



Rep. George Scully Jr.

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09500HB2069ham001

LRB095 01547 RCE 35623 a

1 AMENDMENT TO HOUSE BILL 2069

2 AMENDMENT NO. _____. Amend House Bill 2069 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Gas Revenue Tax Act is amended by changing
5 Section 2 as follows:

6 (35 ILCS 615/2) (from Ch. 120, par. 467.17)

7 Sec. 2. Tax imposed; rate; phase-out for residential
8 customers.

9 (a) Except as provided in subsection (b), a ~~A~~ tax is
10 imposed upon persons engaged in the business of distributing,
11 supplying, furnishing or selling gas to persons for use or
12 consumption and not for resale at the rate of 2.4 cents per
13 therm of all gas which is so distributed, supplied, furnished,
14 sold or transported to or for each customer in the course of
15 such business, or 5% of the gross receipts received from each
16 customer from such business, whichever is the lower rate as

1 applied to each customer for that customer's billing period,
2 provided that any change in rate imposed by this amendatory Act
3 of 1985 shall become effective only with bills having a meter
4 reading date on or after January 1, 1986. However, such taxes
5 are not imposed with respect to any business in interstate
6 commerce, or otherwise to the extent to which such business may
7 not, under the Constitution and statutes of the United States,
8 be made the subject of taxation by this State.

9 Nothing in this amendatory Act of 1985 shall impose a tax
10 with respect to any transaction with respect to which no tax
11 was imposed immediately preceding the effective date of this
12 amendatory Act of 1985.

13 Beginning with bills issued to customers on and after
14 October 1, 2003, no tax shall be imposed under this Act on
15 transactions with customers who incur a tax liability under the
16 Gas Use Tax Law.

17 (b) Each July 1, beginning on July 1, 2007, the rate of the
18 tax imposed under this Section for gas that is distributed,
19 supplied, furnished, sold, or transported to a residential
20 customer is reduced by \$0.006 per therm until the rate of the
21 tax is zero. In no case, however, shall the tax under this
22 Section be imposed with respect to gas that is distributed,
23 supplied, furnished, sold, or transported to a residential
24 customer on or after July 1, 2011.

25 For purposes of this subsection, "residential customer"
26 means a customer who is receiving gas or gas service for

1 household purposes that is either (i) distributed to a dwelling
2 of 2 or fewer units and billed under a residential rate or (ii)
3 distributed to a dwelling unit or units, billed under a
4 residential rate, and registered by a separate meter for each
5 dwelling unit.

6 (Source: P.A. 93-31, eff. 10-1-03.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.".