



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB1378

Introduced 2/9/2005, by Rep. Michael P. McAuliffe

SYNOPSIS AS INTRODUCED:

35 ILCS 5/509

from Ch. 120, par. 5-509

Amends the Illinois Income Tax Act. Provides that each year, the Department of Revenue must alter, by random selection, the order in which the tax checkoff provisions appear on the individual income tax return forms.

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FISCAL NOTE ACT
MAY APPLY

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 Illinois Income Tax Act is amended by
5 changing Section 509 as follows:

6 (35 ILCS 5/509) (from Ch. 120, par. 5-509)

7 Sec. 509. Tax checkoff explanations; order on return forms.

8 (a) All individual income tax return forms shall contain
9 appropriate explanations and spaces to enable the taxpayers to
10 designate contributions to the following funds: the Child Abuse
11 Prevention Fund, the Illinois Wildlife Preservation Fund (as
12 required by the Illinois Non-Game Wildlife Protection Act), the
13 Alzheimer's Disease Research Fund (as required by the
14 Alzheimer's Disease Research Act), the Assistance to the
15 Homeless Fund (as required by this Act), the Penny Severns
16 Breast and Cervical Cancer Research Fund, the National World
17 War II Memorial Fund, the Prostate Cancer Research Fund, the
18 Lou Gehrig's Disease (ALS) Research Fund, the Multiple
19 Sclerosis Assistance Fund, the Leukemia Treatment and
20 Education Fund, the World War II Illinois Veterans Memorial
21 Fund, the Korean War Veterans National Museum and Library Fund,
22 the Illinois Military Family Relief Fund, the Illinois
23 Veterans' Homes Fund, and the Asthma and Lung Research Fund.

24 Each form shall contain a statement that the contributions
25 will reduce the taxpayer's refund or increase the amount of
26 payment to accompany the return. Failure to remit any amount of
27 increased payment shall reduce the contribution accordingly.

28 If, on October 1 of any year, the total contributions to
29 any one of the funds made under this Section do not equal
30 \$100,000 or more, the explanations and spaces for designating
31 contributions to the fund shall be removed from the individual
32 income tax return forms for the following and all subsequent

1 years and all subsequent contributions to the fund shall be
2 refunded to the taxpayer.

3 (b) Each year, the Department must alter, by random
4 selection, the order in which the tax checkoff provisions
5 appear on the individual income tax return forms.

6 (Source: P.A. 92-84, eff. 7-1-02; 92-198, eff. 8-1-01; 92-651,
7 eff. 7-11-02; 92-772, eff. 8-6-02; 92-886, eff. 2-7-03; 93-36,
8 eff. 6-24-03; 93-131, eff. 7-10-03; 93-292, eff. 7-22-03;
9 93-324, eff. 7-23-03; 93-776, eff. 7-21-04.)