



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB5569

Introduced 2/1/2006, by Rep. Jim Sacia

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-21001

from Ch. 34, par. 5-21001

Amends the Counties Code. Provides that the property tax imposed with respect to a county home may not exceed 0.2% (now, 0.1%) of the value, as equalized or assessed by the Department of Revenue, of all the taxable property in the county. Effective immediately.

LRB094 19439 BDD 55192 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

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 5-21001 as follows:

6 (55 ILCS 5/5-21001) (from Ch. 34, par. 5-21001)

7 Sec. 5-21001. Establishment and maintenance of county
8 home. In any county which establishes and maintains a county
9 sheltered care home or a county nursing home for the care of
10 infirm or chronically ill persons, as provided in Section
11 5-1005, the County Board shall have power:

12 1. To acquire in the name of the county by purchase, grant,
13 gift, or legacy, a suitable tract or tracts of land upon which
14 to erect and maintain the home, and in connection therewith a
15 farm or acreage for the purpose of providing supplies for the
16 home and employment for such patients as are able to work and
17 benefit thereby.

18 The board shall expend not more than \$20,000 for the
19 purchase of any such land or the erection of buildings without
20 a 2/3 vote of all its members in counties of 300,000 or more
21 population, or a favorable vote of at least a majority of all
22 its members in counties under 300,000 population.

23 2. To receive in the name of the county, gifts and legacies
24 to aid in the erection or maintenance of the home.

25 3. To appoint a superintendent and all necessary employees
26 for the management and control of the home and to prescribe
27 their compensation and duties.

28 4. To arrange for physicians' services and other medical
29 care for the patients in the home and prescribe the
30 compensation and duties of physicians so designated.

31 5. To control the admission and discharge of patients in
32 the home.

1 6. To fix the rate per day, week, or month which it will
2 charge for care and maintenance of the patients. Rates so
3 established may vary according to the amount of care required,
4 but the rates shall be uniform for all persons or agencies
5 purchasing care in the home except rates for persons who are
6 able to purchase their own care may approximate actual cost.

7 7. To make all rules and regulations for the management of
8 the home and of the patients therein.

9 8. To make appropriations from the county treasury for the
10 purchase of land and the erection of buildings for the home,
11 and to defray the expenses necessary for the care and
12 maintenance of the home and for providing maintenance, personal
13 care and nursing services to the patients therein, and to cause
14 an amount sufficient for those purposes to be levied upon the
15 taxable property of the counties and collected as other taxes
16 and further providing that in counties with a population of not
17 more than 1,000,000 to levy and collect annually a tax of not
18 to exceed 0.2% ~~.1%~~ of the value, as equalized or assessed by
19 the Department of Revenue, of all the taxable property in the
20 county for these purposes. The tax shall be in addition to all
21 other taxes which the county is authorized to levy on the
22 aggregate valuation of the property within the county and shall
23 not be included in any limitation of the tax rate upon which
24 taxes are required to be extended, but shall be excluded
25 therefrom and in addition thereto. The tax shall be levied and
26 collected in like manner as the general taxes of the county,
27 and when collected, shall be paid into a special fund in the
28 county treasury and used only as herein authorized. No such tax
29 shall be levied or increased from a rate lower than the maximum
30 rate in any such county until the question of levying such tax
31 has first been submitted to the voters of such county at an
32 election held in such county, and has been approved by a
33 majority of such voters voting thereon. The corporate
34 authorities shall certify the question of levying such tax to
35 the proper election officials, who shall submit the question to
36 the voters at an election held in accordance with the general

1 election law.

2 The proposition shall be in substantially the following
3 form:

4 -----

5 Shall County be authorized
6 to levy and collect a tax at a rate not YES
7 to exceed 0.2%

8 ~~.1%~~ for the purpose of -----
9 (purchasing, maintaining) a NO
10 county nursing home?

11 -----

12 If a majority of votes cast on the question are in favor,
13 the county shall be authorized to levy the tax.

14 If the county has levied such tax at a rate lower than the
15 maximum rate set forth in this Section, the county board may
16 increase the rate of the tax, but not to exceed such maximum
17 rate, by certifying the proposition of such increase to the
18 proper election officials for submission to the voters of the
19 county at a regular election in accordance with the general
20 election law. The proposition shall be in substantially the
21 following form:

22 -----

23 Shall the maximum rate
24 of the tax levied by..... YES
25 County for the purpose of.....

26 (purchasing, maintaining) a -----
27 county nursing home be
28 increased from..... to NO

29 (not to exceed 0.2%
30 ~~.1%~~)

31 -----

32 If a majority of all the votes cast upon the proposition
33 are in favor thereof, the county board may levy the tax at a
34 rate not to exceed the rate set forth in this Section.

35 9. Upon the vote of a 2/3 majority of all the members of
36 the board, to sell, dispose of or lease for any term, any part

1 of the home properties in such manner and upon such terms as it
2 deems best for the interest of the county, and to make and
3 execute all necessary conveyances thereof in the same manner as
4 other conveyances of real estate may be made by a county.
5 However, if the home was erected after referendum approval by
6 the voters of the county, it shall not be sold or disposed of
7 except after referendum approval thereof by a majority of the
8 voters of the county voting thereon.

9 If the home was erected after referendum approval by the
10 voters of the county, the county nursing home may be leased
11 upon the vote of a 3/5 majority of all the members of the
12 board.

13 10. To operate a sheltered care home as a part of a county
14 nursing home provided that a license to do so is obtained
15 pursuant to the Nursing Home Care Act, as amended.

16 (Source: P.A. 89-185, eff. 1-1-96.)

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