially issued pursuant to  
21 referendum.

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

30 "Aggregate extension base" means the taxing district's  
31 last preceding aggregate extension as adjusted under Sections  
32 18-215 through 18-230.

33 "Levy year" has the same meaning as "year" under Section  
34 1-155.

1 "New property" means (i) the assessed value, after final  
2 board of review or board of appeals action, of new improvements  
3 or additions to existing improvements on any parcel of real  
4 property that increase the assessed value of that real property  
5 during the levy year multiplied by the equalization factor  
6 issued by the Department under Section 17-30, (ii) the assessed  
7 value, after final board of review or board of appeals action,  
8 of real property not exempt from real estate taxation, which  
9 real property was exempt from real estate taxation for any  
10 portion of the immediately preceding levy year, multiplied by  
11 the equalization factor issued by the Department under Section  
12 17-30, and (iii) in counties that classify in accordance with  
13 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. In addition,  
17 the county clerk in a county containing a population of  
18 3,000,000 or more shall include in the 1997 recovered tax  
19 increment value for any school district, any recovered tax  
20 increment value that was applicable to the 1995 tax year  
21 calculations.

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

26 "Recovered tax increment value" means, except as otherwise  
27 provided in this paragraph, the amount of the current year's  
28 equalized assessed value, in the first year after a  
29 municipality terminates the designation of an area as a  
30 redevelopment project area previously established under the  
31 Tax Increment Allocation Development Act in the Illinois  
32 Municipal Code, previously established under the Industrial  
33 Jobs Recovery Law in the Illinois Municipal Code, or previously  
34 established under the Economic Development Area Tax Increment

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

31 Except as otherwise provided in this Section, "limiting  
32 rate" means a fraction the numerator of which is the last  
33 preceding aggregate extension base times an amount equal to one  
34 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, the highest  
6 aggregate extension in any of the last 3 preceding levy years  
7 shall be used for the purpose of computing the limiting rate.  
8 The denominator shall not include new property. The denominator  
9 shall not include the recovered tax increment value.

10 (Source: P.A. 92-547, eff. 6-13-02; 93-601, eff. 1-1-04;  
11 93-606, eff. 11-18-03; 93-612, eff. 11-18-03; revised  
12 12-10-03.)

13 Section 10. The School Code is amended by adding Section  
14 17-2.2d as follows:

15 (105 ILCS 5/17-2.2d new)

16 Sec. 17-2.2d. Special taxing and bonding for temporary  
17 relocation expense and emergency replacement purposes.

18 (a) In addition to any other taxes and notwithstanding any  
19 limitation imposed by the Property Tax Extension Limitation Law  
20 or any other limitations specified in this Code or any other  
21 law, the school board of any district having a population of  
22 less than 500,000 inhabitants that meets the criteria specified  
23 in subsection (c) of this Section, may, by proper resolution,  
24 levy an annual tax not to exceed 0.05% upon the value of the  
25 taxable property as equalized or assessed by the Department of  
26 Revenue for a period not to exceed 7 years for the purpose of  
27 providing for the repayment of moneys distributed for temporary  
28 relocation expenses of the district pursuant to Section 2-3.77  
29 of this Code.

30 (b) The school board of any district that meets the  
31 criteria specified in subsection (c) of this Section may  
32 repair, reconstruct, or replace a condemned building without

1 seeking referendum approval for the repair, reconstruction, or  
2 replacement.

3 (c) In order for this Section to apply, the school district  
4 must (i) be located in a county subject to the Property Tax  
5 Extension Limitation Law, (ii) have had a total enrollment of  
6 at least 1,075 students as shown on the 2003 Illinois State  
7 Report Card, and (iii) have had a school building condemned  
8 after January 1, 2004 and prior to June 30, 2004.

9 (d) Notwithstanding any limitation imposed by the Property  
10 Tax Extension Limitation Law or any other limitations specified  
11 in this Code or any other law, the school board of any district  
12 that meets the criteria specified in subsection (c) of this  
13 Section, may, by proper resolution, issue bonds, without  
14 referendum, in an amount sufficient to finance the total cost  
15 of repair, reconstruction, or replacement of the condemned  
16 building. Any premium and all interest earnings on the proceeds  
17 of the bonds so issued shall be used for the purposes for which  
18 the bonds were issued. The proceeds of any bonds issued under  
19 this Section shall be deposited and accounted for separately  
20 within the district's site and construction/capital  
21 improvements fund. The recording officer of the board shall  
22 file in the office of the county clerk of each county in which  
23 a portion of the district is situated a certified copy of the  
24 resolution providing for the issuance of the bonds and levy of  
25 a tax without limit as to rate or amount to pay the bonds.  
26 Bonds issued under this Section and any bonds issued to refund  
27 these bonds are not subject to any debt limitation imposed by  
28 this Code.

29 (e) The school board, as an express condition to receiving  
30 a temporary relocation loan under Section 2-3.77 of this Code,  
31 must agree to levy the tax provided in this Section at the  
32 maximum rate permitted and to pay to the State of Illinois for  
33 deposit into the Temporary Relocation Expenses Revolving Grant  
34 Fund (i) all proceeds of the tax attributable to the first year

1 and succeeding years for which the tax is levied after moneys  
2 appropriated for purposes of Section 2-3.77 have been  
3 distributed to the school district and (ii) all insurance  
4 proceeds that become payable to the district under those  
5 provisions of any contract or policy of insurance that provide  
6 reimbursement for or other coverage against loss with respect  
7 to any temporary relocation expenses of the district or  
8 proceeds of any legal judgment or settlement regarding the  
9 temporary relocation expenses incurred by the district,  
10 provided that the aggregate of any tax and insurance or other  
11 proceeds paid by the district to the State pursuant to this  
12 subsection (e) shall not exceed in amount the moneys  
13 distributed to the district pursuant to Section 2-3.77 as a  
14 loan or grant.

15 (f) If bonds under this Section have been issued by the  
16 school district and the purposes for which the bonds have been  
17 issued are accomplished and paid for in full and there remain  
18 funds on hand from the proceeds of the bonds or interest  
19 earnings or premiums, then the school board, by resolution,  
20 shall transfer those excess funds to the district's bond and  
21 interest fund for the purpose of abating taxes to pay debt  
22 service on the bonds or for defeasance of the debt or both.

23 (g) If the school district receives a construction grant  
24 under the School Construction Law or any other law and the  
25 purposes for which the grant was issued are accomplished and  
26 paid for in full and there remains funds on hand from the grant  
27 or interest earnings thereon, then the excess funds shall be  
28 paid to the State of Illinois for deposit into the School  
29 Construction Fund or other State fund from which the  
30 construction grant was paid.

31 (h) All insurance proceeds that become payable to the  
32 school district under those provisions of a contract or policy  
33 of insurance that provide reimbursement for or other coverage  
34 against losses other than with respect to any temporary

1 relocation expenses of the district or proceeds of any legal  
2 judgment or settlement regarding the repair, reconstruction,  
3 or replacement of the condemned building shall be applied to  
4 the repair, reconstruction, or replacement. If the project is  
5 completed and, therefore, all costs have been paid for in full  
6 and there remain funds on hand, including any interest earnings  
7 thereon, from the insurance coverage, legal judgment, or  
8 settlement, then a portion of those excess funds equal to the  
9 State's share of the construction cost of the project shall be  
10 paid to the State of Illinois for deposit into the School  
11 Construction Fund or other State fund from which the  
12 construction grant was paid, and the remainder of the excess  
13 funds shall be transferred to the district's bond and interest  
14 fund for the purpose of abating taxes to pay debt service on  
15 the bonds or for defeasance of the debt or both. If no debt  
16 service remains to be paid, then the excess may be transferred  
17 to whichever fund that, as determined by the school board, is  
18 most in need of the funds.

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