

HB3780



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB3780

Introduced 2/25/2005, by Rep. James D. Brosnahan

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1035

from Ch. 34, par. 5-1035

Amends the Counties Code. Makes a technical change in a Section concerning a replacement vehicle tax.

LRB094 10314 AJO 40584 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Counties Code is amended by changing Section
5 5-1035 as follows:

6 (55 ILCS 5/5-1035) (from Ch. 34, par. 5-1035)

7 Sec. 5-1035. Replacement vehicle tax. ~~The~~ The corporate
8 authorities of a county may impose a replacement vehicle tax of
9 \$50 on any passenger car as defined in Section 1-157 of The
10 Illinois Vehicle Code purchased within the county but outside
11 the corporate limits of any municipality imposing a replacement
12 vehicle tax by or on behalf of an insurance company to replace
13 a passenger car of an insured person in settlement of a total
14 loss claim. The tax so imposed may not become effective before
15 the first day of the month following the passage of the
16 ordinance imposing such tax and receipt of a certified copy of
17 such ordinance by the Department of Revenue. The Department of
18 Revenue shall collect such tax for the county in accordance
19 with Sections 3-2002 and 3-2003 of Article XI of The Illinois
20 Vehicle Code.

21 The Department shall forthwith pay over to the State
22 Treasurer, ex officio, as trustee, all taxes collected
23 hereunder. On or before the 25th day of each calendar month,
24 the Department shall prepare and certify to the Comptroller the
25 disbursement of stated sums of money to named counties, the
26 counties to be those from which retailers have paid taxes or
27 penalties hereunder to the Department during the second
28 preceding calendar month. The amount to be paid to each county
29 shall be the amount collected hereunder during the second
30 preceding calendar month by the Department, less 2% of such
31 balance, which sum shall be retained by the State Treasurer to
32 cover the costs incurred by the Department in administering and

1 enforcing this Section as provided herein. The Department at
2 the time of each monthly disbursement to the counties shall
3 prepare and certify to the Comptroller the amount, so retained
4 by the State Treasurer, to be paid into the General Revenue
5 Fund of the State Treasury less any amount determined by the
6 Department to be necessary for the payment of refunds. Within
7 10 days after receipt, by the Comptroller, of the disbursement
8 certification to the counties and the General Revenue Fund,
9 provided for in this Section to be given to the Comptroller by
10 the Department, the Comptroller shall cause the orders to be
11 drawn for the respective amounts in accordance with the
12 directions contained in such certification.

13 (Source: P.A. 86-962.)