



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB3729**

Introduced 2/25/2009, by Rep. Sidney H. Mathias - Elaine Nekritz

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/8-3-14

from Ch. 24, par. 8-3-14

Amends the Illinois Municipal Code. In a Section pertaining to the expenditure of the amounts collected by a municipality from a tax on hotel rooms, provides that a municipality may expend the money collected from the tax for any municipal purpose. Deletes the requirement that a municipality must expend the amounts collected from the tax solely to promote tourism and conventions and to attract nonresident overnight visitors. Effective immediately.

LRB096 09408 RLJ 19565 b

FISCAL NOTE ACT  
MAY APPLY

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 Illinois Municipal Code is amended by  
5 changing Section 8-3-14 as follows:

6 (65 ILCS 5/8-3-14) (from Ch. 24, par. 8-3-14)

7 Sec. 8-3-14. The corporate authorities of any municipality  
8 may impose a tax upon all persons engaged in such municipality  
9 in the business of renting, leasing or letting rooms in a  
10 hotel, as defined in "The Hotel Operators' Occupation Tax Act,"  
11 at a rate not to exceed 6% in the City of East Peoria and in the  
12 Village of Morton and 5% in all other municipalities of the  
13 gross rental receipts from such renting, leasing or letting,  
14 excluding, however, from gross rental receipts, the proceeds of  
15 such renting, leasing or letting to permanent residents of that  
16 hotel and proceeds from the tax imposed under subsection (c) of  
17 Section 13 of the Metropolitan Pier and Exposition Authority  
18 Act, and may provide for the administration and enforcement of  
19 the tax, and for the collection thereof from the persons  
20 subject to the tax, as the corporate authorities determine to  
21 be necessary or practicable for the effective administration of  
22 the tax.

23 Persons subject to any tax imposed pursuant to authority

1 granted by this Section may reimburse themselves for their tax  
2 liability for such tax by separately stating such tax as an  
3 additional charge, which charge may be stated in combination,  
4 in a single amount, with State tax imposed under "The Hotel  
5 Operators' Occupation Tax Act".

6 Nothing in this Section shall be construed to authorize a  
7 municipality to impose a tax upon the privilege of engaging in  
8 any business which under the constitution of the United States  
9 may not be made the subject of taxation by this State.

10 The amounts collected by any municipality pursuant to this  
11 Section may ~~shall~~ be expended by the municipality for any  
12 municipal purpose including but not limited to ~~solely to~~  
13 ~~promote~~ promoting tourism and conventions within that  
14 municipality and attracting ~~or otherwise to attract~~  
15 nonresident overnight visitors to the municipality.

16 No funds received pursuant to this Section shall be used to  
17 advertise for or otherwise promote new competition in the hotel  
18 business.

19 (Source: P.A. 95-967, eff. 9-23-08.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.