

1 AN ACT in relation to townships.

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

4 Section 5. The Township Code is amended by changing
5 Sections 185-5 and 185-10 as follows:

6 (60 ILCS 1/185-5)

7 Sec. 185-5. Facilities and services; tax.

8 (a) A township may provide facilities or services for
9 the benefit of its residents who are persons with a
10 developmental disability and who are not eligible to
11 participate in any program conducted under Article 14 of the
12 School Code, or a township may contract for those facilities
13 or services with any privately or publicly operated entity
14 that provides facilities or services either in or outside the
15 township.

16 (b) For the purpose described in subsection (a), the
17 township board may, pursuant to the ~~referendum~~ requirements
18 in Section 185-10, levy an annual tax of not more than 0.1%
19 of the value of all the taxable property in the township, as
20 equalized or assessed by the Department of Revenue, upon that
21 property. The tax shall be levied and collected in the same
22 manner as other township taxes but shall not be included in
23 any limitation otherwise prescribed as to the rate or amount
24 of township taxes and shall be in addition to and in excess
25 of other township taxes. When collected, the tax shall be
26 paid into a special fund in the township treasury, designated
27 the "Fund for Persons with a Developmental Disability", and
28 shall, together with any interest earned, be used only for
29 the purpose specified in this Article.

30 (Source: P.A. 90-210, eff. 7-25-97.)

1 (60 ILCS 1/185-10)

2 Sec. 185-10. Referendum. A township may levy the tax
3 authorized in Section 185-5 by following the procedure set
4 forth in subdivision (a) or the procedure set forth in
5 subdivision (a-1):

6 (a) ~~Before--a-tax-may-be-levied-under-Section-185-5,~~ The
7 township board shall certify that question to the proper
8 election officials, who shall submit the proposition at an
9 election under the general election law. The proposition
10 shall be in substantially the following form:

11 Shall (name of township) be authorized to levy an
12 annual tax in excess of the rate for other township
13 purposes but not in excess of not-more-than 0.1% of the
14 value of all the taxable property in the township for the
15 purpose of providing services and facilities to residents
16 who are persons with a developmental disability?

17 The votes shall be recorded as "Yes" or "No".

18 (a-1) The township shall adopt an ordinance or
19 resolution levying the tax and cause the ordinance or
20 resolution to be published in one or more newspapers
21 published in the township within 10 days after the levy is
22 made. If no newspaper is published in the township, the
23 ordinance or resolution shall be published in a newspaper
24 having general circulation within the township. The
25 publication of the ordinance or resolution shall include
26 notice of the following: (1) the specific number of voters
27 required to sign a petition requesting that the question of
28 the adoption of the tax levy be submitted to the voters of
29 the township; (2) the time within which the petition must be
30 filed; and (3) the date of the prospective referendum. The
31 town clerk must provide a petition form to any individual
32 requesting one. Any taxpayer in the township may, within 30
33 days after publication, file with the township clerk a
34 petition signed by 10% or more of the registered voters in

1 the county, requesting the submission of a referendum to
2 voters in the county of the following proposition:

3 Shall (name of township) be authorized to levy a tax
4 in excess of the rate for other township purposes but not
5 in excess of 0.1% of the value of all the taxable
6 property in the township for the purpose of providing
7 services and facilities to residents who are persons with
8 a developmental disability?

9 The town clerk shall submit the proposition at the next
10 regular election in accordance with the general election law.

11 (b) If a majority of the voters voting on the
12 proposition vote in favor of it, or, if no valid petition is
13 filed pursuant to subdivision (a-1), the tax levy is
14 authorized. If a majority of the vote is against the
15 proposition, the tax levy is not authorized.

16 (Source: P.A. 90-210, eff. 7-25-97.)

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.