

HB6679



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB6679

by Rep. Paul D. Froehlich

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1007.5 new

Amends the Counties Code. Provides that the voters of Cook County may, by initiative petition and referendum, modify the rate of a retailers' occupation tax and a service occupation tax imposed by the county and limit the amount of any expenditure made by the county. Preempts home rule powers. Effective immediately.

LRB095 21866 HLH 52120 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

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 Counties Code is amended by adding Section
5 5-1007.5 as follows:

6 (55 ILCS 5/5-1007.5 new)

7 Sec. 5-1007.5. Cook County Taxpayers' Initiative Act.

8 (a) The voters of Cook County may, by initiative petition
9 and referendum, pass a binding measure to modify the rate of
10 any tax imposed under Sections 5-1006 and 5-1007 of this Code.
11 The petition must be signed by a number of voters equal to at
12 least 8% of the votes cast in the county during the last
13 preceding gubernatorial election. The petition shall be
14 submitted to the county board not more than 12 months prior to
15 the general election at which the question will appear on the
16 ballot. The county board shall certify the question to the
17 proper election officials, who shall submit the question at the
18 next general election in accordance with the Election Code. The
19 question shall be in substantially the following form:

20 "Shall the rate of the retailers' occupation tax and
21 service occupation tax imposed by Cook County be
22 (reduced/increased) from (current rate) to (new rate)?"

23 Votes shall be recorded as "Yes" or "No". If a majority of

1 votes cast on the proposition are in favor of the modification,
2 then the rate shall be modified beginning on the first day of
3 the first month to occur not less than 30 calendar days after
4 the question is submitted to the voters.

5 (b) The voters of Cook County may, by initiative petition
6 and referendum, pass a binding measure to limit the amount of
7 any expenditure made by the county during its next fiscal year.
8 The petition must be signed by a number of voters equal to at
9 least 8% of the votes cast in the county during the last
10 preceding gubernatorial election. The petition shall be
11 submitted to the county board not more than 12 months prior to
12 the general election at which the question will appear on the
13 ballot. The county board shall certify the question to the
14 proper election officials, who shall submit the question at the
15 next general election in accordance with the Election Code. The
16 question shall be in substantially the following form:

17 "Shall Cook County's expenditure for (state the nature
18 of the expenditure) in (fiscal year) be limited to
19 (percent) of its (previous fiscal year) expenditure for
20 (state the nature of the expenditure)?"

21 Votes shall be recorded as "Yes" or "No". If a majority of
22 votes cast on the proposition are in favor of the limitation,
23 then the expenditure shall be limited as provided in the
24 question.

25 A home rule unit may not regulate taxation and expenditures
26 in a manner that is inconsistent with this Section. This

1 Section is a limitation of home rule powers and functions under
2 subsection (g) of Section 6 of Article VII of the Illinois
3 Constitution.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.