



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB4735**

Introduced 1/12/2006, by Rep. Michael Tryon

**SYNOPSIS AS INTRODUCED:**

35 ILCS 200/18-135  
35 ILCS 200/18-185  
105 ILCS 5/2-3.33

from Ch. 122, par. 2-3.33

Amends the Property Tax Code and the School Code. Sets forth procedures for calculating certain adjustments and recomputations with respect to the Property Tax Extension Limitation Law.

LRB094 17223 BDD 52512 b

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT 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 Property Tax Code is amended by changing  
5 Sections 18-135 and 18-185 as follows:

6 (35 ILCS 200/18-135)

7 Sec. 18-135. Taxing district in 2 or more counties.

8 (a) Notwithstanding any other provisions to the contrary,  
9 in counties which have an overlapping taxing district or  
10 districts that extend into one or more other counties, the  
11 county clerk, upon receipt of the assessments from the Board of  
12 Review or Board of Appeals, and of the equalization factor from  
13 the Department, may use estimated valuations or estimated  
14 rates, as provided in subsection (b) of this Section, for the  
15 overlapping taxing district or districts if the county clerk in  
16 any other county into which the overlapping taxing district or  
17 districts extend cannot certify the actual valuations or rates  
18 for the district or districts.

19 (b) If the county clerk of a county which has an  
20 overlapping taxing district which extends into another county  
21 has not received the certified valuations or rates from the  
22 county clerk of any county into which such districts overlap,  
23 he or she may subsequent to March 15, make written demand for  
24 actual or estimated valuations or rates upon the county clerk  
25 of that county. Within 10 days of receiving a written demand,  
26 the county clerk receiving the demand shall furnish certified  
27 or estimated valuations or rates for the overlapping taxing  
28 district, as pertaining to his or her county, to the county  
29 clerk who made the request. If no valuations or rates are  
30 received, the requesting county may make the estimate.

31 (c) If the use of estimated valuations or rates results in  
32 over or under extension for the overlapping taxing district in

1 the county using estimated valuations or rates, the county  
2 clerk shall make appropriate adjustments in the subsequent  
3 year. Any adjustments necessitated by the estimation procedure  
4 authorized by this Section shall be made by increasing or  
5 decreasing the tax extension by fund for each taxing district  
6 where the estimation procedures were used.

7 (d) For taxing districts subject to the Property Tax  
8 Extension Limitation Law, the adjustment for paragraph (c)  
9 shall be made after the limiting rate has been calculated using  
10 the aggregate extension base, as defined in Section 18-185,  
11 adjusted for the over or under extension due to the use of an  
12 estimated valuation by the county on the last preceding  
13 aggregate extension.

14 (Source: P.A. 90-291, eff. 1-1-98.)

15 (35 ILCS 200/18-185)

16 Sec. 18-185. Short title; definitions. This Division 5 may  
17 be cited as the Property Tax Extension Limitation Law. As used  
18 in this Division 5:

19 "Consumer Price Index" means the Consumer Price Index for  
20 All Urban Consumers for all items published by the United  
21 States Department of Labor.

22 "Extension limitation" means (a) the lesser of 5% or the  
23 percentage increase in the Consumer Price Index during the  
24 12-month calendar year preceding the levy year or (b) the rate  
25 of increase approved by voters under Section 18-205.

26 "Affected county" means a county of 3,000,000 or more  
27 inhabitants or a county contiguous to a county of 3,000,000 or  
28 more inhabitants.

29 "Taxing district" has the same meaning provided in Section  
30 1-150, except as otherwise provided in this Section. For the  
31 1991 through 1994 levy years only, "taxing district" includes  
32 only each non-home rule taxing district having the majority of  
33 its 1990 equalized assessed value within any county or counties  
34 contiguous to a county with 3,000,000 or more inhabitants.  
35 Beginning with the 1995 levy year, "taxing district" includes

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

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

1 interest on bonds issued under the Metropolitan Water  
2 Reclamation District Act to finance construction projects  
3 initiated before October 1, 1991; (i) made for payments of  
4 principal and interest on limited bonds, as defined in Section  
5 3 of the Local Government Debt Reform Act, in an amount not to  
6 exceed the debt service extension base less the amount in items  
7 (b), (c), (e), and (h) of this definition for non-referendum  
8 obligations, except obligations initially issued pursuant to  
9 referendum; (j) made for payments of principal and interest on  
10 bonds issued under Section 15 of the Local Government Debt  
11 Reform Act; (k) made by a school district that participates in  
12 the Special Education District of Lake County, created by  
13 special education joint agreement under Section 10-22.31 of the  
14 School Code, for payment of the school district's share of the  
15 amounts required to be contributed by the Special Education  
16 District of Lake County to the Illinois Municipal Retirement  
17 Fund under Article 7 of the Illinois Pension Code; the amount  
18 of any extension under this item (k) shall be certified by the  
19 school district to the county clerk; (l) made to fund expenses  
20 of 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; (m) made for temporary  
23 relocation loan repayment purposes pursuant to Sections 2-3.77  
24 and 17-2.2d of the School Code; ~~and~~ (n) made for payment of  
25 principal and interest on any bonds issued under the authority  
26 of Section 17-2.2d of the School Code; and (o) ~~(m)~~ made for  
27 contributions to a firefighter's pension fund created under  
28 Article 4 of the Illinois Pension Code, to the extent of the  
29 amount certified under item (5) of Section 4-134 of the  
30 Illinois Pension 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  
35 district and those special purpose extensions that are made  
36 annually for the taxing district, excluding special purpose

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

1 Government Debt Reform Act; (k) made for payments of principal  
2 and interest on bonds authorized by Public Act 88-503 and  
3 issued under Section 20a of the Chicago Park District Act for  
4 aquarium or museum projects; (l) made for payments of principal  
5 and interest on bonds authorized by Public Act 87-1191 or  
6 93-601 and (i) issued pursuant to Section 21.2 of the Cook  
7 County Forest Preserve District Act, (ii) issued under Section  
8 42 of the Cook County Forest Preserve District Act for  
9 zoological park projects, or (iii) issued under Section 44.1 of  
10 the Cook County Forest Preserve District Act for botanical  
11 gardens projects; (m) made pursuant to Section 34-53.5 of the  
12 School Code, whether levied annually or not; (n) made to fund  
13 expenses of providing joint recreational programs for the  
14 handicapped under Section 5-8 of the Park District Code or  
15 Section 11-95-14 of the Illinois Municipal Code; (o) made by  
16 the Chicago Park District for recreational programs for the  
17 handicapped under subsection (c) of Section 7.06 of the Chicago  
18 Park District Act; and (p) made for contributions to a  
19 firefighter's pension fund created under Article 4 of the  
20 Illinois Pension Code, to the extent of the amount certified  
21 under item (5) of Section 4-134 of the Illinois Pension Code.

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

1 district is held; (d) made for any taxing district to pay  
2 interest or principal on bonds issued to refund or continue to  
3 refund bonds issued after the date on which the referendum  
4 making this Law applicable to the taxing district is held if  
5 the bonds were approved by referendum after the date on which  
6 the referendum making this Law applicable to the taxing  
7 district is held; (e) made for any taxing district to pay  
8 interest or principal on revenue bonds issued before the date  
9 on which the referendum making this Law applicable to the  
10 taxing district is held for payment of which a property tax  
11 levy or the full faith and credit of the unit of local  
12 government is pledged; however, a tax for the payment of  
13 interest or principal on those bonds shall be made only after  
14 the governing body of the unit of local government finds that  
15 all other sources for payment are insufficient to make those  
16 payments; (f) made for payments under a building commission  
17 lease when the lease payments are for the retirement of bonds  
18 issued by the commission before the date on which the  
19 referendum making this Law applicable to the taxing district is  
20 held to pay for the building project; (g) made for payments due  
21 under installment contracts entered into before the date on  
22 which the referendum making this Law applicable to the taxing  
23 district is held; (h) made for payments of principal and  
24 interest on limited bonds, as defined in Section 3 of the Local  
25 Government Debt Reform Act, in an amount not to exceed the debt  
26 service extension base less the amount in items (b), (c), and  
27 (e) of this definition for non-referendum obligations, except  
28 obligations initially issued pursuant to referendum; (i) made  
29 for payments of principal and interest on bonds issued under  
30 Section 15 of the Local Government Debt Reform Act; (j) made  
31 for a qualified airport authority to pay interest or principal  
32 on general obligation bonds issued for the purpose of paying  
33 obligations due under, or financing airport facilities  
34 required to be acquired, constructed, installed or equipped  
35 pursuant to, contracts entered into before March 1, 1996 (but  
36 not including any amendments to such a contract taking effect



1 on or after that date); (k) made to fund expenses of providing  
2 joint recreational programs for the handicapped under Section  
3 5-8 of the Park District Code or Section 11-95-14 of the  
4 Illinois Municipal Code; and (l) made for contributions to a  
5 firefighter's pension fund created under Article 4 of the  
6 Illinois Pension Code, to the extent of the amount certified  
7 under item (5) of Section 4-134 of the Illinois Pension 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  
35 of bonds issued by the commission before the effective date of  
36 this amendatory Act of 1997 to pay for the building project;

1 (g) made for payments due under installment contracts entered  
2 into before the effective date of this amendatory Act of 1997;  
3 (h) made for payments of principal and interest on limited  
4 bonds, as defined in Section 3 of the Local Government Debt  
5 Reform Act, in an amount not to exceed the debt service  
6 extension base less the amount in items (b), (c), and (e) of  
7 this definition for non-referendum obligations, except  
8 obligations initially issued pursuant to referendum; (i) made  
9 for payments of principal and interest on bonds issued under  
10 Section 15 of the Local Government Debt Reform Act; (j) made  
11 for a qualified airport authority to pay interest or principal  
12 on general obligation bonds issued for the purpose of paying  
13 obligations due under, or financing airport facilities  
14 required to be acquired, constructed, installed or equipped  
15 pursuant to, contracts entered into before March 1, 1996 (but  
16 not including any amendments to such a contract taking effect  
17 on or after that date); (k) made to fund expenses of providing  
18 joint recreational programs for the handicapped under Section  
19 5-8 of the Park District Code or Section 11-95-14 of the  
20 Illinois Municipal Code; and (l) made for contributions to a  
21 firefighter's pension fund created under Article 4 of the  
22 Illinois Pension Code, to the extent of the amount certified  
23 under item (5) of Section 4-134 of the Illinois Pension Code.

24 "Debt service extension base" means an amount equal to that  
25 portion of the extension for a taxing district for the 1994  
26 levy year, or for those taxing districts subject to this Law in  
27 accordance with Section 18-213, except for those subject to  
28 paragraph (2) of subsection (e) of Section 18-213, for the levy  
29 year in which the referendum making this Law applicable to the  
30 taxing district is held, or for those taxing districts subject  
31 to this Law in accordance with paragraph (2) of subsection (e)  
32 of Section 18-213 for the 1996 levy year, constituting an  
33 extension for payment of principal and interest on bonds issued  
34 by the taxing district without referendum, but not including  
35 excluded non-referendum bonds. For park districts (i) that were  
36 first subject to this Law in 1991 or 1995 and (ii) whose

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

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

29 "Aggregate extension base" means the taxing district's  
30 last preceding aggregate extension as adjusted under Sections  
31 18-135, 18-215, and through 18-230. An adjustment under Section  
32 18-135 shall be made for the 2005 levy year and all subsequent  
33 levy years whenever one or more counties within which a taxing  
34 district is located (i) used estimated valuations or rates when  
35 extending taxes in the taxing district for the last preceding  
36 levy year that resulted in the over or under extension of

1 taxes, or (ii) increased or decreased the tax extension for the  
2 last preceding levy year as required by Section 18-135(c).  
3 Whenever an adjustment is required under Section 18-135, the  
4 aggregate extension base of the taxing district shall be equal  
5 to the amount that the aggregate extension of the taxing  
6 district would have been for the last preceding levy year if  
7 either or both (i) actual, rather than estimated, valuations or  
8 rates had been used to calculate the extension of taxes for the  
9 last levy year, or (ii) the tax extension for the last  
10 preceding levy year had not been adjusted as required by  
11 subsection (c) of Section 18-135.

12 "Levy year" has the same meaning as "year" under Section  
13 1-155.

14 "New property" means (i) the assessed value, after final  
15 board of review or board of appeals action, of new improvements  
16 or additions to existing improvements on any parcel of real  
17 property that increase the assessed value of that real property  
18 during the levy year multiplied by the equalization factor  
19 issued by the Department under Section 17-30, (ii) the assessed  
20 value, after final board of review or board of appeals action,  
21 of real property not exempt from real estate taxation, which  
22 real property was exempt from real estate taxation for any  
23 portion of the immediately preceding levy year, multiplied by  
24 the equalization factor issued by the Department under Section  
25 17-30, and (iii) in counties that classify in accordance with  
26 Section 4 of Article IX of the Illinois Constitution, an  
27 incentive property's additional assessed value resulting from  
28 a scheduled increase in the level of assessment as applied to  
29 the first year final board of review market value. In addition,  
30 the county clerk in a county containing a population of  
31 3,000,000 or more shall include in the 1997 recovered tax  
32 increment value for any school district, any recovered tax  
33 increment value that was applicable to the 1995 tax year  
34 calculations.

35 "Qualified airport authority" means an airport authority  
36 organized under the Airport Authorities Act and located in a

1 county bordering on the State of Wisconsin and having a  
2 population in excess of 200,000 and not greater than 500,000.

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

1 value" means the amount of the current year's equalized  
2 assessed value of each taxable lot, block, tract, or parcel of  
3 real property removed from the redevelopment project area over  
4 and above the initial equalized assessed value of that real  
5 property before removal from the redevelopment project area.

6 Except as otherwise provided in this Section, "limiting  
7 rate" means a fraction the numerator of which is the last  
8 preceding aggregate extension base times an amount equal to one  
9 plus the extension limitation defined in this Section and the  
10 denominator of which is the current year's equalized assessed  
11 value of all real property in the territory under the  
12 jurisdiction of the taxing district during the prior levy year.  
13 For those taxing districts that reduced their aggregate  
14 extension for the last preceding levy year, the highest  
15 aggregate extension in any of the last 3 preceding levy years  
16 shall be used for the purpose of computing the limiting rate.  
17 The denominator shall not include new property. The denominator  
18 shall not include the recovered tax increment value.

19 (Source: P.A. 92-547, eff. 6-13-02; 93-601, eff. 1-1-04;  
20 93-606, eff. 11-18-03; 93-612, eff. 11-18-03; 93-689, eff.  
21 7-1-04; 93-690, eff. 7-1-04; 93-1049, eff. 11-17-04; revised  
22 12-14-04.)

23 Section 10. The School Code is amended by changing Section  
24 2-3.33 as follows:

25 (105 ILCS 5/2-3.33) (from Ch. 122, par. 2-3.33)

26 Sec. 2-3.33. Recomputation of claims. To recompute within  
27 3 years from the final date for filing of a claim any claim for  
28 reimbursement to any school district if the claim has been  
29 found to be incorrect and to adjust subsequent claims  
30 accordingly, and to recompute and adjust any such claims within  
31 6 years from the final date for filing when there has been an  
32 adverse court or administrative agency decision on the merits  
33 affecting the tax revenues of the school district. However, no  
34 such adjustment shall be made regarding equalized assessed

1 valuation unless the district's equalized assessed valuation  
2 is changed by greater than \$250,000 or 2%.

3 Except in the case of an adverse court or administrative  
4 agency decision no recomputation of a State aid claim shall be  
5 made pursuant to this Section as a result of a reduction in the  
6 assessed valuation of a school district from the assessed  
7 valuation of the district reported to the State Board of  
8 Education by the Department of Revenue under Section 18-8.05  
9 unless the requirements of Section 16-15 of the Property Tax  
10 Code and Section 2-3.84 of this Code are complied with in all  
11 respects.

12 This paragraph applies to all requests for recomputation of  
13 a general State aid claim received after June 30, 2003. In  
14 recomputing a general State aid claim that was originally  
15 calculated using an extension limitation equalized assessed  
16 valuation under paragraph (3) of subsection (G) of Section  
17 18-8.05 of this Code, a qualifying reduction in equalized  
18 assessed valuation shall be deducted from the extension  
19 limitation equalized assessed valuation that was used in  
20 calculating the original claim.

21 This paragraph applies to all requests for recomputation of  
22 a general State aid claim received after June 30, 2005 for any  
23 school district for which an adjustment was made to a  
24 subsequent year tax extension as a result of an estimation  
25 procedure authorized by Section 18-135 of the Property Tax Code  
26 for taxes extended prior to the 2005 tax levy year. In  
27 recomputing a general State aid claim that was originally  
28 calculated using an extension limitation equalized assessed  
29 valuation under paragraph (3) of subsection (G) of Section  
30 18.8.05 of this Code, a qualifying reduction in equalized  
31 assessed valuation shall be deducted from the extension  
32 limitation equalized assessed valuation that was used in the  
33 original claim. Additionally, the subsequent general State aid  
34 of the school district shall have the reduced extension  
35 limitation equalization assessed valuation utilized for the  
36 purpose of calculating the extension limitation equalization

1 assessed valuation under paragraph (3) of subsection (G) of  
2 Section 18-8.05 of this Code for the subsequent year.

3 From the total amount of general State aid to be provided  
4 to districts, adjustments as a result of recomputation under  
5 this Section together with adjustments under Section 2-3.84  
6 must not exceed \$25 million, in the aggregate for all districts  
7 under both Sections combined, of the general State aid  
8 appropriation in any fiscal year; if necessary, amounts shall  
9 be prorated among districts. If it is necessary to prorate  
10 claims under this paragraph, then that portion of each prorated  
11 claim that is approved but not paid in the current fiscal year  
12 may be resubmitted as a valid claim in the following fiscal  
13 year.

14 (Source: P.A. 93-845, eff. 7-30-04.)