



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

HB4137

Introduced 2/27/2009, by Rep. Shane Cultra

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the State Finance Act, the Illinois Income Tax Act, and the Property Tax Code. In the Property Tax Code, creates the standard homestead exemption in an amount equal to \$100,000 and repeals Sections concerning various other homestead exemptions. In the Illinois Income Tax Act, increases the rate of tax on individuals and on trusts and estates from 3% to a rate determined by the Department by rule, and requires that the additional revenue generated from the increased rate must be deposited into the Homestead Property Tax Replacement Fund. Creates that Fund in the State Finance Act and requires that, from the moneys in that Fund, the Department of Revenue must make grants to taxing districts in the State in the amount of any decreased property tax revenue due to the implementation of the standard homestead exemption. Amends the State Mandates Act to require implementation without reimbursement. Makes various corresponding changes. Effective immediately, except that certain provisions concerning the repeal of homestead exemptions take effect January 1, 2010.

LRB096 11714 HLH 22430 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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 3. The State Mandates Act is amended by changing  
5 Section 8.28 as follows:

6 (30 ILCS 805/8.28)

7 Sec. 8.28. Exempt mandate.

8 (a) Notwithstanding Sections 6 and 8 of this Act, no  
9 reimbursement by the State is required for the implementation  
10 of any mandate created by Public Act 93-654, 93-677, 93-679,  
11 93-689, 93-734, 93-753, 93-910, 93-917, 93-1036, 93-1038,  
12 93-1079, or 93-1090.

13 (b) Notwithstanding Sections 6 and 8 of this Act, no  
14 reimbursement by the State is required for the implementation  
15 of any mandate created by the standard homestead exemption  
16 under Section 15-167 of the Property Tax Code, the Senior  
17 Citizens Assessment Freeze Homestead Exemption under Section  
18 15-172 of the Property Tax Code, the General Homestead  
19 Exemption under Section 15-175 of the Property Tax Code, the  
20 alternative General Homestead Exemption under Section 15-176  
21 of the Property Tax Code, the Homestead Improvements Exemption  
22 under Section 15-180 of the Property Tax Code, and by Public  
23 Act 93-715.

1 (Source: P.A. 95-331, eff. 8-21-07.)

2 Section 5. The State Finance Act is amended by adding  
3 Sections 5.719 and 6z-80 as follows:

4 (30 ILCS 105/5.719 new)

5 Sec. 5.719. The Homestead Property Tax Replacement Fund.

6 (30 ILCS 105/6z-80 new)

7 Sec. 6z-80. The Homestead Property Tax Replacement Fund.

8 (a) The Homestead Property Tax Replacement Fund is created  
9 as a special fund in the State treasury. From appropriations to  
10 the Department of Revenue from the Fund, the Department shall  
11 make grants of the amounts certified under subsection (b) of  
12 this Section to taxing districts in the State for the purpose  
13 of reimbursing the taxing districts for revenue lost due to the  
14 implementation of the standard homestead exemption under  
15 Section 15-167 of the Property Tax Code.

16 (b) No later than February 25th of each year beginning in  
17 2011, for each taxing district in the State, the Department of  
18 Revenue shall certify an amount that is the difference between  
19 (i) the amount of property taxes levied by the district in the  
20 previous taxable year and (ii) the amount that the district  
21 would have levied if not for the implementation of the standard  
22 homestead exemption under Section 15-167 of the Property Tax  
23 Code and the repeal of the homestead exemptions under Section

1 20 of this amendatory Act of the 96th General Assembly.

2 (c) Moneys received for the purposes of this Section,  
3 including the deposit of income tax proceeds under subsection  
4 (f) of Section 901 of the Illinois Income Tax Act and all other  
5 gifts, grants, and awards from any public or private entity,  
6 must be deposited into the Fund. Any interest earnings that are  
7 attributable to moneys in the Fund must be deposited into the  
8 Fund.

9  
10 Section 10. The Illinois Income Tax Act is amended by  
11 changing Sections 201 and 901 and by adding Section 202.5 as  
12 follows:

13 (35 ILCS 5/201) (from Ch. 120, par. 2-201)

14 Sec. 201. Tax Imposed.

15 (a) In general. A tax measured by net income is hereby  
16 imposed on every individual, corporation, trust and estate for  
17 each taxable year ending after July 31, 1969 on the privilege  
18 of earning or receiving income in or as a resident of this  
19 State. Such tax shall be in addition to all other occupation or  
20 privilege taxes imposed by this State or by any municipal  
21 corporation or political subdivision thereof.

22 (b) Rates. The tax imposed by subsection (a) of this  
23 Section shall be determined as follows, except as adjusted by  
24 subsection (d-1):

1 (1) In the case of an individual, trust or estate, for  
2 taxable years ending prior to July 1, 1989, an amount equal  
3 to 2 1/2% of the taxpayer's net income for the taxable  
4 year.

5 (2) In the case of an individual, trust or estate, for  
6 taxable years beginning prior to July 1, 1989 and ending  
7 after June 30, 1989, an amount equal to the sum of (i) 2  
8 1/2% of the taxpayer's net income for the period prior to  
9 July 1, 1989, as calculated under Section 202.3, and (ii)  
10 3% of the taxpayer's net income for the period after June  
11 30, 1989, as calculated under Section 202.3.

12 (3) In the case of an individual, trust or estate, for  
13 taxable years beginning after June 30, 1989 and ending on  
14 or before December 31, 2009, an amount equal to 3% of the  
15 taxpayer's net income for the taxable year.

16 (4) In the case of an individual, trust, or estate, for  
17 taxable years beginning prior to January 1, 2010 and ending  
18 after December 31, 2009, an amount equal to the sum of (i)  
19 3% of the taxpayer's net income for the period prior to  
20 January 1, 2010, as calculated under Section 202.5, and  
21 (ii) the taxpayer's net income for the period after  
22 December 31, 2009 multiplied by the rate determined by the  
23 Department under item (5) of this subsection, as calculated  
24 under Section 202.5 (Blank).

25 (5) In the case of an individual, trust or estate, for  
26 taxable years beginning after December 31, 2009, the tax

1       shall be imposed at rate determined annually by the  
2       Department by rule that is sufficient to provide for  
3       deposits into the Homestead Property Tax Replacement Fund,  
4       as required under Section 901 of this Act, in an amount  
5       equal to the amount certified under subsection (b) of  
6       Section 6z-80 of the State Finance Act for that taxable  
7       year. The rate shall not be less than 3%. ~~(Blank)~~.

8           (6) In the case of a corporation, for taxable years  
9       ending prior to July 1, 1989, an amount equal to 4% of the  
10      taxpayer's net income for the taxable year.

11          (7) In the case of a corporation, for taxable years  
12      beginning prior to July 1, 1989 and ending after June 30,  
13      1989, an amount equal to the sum of (i) 4% of the  
14      taxpayer's net income for the period prior to July 1, 1989,  
15      as calculated under Section 202.3, and (ii) 4.8% of the  
16      taxpayer's net income for the period after June 30, 1989,  
17      as calculated under Section 202.3.

18          (8) In the case of a corporation, for taxable years  
19      beginning after June 30, 1989, an amount equal to 4.8% of  
20      the taxpayer's net income for the taxable year.

21      (c) Personal Property Tax Replacement Income Tax.  
22      Beginning on July 1, 1979 and thereafter, in addition to such  
23      income tax, there is also hereby imposed the Personal Property  
24      Tax Replacement Income Tax measured by net income on every  
25      corporation (including Subchapter S corporations), partnership  
26      and trust, for each taxable year ending after June 30, 1979.

1 Such taxes are imposed on the privilege of earning or receiving  
2 income in or as a resident of this State. The Personal Property  
3 Tax Replacement Income Tax shall be in addition to the income  
4 tax imposed by subsections (a) and (b) of this Section and in  
5 addition to all other occupation or privilege taxes imposed by  
6 this State or by any municipal corporation or political  
7 subdivision thereof.

8 (d) Additional Personal Property Tax Replacement Income  
9 Tax Rates. The personal property tax replacement income tax  
10 imposed by this subsection and subsection (c) of this Section  
11 in the case of a corporation, other than a Subchapter S  
12 corporation and except as adjusted by subsection (d-1), shall  
13 be an additional amount equal to 2.85% of such taxpayer's net  
14 income for the taxable year, except that beginning on January  
15 1, 1981, and thereafter, the rate of 2.85% specified in this  
16 subsection shall be reduced to 2.5%, and in the case of a  
17 partnership, trust or a Subchapter S corporation shall be an  
18 additional amount equal to 1.5% of such taxpayer's net income  
19 for the taxable year.

20 (d-1) Rate reduction for certain foreign insurers. In the  
21 case of a foreign insurer, as defined by Section 35A-5 of the  
22 Illinois Insurance Code, whose state or country of domicile  
23 imposes on insurers domiciled in Illinois a retaliatory tax  
24 (excluding any insurer whose premiums from reinsurance assumed  
25 are 50% or more of its total insurance premiums as determined  
26 under paragraph (2) of subsection (b) of Section 304, except

1 that for purposes of this determination premiums from  
2 reinsurance do not include premiums from inter-affiliate  
3 reinsurance arrangements), beginning with taxable years ending  
4 on or after December 31, 1999, the sum of the rates of tax  
5 imposed by subsections (b) and (d) shall be reduced (but not  
6 increased) to the rate at which the total amount of tax imposed  
7 under this Act, net of all credits allowed under this Act,  
8 shall equal (i) the total amount of tax that would be imposed  
9 on the foreign insurer's net income allocable to Illinois for  
10 the taxable year by such foreign insurer's state or country of  
11 domicile if that net income were subject to all income taxes  
12 and taxes measured by net income imposed by such foreign  
13 insurer's state or country of domicile, net of all credits  
14 allowed or (ii) a rate of zero if no such tax is imposed on such  
15 income by the foreign insurer's state of domicile. For the  
16 purposes of this subsection (d-1), an inter-affiliate includes  
17 a mutual insurer under common management.

18 (1) For the purposes of subsection (d-1), in no event  
19 shall the sum of the rates of tax imposed by subsections  
20 (b) and (d) be reduced below the rate at which the sum of:

21 (A) the total amount of tax imposed on such foreign  
22 insurer under this Act for a taxable year, net of all  
23 credits allowed under this Act, plus

24 (B) the privilege tax imposed by Section 409 of the  
25 Illinois Insurance Code, the fire insurance company  
26 tax imposed by Section 12 of the Fire Investigation



1 Act, and the fire department taxes imposed under  
2 Section 11-10-1 of the Illinois Municipal Code,  
3 equals 1.25% for taxable years ending prior to December 31,  
4 2003, or 1.75% for taxable years ending on or after  
5 December 31, 2003, of the net taxable premiums written for  
6 the taxable year, as described by subsection (1) of Section  
7 409 of the Illinois Insurance Code. This paragraph will in  
8 no event increase the rates imposed under subsections (b)  
9 and (d).

10 (2) Any reduction in the rates of tax imposed by this  
11 subsection shall be applied first against the rates imposed  
12 by subsection (b) and only after the tax imposed by  
13 subsection (a) net of all credits allowed under this  
14 Section other than the credit allowed under subsection (i)  
15 has been reduced to zero, against the rates imposed by  
16 subsection (d).

17 This subsection (d-1) is exempt from the provisions of  
18 Section 250.

19 (e) Investment credit. A taxpayer shall be allowed a credit  
20 against the Personal Property Tax Replacement Income Tax for  
21 investment in qualified property.

22 (1) A taxpayer shall be allowed a credit equal to .5%  
23 of the basis of qualified property placed in service during  
24 the taxable year, provided such property is placed in  
25 service on or after July 1, 1984. There shall be allowed an  
26 additional credit equal to .5% of the basis of qualified

1 property placed in service during the taxable year,  
2 provided such property is placed in service on or after  
3 July 1, 1986, and the taxpayer's base employment within  
4 Illinois has increased by 1% or more over the preceding  
5 year as determined by the taxpayer's employment records  
6 filed with the Illinois Department of Employment Security.  
7 Taxpayers who are new to Illinois shall be deemed to have  
8 met the 1% growth in base employment for the first year in  
9 which they file employment records with the Illinois  
10 Department of Employment Security. The provisions added to  
11 this Section by Public Act 85-1200 (and restored by Public  
12 Act 87-895) shall be construed as declaratory of existing  
13 law and not as a new enactment. If, in any year, the  
14 increase in base employment within Illinois over the  
15 preceding year is less than 1%, the additional credit shall  
16 be limited to that percentage times a fraction, the  
17 numerator of which is .5% and the denominator of which is  
18 1%, but shall not exceed .5%. The investment credit shall  
19 not be allowed to the extent that it would reduce a  
20 taxpayer's liability in any tax year below zero, nor may  
21 any credit for qualified property be allowed for any year  
22 other than the year in which the property was placed in  
23 service in Illinois. For tax years ending on or after  
24 December 31, 1987, and on or before December 31, 1988, the  
25 credit shall be allowed for the tax year in which the  
26 property is placed in service, or, if the amount of the

1 credit exceeds the tax liability for that year, whether it  
2 exceeds the original liability or the liability as later  
3 amended, such excess may be carried forward and applied to  
4 the tax liability of the 5 taxable years following the  
5 excess credit years if the taxpayer (i) makes investments  
6 which cause the creation of a minimum of 2,000 full-time  
7 equivalent jobs in Illinois, (ii) is located in an  
8 enterprise zone established pursuant to the Illinois  
9 Enterprise Zone Act and (iii) is certified by the  
10 Department of Commerce and Community Affairs (now  
11 Department of Commerce and Economic Opportunity) as  
12 complying with the requirements specified in clause (i) and  
13 (ii) by July 1, 1986. The Department of Commerce and  
14 Community Affairs (now Department of Commerce and Economic  
15 Opportunity) shall notify the Department of Revenue of all  
16 such certifications immediately. For tax years ending  
17 after December 31, 1988, the credit shall be allowed for  
18 the tax year in which the property is placed in service,  
19 or, if the amount of the credit exceeds the tax liability  
20 for that year, whether it exceeds the original liability or  
21 the liability as later amended, such excess may be carried  
22 forward and applied to the tax liability of the 5 taxable  
23 years following the excess credit years. The credit shall  
24 be applied to the earliest year for which there is a  
25 liability. If there is credit from more than one tax year  
26 that is available to offset a liability, earlier credit

1 shall be applied first.

2 (2) The term "qualified property" means property  
3 which:

4 (A) is tangible, whether new or used, including  
5 buildings and structural components of buildings and  
6 signs that are real property, but not including land or  
7 improvements to real property that are not a structural  
8 component of a building such as landscaping, sewer  
9 lines, local access roads, fencing, parking lots, and  
10 other appurtenances;

11 (B) is depreciable pursuant to Section 167 of the  
12 Internal Revenue Code, except that "3-year property"  
13 as defined in Section 168(c)(2)(A) of that Code is not  
14 eligible for the credit provided by this subsection  
15 (e);

16 (C) is acquired by purchase as defined in Section  
17 179(d) of the Internal Revenue Code;

18 (D) is used in Illinois by a taxpayer who is  
19 primarily engaged in manufacturing, or in mining coal  
20 or fluorite, or in retailing, or was placed in service  
21 on or after July 1, 2006 in a River Edge Redevelopment  
22 Zone established pursuant to the River Edge  
23 Redevelopment Zone Act; and

24 (E) has not previously been used in Illinois in  
25 such a manner and by such a person as would qualify for  
26 the credit provided by this subsection (e) or

1 subsection (f).

2 (3) For purposes of this subsection (e),  
3 "manufacturing" means the material staging and production  
4 of tangible personal property by procedures commonly  
5 regarded as manufacturing, processing, fabrication, or  
6 assembling which changes some existing material into new  
7 shapes, new qualities, or new combinations. For purposes of  
8 this subsection (e) the term "mining" shall have the same  
9 meaning as the term "mining" in Section 613(c) of the  
10 Internal Revenue Code. For purposes of this subsection (e),  
11 the term "retailing" means the sale of tangible personal  
12 property or services rendered in conjunction with the sale  
13 of tangible consumer goods or commodities.

14 (4) The basis of qualified property shall be the basis  
15 used to compute the depreciation deduction for federal  
16 income tax purposes.

17 (5) If the basis of the property for federal income tax  
18 depreciation purposes is increased after it has been placed  
19 in service in Illinois by the taxpayer, the amount of such  
20 increase shall be deemed property placed in service on the  
21 date of such increase in basis.

22 (6) The term "placed in service" shall have the same  
23 meaning as under Section 46 of the Internal Revenue Code.

24 (7) If during any taxable year, any property ceases to  
25 be qualified property in the hands of the taxpayer within  
26 48 months after being placed in service, or the situs of

1 any qualified property is moved outside Illinois within 48  
2 months after being placed in service, the Personal Property  
3 Tax Replacement Income Tax for such taxable year shall be  
4 increased. Such increase shall be determined by (i)  
5 recomputing the investment credit which would have been  
6 allowed for the year in which credit for such property was  
7 originally allowed by eliminating such property from such  
8 computation and, (ii) subtracting such recomputed credit  
9 from the amount of credit previously allowed. For the  
10 purposes of this paragraph (7), a reduction of the basis of  
11 qualified property resulting from a redetermination of the  
12 purchase price shall be deemed a disposition of qualified  
13 property to the extent of such reduction.

14 (8) Unless the investment credit is extended by law,  
15 the basis of qualified property shall not include costs  
16 incurred after December 31, 2008, except for costs incurred  
17 pursuant to a binding contract entered into on or before  
18 December 31, 2008.

19 (9) Each taxable year ending before December 31, 2000,  
20 a partnership may elect to pass through to its partners the  
21 credits to which the partnership is entitled under this  
22 subsection (e) for the taxable year. A partner may use the  
23 credit allocated to him or her under this paragraph only  
24 against the tax imposed in subsections (c) and (d) of this  
25 Section. If the partnership makes that election, those  
26 credits shall be allocated among the partners in the

1 partnership in accordance with the rules set forth in  
2 Section 704(b) of the Internal Revenue Code, and the rules  
3 promulgated under that Section, and the allocated amount of  
4 the credits shall be allowed to the partners for that  
5 taxable year. The partnership shall make this election on  
6 its Personal Property Tax Replacement Income Tax return for  
7 that taxable year. The election to pass through the credits  
8 shall be irrevocable.

9 For taxable years ending on or after December 31, 2000,  
10 a partner that qualifies its partnership for a subtraction  
11 under subparagraph (I) of paragraph (2) of subsection (d)  
12 of Section 203 or a shareholder that qualifies a Subchapter  
13 S corporation for a subtraction under subparagraph (S) of  
14 paragraph (2) of subsection (b) of Section 203 shall be  
15 allowed a credit under this subsection (e) equal to its  
16 share of the credit earned under this subsection (e) during  
17 the taxable year by the partnership or Subchapter S  
18 corporation, determined in accordance with the  
19 determination of income and distributive share of income  
20 under Sections 702 and 704 and Subchapter S of the Internal  
21 Revenue Code. This paragraph is exempt from the provisions  
22 of Section 250.

23 (f) Investment credit; Enterprise Zone; River Edge  
24 Redevelopment Zone.

25 (1) A taxpayer shall be allowed a credit against the  
26 tax imposed by subsections (a) and (b) of this Section for

1 investment in qualified property which is placed in service  
2 in an Enterprise Zone created pursuant to the Illinois  
3 Enterprise Zone Act or, for property placed in service on  
4 or after July 1, 2006, a River Edge Redevelopment Zone  
5 established pursuant to the River Edge Redevelopment Zone  
6 Act. For partners, shareholders of Subchapter S  
7 corporations, and owners of limited liability companies,  
8 if the liability company is treated as a partnership for  
9 purposes of federal and State income taxation, there shall  
10 be allowed a credit under this subsection (f) to be  
11 determined in accordance with the determination of income  
12 and distributive share of income under Sections 702 and 704  
13 and Subchapter S of the Internal Revenue Code. The credit  
14 shall be .5% of the basis for such property. The credit  
15 shall be available only in the taxable year in which the  
16 property is placed in service in the Enterprise Zone or  
17 River Edge Redevelopment Zone and shall not be allowed to  
18 the extent that it would reduce a taxpayer's liability for  
19 the tax imposed by subsections (a) and (b) of this Section  
20 to below zero. For tax years ending on or after December  
21 31, 1985, the credit shall be allowed for the tax year in  
22 which the property is placed in service, or, if the amount  
23 of the credit exceeds the tax liability for that year,  
24 whether it exceeds the original liability or the liability  
25 as later amended, such excess may be carried forward and  
26 applied to the tax liability of the 5 taxable years



1 following the excess credit year. The credit shall be  
2 applied to the earliest year for which there is a  
3 liability. If there is credit from more than one tax year  
4 that is available to offset a liability, the credit  
5 accruing first in time shall be applied first.

6 (2) The term qualified property means property which:

7 (A) is tangible, whether new or used, including  
8 buildings and structural components of buildings;

9 (B) is depreciable pursuant to Section 167 of the  
10 Internal Revenue Code, except that "3-year property"  
11 as defined in Section 168(c)(2)(A) of that Code is not  
12 eligible for the credit provided by this subsection  
13 (f);

14 (C) is acquired by purchase as defined in Section  
15 179(d) of the Internal Revenue Code;

16 (D) is used in the Enterprise Zone or River Edge  
17 Redevelopment Zone by the taxpayer; and

18 (E) has not been previously used in Illinois in  
19 such a manner and by such a person as would qualify for  
20 the credit provided by this subsection (f) or  
21 subsection (e).

22 (3) The basis of qualified property shall be the basis  
23 used to compute the depreciation deduction for federal  
24 income tax purposes.

25 (4) If the basis of the property for federal income tax  
26 depreciation purposes is increased after it has been placed

1 in service in the Enterprise Zone or River Edge  
2 Redevelopment Zone by the taxpayer, the amount of such  
3 increase shall be deemed property placed in service on the  
4 date of such increase in basis.

5 (5) The term "placed in service" shall have the same  
6 meaning as under Section 46 of the Internal Revenue Code.

7 (6) If during any taxable year, any property ceases to  
8 be qualified property in the hands of the taxpayer within  
9 48 months after being placed in service, or the situs of  
10 any qualified property is moved outside the Enterprise Zone  
11 or River Edge Redevelopment Zone within 48 months after  
12 being placed in service, the tax imposed under subsections  
13 (a) and (b) of this Section for such taxable year shall be  
14 increased. Such increase shall be determined by (i)  
15 recomputing the investment credit which would have been  
16 allowed for the year in which credit for such property was  
17 originally allowed by eliminating such property from such  
18 computation, and (ii) subtracting such recomputed credit  
19 from the amount of credit previously allowed. For the  
20 purposes of this paragraph (6), a reduction of the basis of  
21 qualified property resulting from a redetermination of the  
22 purchase price shall be deemed a disposition of qualified  
23 property to the extent of such reduction.

24 (7) There shall be allowed an additional credit equal  
25 to 0.5% of the basis of qualified property placed in  
26 service during the taxable year in a River Edge

1       Redevelopment Zone, provided such property is placed in  
2       service on or after July 1, 2006, and the taxpayer's base  
3       employment within Illinois has increased by 1% or more over  
4       the preceding year as determined by the taxpayer's  
5       employment records filed with the Illinois Department of  
6       Employment Security. Taxpayers who are new to Illinois  
7       shall be deemed to have met the 1% growth in base  
8       employment for the first year in which they file employment  
9       records with the Illinois Department of Employment  
10      Security. If, in any year, the increase in base employment  
11      within Illinois over the preceding year is less than 1%,  
12      the additional credit shall be limited to that percentage  
13      times a fraction, the numerator of which is 0.5% and the  
14      denominator of which is 1%, but shall not exceed 0.5%.

15      (g) Jobs Tax Credit; Enterprise Zone, River Edge  
16      Redevelopment Zone, and Foreign Trade Zone or Sub-Zone.

17           (1) A taxpayer conducting a trade or business in an  
18      enterprise zone or a High Impact Business designated by the  
19      Department of Commerce and Economic Opportunity or for  
20      taxable years ending on or after December 31, 2006, in a  
21      River Edge Redevelopment Zone conducting a trade or  
22      business in a federally designated Foreign Trade Zone or  
23      Sub-Zone shall be allowed a credit against the tax imposed  
24      by subsections (a) and (b) of this Section in the amount of  
25      \$500 per eligible employee hired to work in the zone during  
26      the taxable year.

1 (2) To qualify for the credit:

2 (A) the taxpayer must hire 5 or more eligible  
3 employees to work in an enterprise zone, River Edge  
4 Redevelopment Zone, or federally designated Foreign  
5 Trade Zone or Sub-Zone during the taxable year;

6 (B) the taxpayer's total employment within the  
7 enterprise zone, River Edge Redevelopment Zone, or  
8 federally designated Foreign Trade Zone or Sub-Zone  
9 must increase by 5 or more full-time employees beyond  
10 the total employed in that zone at the end of the  
11 previous tax year for which a jobs tax credit under  
12 this Section was taken, or beyond the total employed by  
13 the taxpayer as of December 31, 1985, whichever is  
14 later; and

15 (C) the eligible employees must be employed 180  
16 consecutive days in order to be deemed hired for  
17 purposes of this subsection.

18 (3) An "eligible employee" means an employee who is:

19 (A) Certified by the Department of Commerce and  
20 Economic Opportunity as "eligible for services"  
21 pursuant to regulations promulgated in accordance with  
22 Title II of the Job Training Partnership Act, Training  
23 Services for the Disadvantaged or Title III of the Job  
24 Training Partnership Act, Employment and Training  
25 Assistance for Dislocated Workers Program.

26 (B) Hired after the enterprise zone, River Edge

1           Redevelopment Zone, or federally designated Foreign  
2           Trade Zone or Sub-Zone was designated or the trade or  
3           business was located in that zone, whichever is later.

4           (C) Employed in the enterprise zone, River Edge  
5           Redevelopment Zone, or Foreign Trade Zone or Sub-Zone.  
6           An employee is employed in an enterprise zone or  
7           federally designated Foreign Trade Zone or Sub-Zone if  
8           his services are rendered there or it is the base of  
9           operations for the services performed.

10          (D) A full-time employee working 30 or more hours  
11          per week.

12          (4) For tax years ending on or after December 31, 1985  
13          and prior to December 31, 1988, the credit shall be allowed  
14          for the tax year in which the eligible employees are hired.  
15          For tax years ending on or after December 31, 1988, the  
16          credit shall be allowed for the tax year immediately  
17          following the tax year in which the eligible employees are  
18          hired. If the amount of the credit exceeds the tax  
19          liability for that year, whether it exceeds the original  
20          liability or the liability as later amended, such excess  
21          may be carried forward and applied to the tax liability of  
22          the 5 taxable years following the excess credit year. The  
23          credit shall be applied to the earliest year for which  
24          there is a liability. If there is credit from more than one  
25          tax year that is available to offset a liability, earlier  
26          credit shall be applied first.

1           (5) The Department of Revenue shall promulgate such  
2 rules and regulations as may be deemed necessary to carry  
3 out the purposes of this subsection (g).

4           (6) The credit shall be available for eligible  
5 employees hired on or after January 1, 1986.

6           (h) Investment credit; High Impact Business.

7           (1) Subject to subsections (b) and (b-5) of Section 5.5  
8 of the Illinois Enterprise Zone Act, a taxpayer shall be  
9 allowed a credit against the tax imposed by subsections (a)  
10 and (b) of this Section for investment in qualified  
11 property which is placed in service by a Department of  
12 Commerce and Economic Opportunity designated High Impact  
13 Business. The credit shall be .5% of the basis for such  
14 property. The credit shall not be available (i) until the  
15 minimum investments in qualified property set forth in  
16 subdivision (a)(3)(A) of Section 5.5 of the Illinois  
17 Enterprise Zone Act have been satisfied or (ii) until the  
18 time authorized in subsection (b-5) of the Illinois  
19 Enterprise Zone Act for entities designated as High Impact  
20 Businesses under subdivisions (a)(3)(B), (a)(3)(C), and  
21 (a)(3)(D) of Section 5.5 of the Illinois Enterprise Zone  
22 Act, and shall not be allowed to the extent that it would  
23 reduce a taxpayer's liability for the tax imposed by  
24 subsections (a) and (b) of this Section to below zero. The  
25 credit applicable to such investments shall be taken in the  
26 taxable year in which such investments have been completed.

1           The credit for additional investments beyond the minimum  
2           investment by a designated high impact business authorized  
3           under subdivision (a) (3) (A) of Section 5.5 of the Illinois  
4           Enterprise Zone Act shall be available only in the taxable  
5           year in which the property is placed in service and shall  
6           not be allowed to the extent that it would reduce a  
7           taxpayer's liability for the tax imposed by subsections (a)  
8           and (b) of this Section to below zero. For tax years ending  
9           on or after December 31, 1987, the credit shall be allowed  
10          for the tax year in which the property is placed in  
11          service, or, if the amount of the credit exceeds the tax  
12          liability for that year, whether it exceeds the original  
13          liability or the liability as later amended, such excess  
14          may be carried forward and applied to the tax liability of  
15          the 5 taxable years following the excess credit year. The  
16          credit shall be applied to the earliest year for which  
17          there is a liability. If there is credit from more than one  
18          tax year that is available to offset a liability, the  
19          credit accruing first in time shall be applied first.

20                 Changes made in this subdivision (h) (1) by Public Act  
21                 88-670 restore changes made by Public Act 85-1182 and  
22                 reflect existing law.

23                 (2) The term qualified property means property which:

24                         (A) is tangible, whether new or used, including  
25                         buildings and structural components of buildings;

26                         (B) is depreciable pursuant to Section 167 of the

1 Internal Revenue Code, except that "3-year property"  
2 as defined in Section 168(c)(2)(A) of that Code is not  
3 eligible for the credit provided by this subsection  
4 (h);

5 (C) is acquired by purchase as defined in Section  
6 179(d) of the Internal Revenue Code; and

7 (D) is not eligible for the Enterprise Zone  
8 Investment Credit provided by subsection (f) of this  
9 Section.

10 (3) The basis of qualified property shall be the basis  
11 used to compute the depreciation deduction for federal  
12 income tax purposes.

13 (4) If the basis of the property for federal income tax  
14 depreciation purposes is increased after it has been placed  
15 in service in a federally designated Foreign Trade Zone or  
16 Sub-Zone located in Illinois by the taxpayer, the amount of  
17 such increase shall be deemed property placed in service on  
18 the date of such increase in basis.

19 (5) The term "placed in service" shall have the same  
20 meaning as under Section 46 of the Internal Revenue Code.

21 (6) If during any taxable year ending on or before  
22 December 31, 1996, any property ceases to be qualified  
23 property in the hands of the taxpayer within 48 months  
24 after being placed in service, or the situs of any  
25 qualified property is moved outside Illinois within 48  
26 months after being placed in service, the tax imposed under



1 subsections (a) and (b) of this Section for such taxable  
2 year shall be increased. Such increase shall be determined  
3 by (i) recomputing the investment credit which would have  
4 been allowed for the year in which credit for such property  
5 was originally allowed by eliminating such property from  
6 such computation, and (ii) subtracting such recomputed  
7 credit from the amount of credit previously allowed. For  
8 the purposes of this paragraph (6), a reduction of the  
9 basis of qualified property resulting from a  
10 redetermination of the purchase price shall be deemed a  
11 disposition of qualified property to the extent of such  
12 reduction.

13 (7) Beginning with tax years ending after December 31,  
14 1996, if a taxpayer qualifies for the credit under this  
15 subsection (h) and thereby is granted a tax abatement and  
16 the taxpayer relocates its entire facility in violation of  
17 the explicit terms and length of the contract under Section  
18 18-183 of the Property Tax Code, the tax imposed under  
19 subsections (a) and (b) of this Section shall be increased  
20 for the taxable year in which the taxpayer relocated its  
21 facility by an amount equal to the amount of credit  
22 received by the taxpayer under this subsection (h).

23 (i) Credit for Personal Property Tax Replacement Income  
24 Tax. For tax years ending prior to December 31, 2003, a credit  
25 shall be allowed against the tax imposed by subsections (a) and  
26 (b) of this Section for the tax imposed by subsections (c) and

1 (d) of this Section. This credit shall be computed by  
2 multiplying the tax imposed by subsections (c) and (d) of this  
3 Section by a fraction, the numerator of which is base income  
4 allocable to Illinois and the denominator of which is Illinois  
5 base income, and further multiplying the product by the tax  
6 rate imposed by subsections (a) and (b) of this Section.

7 Any credit earned on or after December 31, 1986 under this  
8 subsection which is unused in the year the credit is computed  
9 because it exceeds the tax liability imposed by subsections (a)  
10 and (b) for that year (whether it exceeds the original  
11 liability or the liability as later amended) may be carried  
12 forward and applied to the tax liability imposed by subsections  
13 (a) and (b) of the 5 taxable years following the excess credit  
14 year, provided that no credit may be carried forward to any  
15 year ending on or after December 31, 2003. This credit shall be  
16 applied first to the earliest year for which there is a  
17 liability. If there is a credit under this subsection from more  
18 than one tax year that is available to offset a liability the  
19 earliest credit arising under this subsection shall be applied  
20 first.

21 If, during any taxable year ending on or after December 31,  
22 1986, the tax imposed by subsections (c) and (d) of this  
23 Section for which a taxpayer has claimed a credit under this  
24 subsection (i) is reduced, the amount of credit for such tax  
25 shall also be reduced. Such reduction shall be determined by  
26 recomputing the credit to take into account the reduced tax

1 imposed by subsections (c) and (d). If any portion of the  
2 reduced amount of credit has been carried to a different  
3 taxable year, an amended return shall be filed for such taxable  
4 year to reduce the amount of credit claimed.

5 (j) Training expense credit. Beginning with tax years  
6 ending on or after December 31, 1986 and prior to December 31,  
7 2003, a taxpayer shall be allowed a credit against the tax  
8 imposed by subsections (a) and (b) under this Section for all  
9 amounts paid or accrued, on behalf of all persons employed by  
10 the taxpayer in Illinois or Illinois residents employed outside  
11 of Illinois by a taxpayer, for educational or vocational  
12 training in semi-technical or technical fields or semi-skilled  
13 or skilled fields, which were deducted from gross income in the  
14 computation of taxable income. The credit against the tax  
15 imposed by subsections (a) and (b) shall be 1.6% of such  
16 training expenses. For partners, shareholders of subchapter S  
17 corporations, and owners of limited liability companies, if the  
18 liability company is treated as a partnership for purposes of  
19 federal and State income taxation, there shall be allowed a  
20 credit under this subsection (j) to be determined in accordance  
21 with the determination of income and distributive share of  
22 income under Sections 702 and 704 and subchapter S of the  
23 Internal Revenue Code.

24 Any credit allowed under this subsection which is unused in  
25 the year the credit is earned may be carried forward to each of  
26 the 5 taxable years following the year for which the credit is

1 first computed until it is used. This credit shall be applied  
2 first to the earliest year for which there is a liability. If  
3 there is a credit under this subsection from more than one tax  
4 year that is available to offset a liability the earliest  
5 credit arising under this subsection shall be applied first. No  
6 carryforward credit may be claimed in any tax year ending on or  
7 after December 31, 2003.

8 (k) Research and development credit.

9 For tax years ending after July 1, 1990 and prior to  
10 December 31, 2003, and beginning again for tax years ending on  
11 or after December 31, 2004, a taxpayer shall be allowed a  
12 credit against the tax imposed by subsections (a) and (b) of  
13 this Section for increasing research activities in this State.  
14 The credit allowed against the tax imposed by subsections (a)  
15 and (b) shall be equal to 6 1/2% of the qualifying expenditures  
16 for increasing research activities in this State. For partners,  
17 shareholders of subchapter S corporations, and owners of  
18 limited liability companies, if the liability company is  
19 treated as a partnership for purposes of federal and State  
20 income taxation, there shall be allowed a credit under this  
21 subsection to be determined in accordance with the  
22 determination of income and distributive share of income under  
23 Sections 702 and 704 and subchapter S of the Internal Revenue  
24 Code.

25 For purposes of this subsection, "qualifying expenditures"  
26 means the qualifying expenditures as defined for the federal

1 credit for increasing research activities which would be  
2 allowable under Section 41 of the Internal Revenue Code and  
3 which are conducted in this State, "qualifying expenditures for  
4 increasing research activities in this State" means the excess  
5 of qualifying expenditures for the taxable year in which  
6 incurred over qualifying expenditures for the base period,  
7 "qualifying expenditures for the base period" means the average  
8 of the qualifying expenditures for each year in the base  
9 period, and "base period" means the 3 taxable years immediately  
10 preceding the taxable year for which the determination is being  
11 made.

12 Any credit in excess of the tax liability for the taxable  
13 year may be carried forward. A taxpayer may elect to have the  
14 unused credit shown on its final completed return carried over  
15 as a credit against the tax liability for the following 5  
16 taxable years or until it has been fully used, whichever occurs  
17 first; provided that no credit earned in a tax year ending  
18 prior to December 31, 2003 may be carried forward to any year  
19 ending on or after December 31, 2003.

20 If an unused credit is carried forward to a given year from  
21 2 or more earlier years, that credit arising in the earliest  
22 year will be applied first against the tax liability for the  
23 given year. If a tax liability for the given year still  
24 remains, the credit from the next earliest year will then be  
25 applied, and so on, until all credits have been used or no tax  
26 liability for the given year remains. Any remaining unused

1 credit or credits then will be carried forward to the next  
2 following year in which a tax liability is incurred, except  
3 that no credit can be carried forward to a year which is more  
4 than 5 years after the year in which the expense for which the  
5 credit is given was incurred.

6 No inference shall be drawn from this amendatory Act of the  
7 91st General Assembly in construing this Section for taxable  
8 years beginning before January 1, 1999.

9 (1) Environmental Remediation Tax Credit.

10 (i) For tax years ending after December 31, 1997 and on  
11 or before December 31, 2001, a taxpayer shall be allowed a  
12 credit against the tax imposed by subsections (a) and (b)  
13 of this Section for certain amounts paid for unreimbursed  
14 eligible remediation costs, as specified in this  
15 subsection. For purposes of this Section, "unreimbursed  
16 eligible remediation costs" means costs approved by the  
17 Illinois Environmental Protection Agency ("Agency") under  
18 Section 58.14 of the Environmental Protection Act that were  
19 paid in performing environmental remediation at a site for  
20 which a No Further Remediation Letter was issued by the  
21 Agency and recorded under Section 58.10 of the  
22 Environmental Protection Act. The credit must be claimed  
23 for the taxable year in which Agency approval of the  
24 eligible remediation costs is granted. The credit is not  
25 available to any taxpayer if the taxpayer or any related  
26 party caused or contributed to, in any material respect, a

1 release of regulated substances on, in, or under the site  
2 that was identified and addressed by the remedial action  
3 pursuant to the Site Remediation Program of the  
4 Environmental Protection Act. After the Pollution Control  
5 Board rules are adopted pursuant to the Illinois  
6 Administrative Procedure Act for the administration and  
7 enforcement of Section 58.9 of the Environmental  
8 Protection Act, determinations as to credit availability  
9 for purposes of this Section shall be made consistent with  
10 those rules. For purposes of this Section, "taxpayer"  
11 includes a person whose tax attributes the taxpayer has  
12 succeeded to under Section 381 of the Internal Revenue Code  
13 and "related party" includes the persons disallowed a  
14 deduction for losses by paragraphs (b), (c), and (f) (1) of  
15 Section 267 of the Internal Revenue Code by virtue of being  
16 a related taxpayer, as well as any of its partners. The  
17 credit allowed against the tax imposed by subsections (a)  
18 and (b) shall be equal to 25% of the unreimbursed eligible  
19 remediation costs in excess of \$100,000 per site, except  
20 that the \$100,000 threshold shall not apply to any site  
21 contained in an enterprise zone as determined by the  
22 Department of Commerce and Community Affairs (now  
23 Department of Commerce and Economic Opportunity). The  
24 total credit allowed shall not exceed \$40,000 per year with  
25 a maximum total of \$150,000 per site. For partners and  
26 shareholders of subchapter S corporations, there shall be

1           allowed a credit under this subsection to be determined in  
2           accordance with the determination of income and  
3           distributive share of income under Sections 702 and 704 and  
4           subchapter S of the Internal Revenue Code.

5           (ii) A credit allowed under this subsection that is  
6           unused in the year the credit is earned may be carried  
7           forward to each of the 5 taxable years following the year  
8           for which the credit is first earned until it is used. The  
9           term "unused credit" does not include any amounts of  
10          unreimbursed eligible remediation costs in excess of the  
11          maximum credit per site authorized under paragraph (i).  
12          This credit shall be applied first to the earliest year for  
13          which there is a liability. If there is a credit under this  
14          subsection from more than one tax year that is available to  
15          offset a liability, the earliest credit arising under this  
16          subsection shall be applied first. A credit allowed under  
17          this subsection may be sold to a buyer as part of a sale of  
18          all or part of the remediation site for which the credit  
19          was granted. The purchaser of a remediation site and the  
20          tax credit shall succeed to the unused credit and remaining  
21          carry-forward period of the seller. To perfect the  
22          transfer, the assignor shall record the transfer in the  
23          chain of title for the site and provide written notice to  
24          the Director of the Illinois Department of Revenue of the  
25          assignor's intent to sell the remediation site and the  
26          amount of the tax credit to be transferred as a portion of



1 the sale. In no event may a credit be transferred to any  
2 taxpayer if the taxpayer or a related party would not be  
3 eligible under the provisions of subsection (i).

4 (iii) For purposes of this Section, the term "site"  
5 shall have the same meaning as under Section 58.2 of the  
6 Environmental Protection Act.

7 (m) Education expense credit. Beginning with tax years  
8 ending after December 31, 1999, a taxpayer who is the custodian  
9 of one or more qualifying pupils shall be allowed a credit  
10 against the tax imposed by subsections (a) and (b) of this  
11 Section for qualified education expenses incurred on behalf of  
12 the qualifying pupils. The credit shall be equal to 25% of  
13 qualified education expenses, but in no event may the total  
14 credit under this subsection claimed by a family that is the  
15 custodian of qualifying pupils exceed \$500. In no event shall a  
16 credit under this subsection reduce the taxpayer's liability  
17 under this Act to less than zero. This subsection is exempt  
18 from the provisions of Section 250 of this Act.

19 For purposes of this subsection:

20 "Qualifying pupils" means individuals who (i) are  
21 residents of the State of Illinois, (ii) are under the age of  
22 21 at the close of the school year for which a credit is  
23 sought, and (iii) during the school year for which a credit is  
24 sought were full-time pupils enrolled in a kindergarten through  
25 twelfth grade education program at any school, as defined in  
26 this subsection.

1 "Qualified education expense" means the amount incurred on  
2 behalf of a qualifying pupil in excess of \$250 for tuition,  
3 book fees, and lab fees at the school in which the pupil is  
4 enrolled during the regular school year.

5 "School" means any public or nonpublic elementary or  
6 secondary school in Illinois that is in compliance with Title  
7 VI of the Civil Rights Act of 1964 and attendance at which  
8 satisfies the requirements of Section 26-1 of the School Code,  
9 except that nothing shall be construed to require a child to  
10 attend any particular public or nonpublic school to qualify for  
11 the credit under this Section.

12 "Custodian" means, with respect to qualifying pupils, an  
13 Illinois resident who is a parent, the parents, a legal  
14 guardian, or the legal guardians of the qualifying pupils.

15 (n) River Edge Redevelopment Zone site remediation tax  
16 credit.

17 (i) For tax years ending on or after December 31, 2006,  
18 a taxpayer shall be allowed a credit against the tax  
19 imposed by subsections (a) and (b) of this Section for  
20 certain amounts paid for unreimbursed eligible remediation  
21 costs, as specified in this subsection. For purposes of  
22 this Section, "unreimbursed eligible remediation costs"  
23 means costs approved by the Illinois Environmental  
24 Protection Agency ("Agency") under Section 58.14a of the  
25 Environmental Protection Act that were paid in performing  
26 environmental remediation at a site within a River Edge

1           Redevelopment Zone for which a No Further Remediation  
2           Letter was issued by the Agency and recorded under Section  
3           58.10 of the Environmental Protection Act. The credit must  
4           be claimed for the taxable year in which Agency approval of  
5           the eligible remediation costs is granted. The credit is  
6           not available to any taxpayer if the taxpayer or any  
7           related party caused or contributed to, in any material  
8           respect, a release of regulated substances on, in, or under  
9           the site that was identified and addressed by the remedial  
10          action pursuant to the Site Remediation Program of the  
11          Environmental Protection Act. Determinations as to credit  
12          availability for purposes of this Section shall be made  
13          consistent with rules adopted by the Pollution Control  
14          Board pursuant to the Illinois Administrative Procedure  
15          Act for the administration and enforcement of Section 58.9  
16          of the Environmental Protection Act. For purposes of this  
17          Section, "taxpayer" includes a person whose tax attributes  
18          the taxpayer has succeeded to under Section 381 of the  
19          Internal Revenue Code and "related party" includes the  
20          persons disallowed a deduction for losses by paragraphs  
21          (b), (c), and (f)(1) of Section 267 of the Internal Revenue  
22          Code by virtue of being a related taxpayer, as well as any  
23          of its partners. The credit allowed against the tax imposed  
24          by subsections (a) and (b) shall be equal to 25% of the  
25          unreimbursed eligible remediation costs in excess of  
26          \$100,000 per site.

1           (ii) A credit allowed under this subsection that is  
2 unused in the year the credit is earned may be carried  
3 forward to each of the 5 taxable years following the year  
4 for which the credit is first earned until it is used. This  
5 credit shall be applied first to the earliest year for  
6 which there is a liability. If there is a credit under this  
7 subsection from more than one tax year that is available to  
8 offset a liability, the earliest credit arising under this  
9 subsection shall be applied first. A credit allowed under  
10 this subsection may be sold to a buyer as part of a sale of  
11 all or part of the remediation site for which the credit  
12 was granted. The purchaser of a remediation site and the  
13 tax credit shall succeed to the unused credit and remaining  
14 carry-forward period of the seller. To perfect the  
15 transfer, the assignor shall record the transfer in the  
16 chain of title for the site and provide written notice to  
17 the Director of the Illinois Department of Revenue of the  
18 assignor's intent to sell the remediation site and the  
19 amount of the tax credit to be transferred as a portion of  
20 the sale. In no event may a credit be transferred to any  
21 taxpayer if the taxpayer or a related party would not be  
22 eligible under the provisions of subsection (i).

23           (iii) For purposes of this Section, the term "site"  
24 shall have the same meaning as under Section 58.2 of the  
25 Environmental Protection Act.

26           (iv) This subsection is exempt from the provisions of

1 Section 250.

2 (Source: P.A. 94-1021, eff. 7-12-06; 95-454, eff. 8-27-07.)

3 (35 ILCS 5/202.5 new)

4 Sec. 202.5. Net income attributable to the period prior to  
5 January 1, 2010 and net income attributable to the period after  
6 December 31, 2009.

7 (a) In general. With respect to the taxable year of a  
8 taxpayer beginning prior to January 1, 2010 and ending after  
9 December 31, 2009, net income for the period after December 31,  
10 2009 is that amount that bears the same ratio to the taxpayer's  
11 net income for the entire taxable year as the number of days in  
12 that year after December 31, 2009 bears to the total number of  
13 days in that year, and the net income for the period prior to  
14 January 1, 2009 is that amount that bears the same ratio to the  
15 taxpayer's net income for the entire taxable year as the number  
16 of days in that year prior to January 1, 2010 bears to the  
17 total number of days in that year.

18 (b) Election to attribute income and deduction items  
19 specifically to the respective portions of a taxable year prior  
20 to January 1, 2010 and after December 31, 2009. In the case of  
21 a taxpayer with a taxable year beginning prior to January 1,  
22 2010 and ending after December 31, 2009, the taxpayer may  
23 elect, instead of the procedure established in subsection (a)  
24 of this Section, to determine net income on a specific  
25 accounting basis for the 2 portions of his or her taxable year:

1           (i) from the beginning of the taxable year through  
2           December 31, 2009; and

3           (ii) from January 1, 2010 through the end of the  
4           taxable year.

5           If the taxpayer elects specific accounting under this  
6           subsection, there shall be taken into account in computing base  
7           income for each of the 2 portions of the taxable year only  
8           those items earned, received, paid, incurred or accrued in each  
9           such period. The standard exemption provided by Section 204  
10           must be divided between the respective periods in amounts that  
11           bear the same ratio to the total exemption allowable under  
12           Section 204 (determined without regard to this Section) as the  
13           total number of days in each such period bears to the total  
14           number of days in the taxable year. The election provided by  
15           this subsection must be made in form and manner that the  
16           Department requires by rule, but must be made no later than the  
17           due date (including any extensions thereof) for the filing of  
18           the return for the taxable year, and is irrevocable.

19           (35 ILCS 5/901) (from Ch. 120, par. 9-901)

20           Sec. 901. Collection Authority.

21           (a) In general.

22           The Department shall collect the taxes imposed by this Act.  
23           The Department shall collect certified past due child support  
24           amounts under Section 2505-650 of the Department of Revenue Law  
25           (20 ILCS 2505/2505-650). Except as provided in subsections (c)

1 and (e) of this Section, money collected pursuant to  
2 subsections (a) and (b) of Section 201 of this Act shall be  
3 paid into the General Revenue Fund in the State treasury; money  
4 collected pursuant to subsections (c) and (d) of Section 201 of  
5 this Act shall be paid into the Personal Property Tax  
6 Replacement Fund, a special fund in the State Treasury; and  
7 money collected under Section 2505-650 of the Department of  
8 Revenue Law (20 ILCS 2505/2505-650) shall be paid into the  
9 Child Support Enforcement Trust Fund, a special fund outside  
10 the State Treasury, or to the State Disbursement Unit  
11 established under Section 10-26 of the Illinois Public Aid  
12 Code, as directed by the Department of Healthcare and Family  
13 Services.

14 (b) Local Government ~~Governmental~~ Distributive Fund.

15 Beginning August 1, 1969, and continuing through June 30,  
16 1994, the Treasurer shall transfer each month from the General  
17 Revenue Fund to a special fund in the State treasury, to be  
18 known as the "Local Government Distributive Fund", an amount  
19 equal to 1/12 of the net revenue realized from the tax imposed  
20 by subsections (a) and (b) of Section 201 of this Act during  
21 the preceding month. Beginning July 1, 1994, and continuing  
22 through June 30, 1995, the Treasurer shall transfer each month  
23 from the General Revenue Fund to the Local Government  
24 Distributive Fund an amount equal to 1/11 of the net revenue  
25 realized from the tax imposed by subsections (a) and (b) of  
26 Section 201 of this Act during the preceding month. Beginning

1 July 1, 1995, the Treasurer shall transfer each month from the  
2 General Revenue Fund to the Local Government Distributive Fund  
3 an amount equal to the net of (i) 1/10 of the net revenue  
4 realized from the tax imposed by subsections (a) and (b) of  
5 Section 201 of the Illinois Income Tax Act during the preceding  
6 month, except that the net revenue attributable to the increase  
7 in the income tax imposed by subsections (a) and (b) of Section  
8 201 of this Act in accordance with this amendatory Act of the  
9 96th General Assembly are not included in the calculation of  
10 the amount transferred to the Local Government Distributive  
11 Fund (ii) minus, beginning July 1, 2003 and ending June 30,  
12 2004, \$6,666,666, and beginning July 1, 2004, zero. Net revenue  
13 realized for a month shall be defined as the revenue from the  
14 tax imposed by subsections (a) and (b) of Section 201 of this  
15 Act which is deposited in the General Revenue Fund, the  
16 Educational Assistance Fund and the Income Tax Surcharge Local  
17 Government Distributive Fund during the month minus the amount  
18 paid out of the General Revenue Fund in State warrants during  
19 that same month as refunds to taxpayers for overpayment of  
20 liability under the tax imposed by subsections (a) and (b) of  
21 Section 201 of this Act.

22 (c) Deposits Into Income Tax Refund Fund.

23 (1) Beginning on January 1, 1989 and thereafter, the  
24 Department shall deposit a percentage of the amounts  
25 collected pursuant to subsections (a) and (b) (1), (2), and  
26 (3), (4), and (5) of Section 201 of this Act into a fund in



1 the State treasury known as the Income Tax Refund Fund. The  
2 Department shall deposit 6% of such amounts during the  
3 period beginning January 1, 1989 and ending on June 30,  
4 1989. Beginning with State fiscal year 1990 and for each  
5 fiscal year thereafter, the percentage deposited into the  
6 Income Tax Refund Fund during a fiscal year shall be the  
7 Annual Percentage. For fiscal years 1999 through 2001, the  
8 Annual Percentage shall be 7.1%. For fiscal year 2003, the  
9 Annual Percentage shall be 8%. For fiscal year 2004, the  
10 Annual Percentage shall be 11.7%. Upon the effective date  
11 of this amendatory Act of the 93rd General Assembly, the  
12 Annual Percentage shall be 10% for fiscal year 2005. For  
13 fiscal year 2006, the Annual Percentage shall be 9.75%. For  
14 fiscal year 2007, the Annual Percentage shall be 9.75%. For  
15 fiscal year 2008, the Annual Percentage shall be 7.75%. For  
16 fiscal year 2009, the Annual Percentage shall be 9.75%. For  
17 all other fiscal years, the Annual Percentage shall be  
18 calculated as a fraction, the numerator of which shall be  
19 the amount of refunds approved for payment by the  
20 Department during the preceding fiscal year as a result of  
21 overpayment of tax liability under subsections (a) and  
22 (b) (1), (2), and (3), (4), and (5) of Section 201 of this  
23 Act plus the amount of such refunds remaining approved but  
24 unpaid at the end of the preceding fiscal year, minus the  
25 amounts transferred into the Income Tax Refund Fund from  
26 the Tobacco Settlement Recovery Fund, and the denominator

1 of which shall be the amounts which will be collected  
2 pursuant to subsections (a) and (b) (1), (2), ~~and (3)~~, (4),  
3 and (5) of Section 201 of this Act during the preceding  
4 fiscal year; except that in State fiscal year 2002, the  
5 Annual Percentage shall in no event exceed 7.6%. The  
6 Director of Revenue shall certify the Annual Percentage to  
7 the Comptroller on the last business day of the fiscal year  
8 immediately preceding the fiscal year for which it is to be  
9 effective.

10 (2) Beginning on January 1, 1989 and thereafter, the  
11 Department shall deposit a percentage of the amounts  
12 collected pursuant to subsections (a) and (b) (6), (7), and  
13 (8), (c) and (d) of Section 201 of this Act into a fund in  
14 the State treasury known as the Income Tax Refund Fund. The  
15 Department shall deposit 18% of such amounts during the  
16 period beginning January 1, 1989 and ending on June 30,  
17 1989. Beginning with State fiscal year 1990 and for each  
18 fiscal year thereafter, the percentage deposited into the  
19 Income Tax Refund Fund during a fiscal year shall be the  
20 Annual Percentage. For fiscal years 1999, 2000, and 2001,  
21 the Annual Percentage shall be 19%. For fiscal year 2003,  
22 the Annual Percentage shall be 27%. For fiscal year 2004,  
23 the Annual Percentage shall be 32%. Upon the effective date  
24 of this amendatory Act of the 93rd General Assembly, the  
25 Annual Percentage shall be 24% for fiscal year 2005. For  
26 fiscal year 2006, the Annual Percentage shall be 20%. For

1 fiscal year 2007, the Annual Percentage shall be 17.5%. For  
2 fiscal year 2008, the Annual Percentage shall be 15.5%. For  
3 fiscal year 2009, the Annual Percentage shall be 17.5%. For  
4 all other fiscal years, the Annual Percentage shall be  
5 calculated as a fraction, the numerator of which shall be  
6 the amount of refunds approved for payment by the  
7 Department during the preceding fiscal year as a result of  
8 overpayment of tax liability under subsections (a) and  
9 (b) (6), (7), and (8), (c) and (d) of Section 201 of this  
10 Act plus the amount of such refunds remaining approved but  
11 unpaid at the end of the preceding fiscal year, and the  
12 denominator of which shall be the amounts which will be  
13 collected pursuant to subsections (a) and (b) (6), (7), and  
14 (8), (c) and (d) of Section 201 of this Act during the  
15 preceding fiscal year; except that in State fiscal year  
16 2002, the Annual Percentage shall in no event exceed 23%.  
17 The Director of Revenue shall certify the Annual Percentage  
18 to the Comptroller on the last business day of the fiscal  
19 year immediately preceding the fiscal year for which it is  
20 to be effective.

21 (3) The Comptroller shall order transferred and the  
22 Treasurer shall transfer from the Tobacco Settlement  
23 Recovery Fund to the Income Tax Refund Fund (i) \$35,000,000  
24 in January, 2001, (ii) \$35,000,000 in January, 2002, and  
25 (iii) \$35,000,000 in January, 2003.

26 (d) Expenditures from Income Tax Refund Fund.

1           (1) Beginning January 1, 1989, money in the Income Tax  
2 Refund Fund shall be expended exclusively for the purpose  
3 of paying refunds resulting from overpayment of tax  
4 liability under Section 201 of this Act, for paying rebates  
5 under Section 208.1 in the event that the amounts in the  
6 Homeowners' Tax Relief Fund are insufficient for that  
7 purpose, and for making transfers pursuant to this  
8 subsection (d).

9           (2) The Director shall order payment of refunds  
10 resulting from overpayment of tax liability under Section  
11 201 of this Act from the Income Tax Refund Fund only to the  
12 extent that amounts collected pursuant to Section 201 of  
13 this Act and transfers pursuant to this subsection (d) and  
14 item (3) of subsection (c) have been deposited and retained  
15 in the Fund.

16           (3) As soon as possible after the end of each fiscal  
17 year, the Director shall order transferred and the State  
18 Treasurer and State Comptroller shall transfer from the  
19 Income Tax Refund Fund to the Personal Property Tax  
20 Replacement Fund an amount, certified by the Director to  
21 the Comptroller, equal to the excess of the amount  
22 collected pursuant to subsections (c) and (d) of Section  
23 201 of this Act deposited into the Income Tax Refund Fund  
24 during the fiscal year over the amount of refunds resulting  
25 from overpayment of tax liability under subsections (c) and  
26 (d) of Section 201 of this Act paid from the Income Tax

1 Refund Fund during the fiscal year.

2 (4) As soon as possible after the end of each fiscal  
3 year, the Director shall order transferred and the State  
4 Treasurer and State Comptroller shall transfer from the  
5 Personal Property Tax Replacement Fund to the Income Tax  
6 Refund Fund an amount, certified by the Director to the  
7 Comptroller, equal to the excess of the amount of refunds  
8 resulting from overpayment of tax liability under  
9 subsections (c) and (d) of Section 201 of this Act paid  
10 from the Income Tax Refund Fund during the fiscal year over  
11 the amount collected pursuant to subsections (c) and (d) of  
12 Section 201 of this Act deposited into the Income Tax  
13 Refund Fund during the fiscal year.

14 (4.5) As soon as possible after the end of fiscal year  
15 1999 and of each fiscal year thereafter, the Director shall  
16 order transferred and the State Treasurer and State  
17 Comptroller shall transfer from the Income Tax Refund Fund  
18 to the General Revenue Fund any surplus remaining in the  
19 Income Tax Refund Fund as of the end of such fiscal year;  
20 excluding for fiscal years 2000, 2001, and 2002 amounts  
21 attributable to transfers under item (3) of subsection (c)  
22 less refunds resulting from the earned income tax credit.

23 (5) This Act shall constitute an irrevocable and  
24 continuing appropriation from the Income Tax Refund Fund  
25 for the purpose of paying refunds upon the order of the  
26 Director in accordance with the provisions of this Section.

1 (e) Deposits into the Education Assistance Fund and the  
2 Income Tax Surcharge Local Government Distributive Fund.

3 On July 1, 1991, and thereafter, of the amounts collected  
4 pursuant to subsections (a) and (b) of Section 201 of this Act,  
5 minus deposits into the Income Tax Refund Fund, the Department  
6 shall deposit 7.3% into the Education Assistance Fund in the  
7 State Treasury. Beginning July 1, 1991, and continuing through  
8 January 31, 1993, of the amounts collected pursuant to  
9 subsections (a) and (b) of Section 201 of the Illinois Income  
10 Tax Act, minus deposits into the Income Tax Refund Fund, the  
11 Department shall deposit 3.0% into the Income Tax Surcharge  
12 Local Government Distributive Fund in the State Treasury.  
13 Beginning February 1, 1993 and continuing through June 30,  
14 1993, of the amounts collected pursuant to subsections (a) and  
15 (b) of Section 201 of the Illinois Income Tax Act, minus  
16 deposits into the Income Tax Refund Fund, the Department shall  
17 deposit 4.4% into the Income Tax Surcharge Local Government  
18 Distributive Fund in the State Treasury. Beginning July 1,  
19 1993, and continuing through June 30, 1994, of the amounts  
20 collected under subsections (a) and (b) of Section 201 of this  
21 Act, minus deposits into the Income Tax Refund Fund, the  
22 Department shall deposit 1.475% into the Income Tax Surcharge  
23 Local Government Distributive Fund in the State Treasury.

24 (f) Deposits into the Homestead Property Tax Replacement  
25 Fund. On January 1, 2010 and thereafter, of the amounts  
26 collected pursuant to subsections (a) and (b) of Section 201 of

1 this Act, minus deposits into the Income Tax Refund Fund, the  
2 Department shall deposit into the Homestead Property Tax  
3 Replacement Fund the amount that is attributable to the  
4 increase in the amounts collected under subsections (a) and (b)  
5 of Section 201 of this Act under this amendatory Act of the  
6 96th General Assembly.

7 (Source: P.A. 94-91, eff. 7-1-05; 94-839, eff. 6-6-06; 95-707,  
8 eff. 1-11-08; 95-744, eff. 7-18-08; revised 10-23-08.)

9 Section 15. The Property Tax Code is amended by changing  
10 Sections 14-20, 15-10, 20-178, and 31-25 and by adding Section  
11 15-163 as follows:

12 (35 ILCS 200/14-20)

13 Sec. 14-20. Certificate of error; counties of less than  
14 3,000,000. In any county with less than 3,000,000 inhabitants,  
15 if, at any time before judgment or order of sale is entered in  
16 any proceeding to collect or to enjoin the collection of taxes  
17 based upon any assessment of any property, the chief county  
18 assessment officer discovers an error or mistake in the  
19 assessment (other than errors of judgment as to the valuation  
20 of the property), he or she shall issue to the person  
21 erroneously assessed a certificate setting forth the nature of  
22 the error and the cause or causes of the error. ~~In any county~~  
23 ~~with less than 3,000,000 inhabitants, if an owner fails to file~~  
24 ~~an application for the Senior Citizens Assessment Freeze~~

1 ~~Homestead Exemption provided in Section 15-172 during the~~  
2 ~~previous assessment year and qualifies for the exemption, the~~  
3 ~~Chief County Assessment Officer pursuant to this Section, or~~  
4 ~~the Board of Review pursuant to Section 16-75, shall issue a~~  
5 ~~certificate of error setting forth the correct taxable~~  
6 ~~valuation of the property.~~ The certificate, when properly  
7 endorsed by the majority of the board of review, showing their  
8 concurrence, and not otherwise, may be used in evidence in any  
9 court of competent jurisdiction, and when so introduced in  
10 evidence, shall become a part of the court record and shall not  
11 be removed from the files except on an order of the court.

12 (Source: P.A. 90-552, eff. 12-12-97; 91-377, eff. 7-30-99.)

13 (35 ILCS 200/15-10)

14 Sec. 15-10. Exempt property; procedures for certification.  
15 All property granted an exemption by the Department pursuant to  
16 the requirements of Section 15-5 and described in the Sections  
17 following Section 15-30 and preceding Section 16-5, to the  
18 extent therein limited, is exempt from taxation. In order to  
19 maintain that exempt status, the titleholder or the owner of  
20 the beneficial interest of any property that is exempt must  
21 file with the chief county assessment officer, on or before  
22 January 31 of each year ~~(May 31 in the case of property~~  
23 ~~exempted by Section 15-170),~~ an affidavit stating whether there  
24 has been any change in the ownership or use of the property or  
25 the status of the owner-resident, ~~or that a disabled veteran~~



1 ~~who qualifies under Section 15-165 owned and used the property~~  
2 as of January 1 of that year. The nature of any change shall be  
3 stated in the affidavit. Failure to file an affidavit shall, in  
4 the discretion of the assessment officer, constitute cause to  
5 terminate the exemption of that property, notwithstanding any  
6 other provision of this Code. Owners of 5 or more such exempt  
7 parcels within a county may file a single annual affidavit in  
8 lieu of an affidavit for each parcel. The assessment officer,  
9 upon request, shall furnish an affidavit form to the owners, in  
10 which the owner may state whether there has been any change in  
11 the ownership or use of the property or status of the owner or  
12 resident as of January 1 of that year. The owner of 5 or more  
13 exempt parcels shall list all the properties giving the same  
14 information for each parcel as required of owners who file  
15 individual affidavits.

16 However, titleholders or owners of the beneficial interest  
17 in any property exempted under any of the following provisions  
18 are not required to submit an annual filing under this Section:

19 (1) Section 15-45 (burial grounds) in counties of less  
20 than 3,000,000 inhabitants and owned by a not-for-profit  
21 organization.

22 (2) Section 15-40.

23 (3) Section 15-50 (United States property).

24 If there is a change in use or ownership, however, notice  
25 must be filed pursuant to Section 15-20.

26 An application for the standard homestead exemption must be

1 filed in accordance with Section 15-167. ~~homestead exemptions~~  
2 ~~shall be filed as provided in Section 15-170 (senior citizens~~  
3 ~~homestead exemption), Section 15-172 (senior citizens~~  
4 ~~assessment freeze homestead exemption), and Sections 15-175~~  
5 ~~(general homestead exemption), 15-176 (general alternative~~  
6 ~~homestead exemption), and 15-177 (long time occupant homestead~~  
7 ~~exemption), respectively.~~

8 (Source: P.A. 95-644, eff. 10-12-07.)

9 (35 ILCS 200/15-163 new)

10 Sec. 15-163. Standard homestead exemption.

11 (a) Beginning with the 2010 taxable year, homestead  
12 property is entitled to an annual homestead exemption of  
13 \$100,000.

14 (b) If married persons maintain and reside in separate  
15 residences qualifying as homestead property, each residence is  
16 entitled to receive 50% of the total reduction in equalized  
17 assessed valuation provided by this Section.

18 (c) In a cooperative where a homestead exemption has been  
19 granted, the cooperative association or its management firm  
20 shall credit the savings resulting from that exemption only to  
21 the apportioned tax liability of the owner who qualified for  
22 the exemption. Any person who willfully refuses to so credit  
23 the savings is guilty of a Class B misdemeanor.

24 (d) In all counties, the assessor or chief county  
25 assessment officer may determine the eligibility of

1 residential property to receive the homestead exemption and the  
2 amount of the exemption by application, visual inspection,  
3 questionnaire or other reasonable methods. The determination  
4 shall be made in accordance with guidelines established by the  
5 Department, provided that the taxpayer applying for an  
6 additional general exemption under this Section shall submit to  
7 the chief county assessment officer an application with an  
8 affidavit of the applicant's total household income, age,  
9 marital status (and, if married, the name and address of the  
10 applicant's spouse, if known), and principal dwelling place of  
11 members of the household on January 1 of the taxable year. The  
12 Department shall issue guidelines establishing a method for  
13 verifying the accuracy of the affidavits filed by applicants  
14 under this paragraph. The applications shall be clearly marked  
15 as applications for the Standard General Homestead Exemption.

16 (e) In the event of a sale of homestead property the  
17 homestead exemption remains in effect for the remainder of the  
18 assessment year of the sale. The assessor or chief county  
19 assessment officer may require the new owner of the property to  
20 apply for the homestead exemption for the following assessment  
21 year.

22 (f) As used in this Section:

23 "Homestead property" includes (i) residential property  
24 that is occupied by its owner or owners as his, her, or their  
25 principal dwelling place, or (ii) that is a leasehold interest  
26 on which a single family residence is situated, that is

1 occupied as a residence by a person who has an ownership  
2 interest therein, legal or equitable or as a lessee, and on  
3 which the person is liable for the payment of property taxes.

4 (35 ILCS 200/20-178)

5 Sec. 20-178. Certificate of error; refund; interest. When  
6 the county collector makes any refunds due on certificates of  
7 error issued under Sections 14-15 through 14-25 that have been  
8 either certified or adjudicated, the county collector shall pay  
9 the taxpayer interest on the amount of the refund at the rate  
10 of 0.5% per month.

11 No interest shall be due under this Section for any time  
12 prior to 60 days after the effective date of this amendatory  
13 Act of the 91st General Assembly. For certificates of error  
14 issued prior to the effective date of this amendatory Act of  
15 the 91st General Assembly, the county collector shall pay the  
16 taxpayer interest from 60 days after the effective date of this  
17 amendatory Act of the 91st General Assembly until the date the  
18 refund is paid. For certificates of error issued on or after  
19 the effective date of this amendatory Act of the 91st General  
20 Assembly, interest shall be paid from 60 days after the  
21 certificate of error is issued by the chief county assessment  
22 officer to the date the refund is made. To cover the cost of  
23 interest, the county collector shall proportionately reduce  
24 the distribution of taxes collected for each taxing district in  
25 which the property is situated.

1           This Section shall not apply to any certificate of error  
2           granting a homestead exemption under Section 15-167, 15-170,  
3           15-172, 15-175, 15-176, or 15-177.

4           (Source: P.A. 95-644, eff. 10-12-07.)

5           (35 ILCS 200/31-25)

6           Sec. 31-25. Transfer declaration. At the time a deed, a  
7           document transferring a controlling interest in real property,  
8           or trust document is presented for recordation, or within 3  
9           business days after the transfer is effected, whichever is  
10          earlier, there shall also be presented to the recorder or  
11          registrar of titles a declaration, signed by at least one of  
12          the sellers and also signed by at least one of the buyers in  
13          the transaction or by the attorneys or agents for the sellers  
14          or buyers. The declaration shall state information including,  
15          but not limited to: (a) the value of the real property or  
16          beneficial interest in real property located in Illinois so  
17          transferred; (b) the parcel identifying number of the property;  
18          (c) the legal description of the property; (d) the date of the  
19          deed, the date the transfer was effected, or the date of the  
20          trust document; (e) the type of deed, transfer, or trust  
21          document; (f) the address of the property; (g) the type of  
22          improvement, if any, on the property; (h) information as to  
23          whether the transfer is between related individuals or  
24          corporate affiliates or is a compulsory transaction; (i) the  
25          lot size or acreage; (j) the value of personal property sold

1 with the real estate; (k) the year the contract was initiated  
2 if an installment sale; (l) any homestead exemptions under  
3 Article 15 of the Property Tax Code, ~~as provided in Sections~~  
4 ~~15-170, 15-172, 15-175, and 15-176~~ as reflected on the most  
5 recent annual tax bill; and (m) the name, address, and  
6 telephone number of the person preparing the declaration.  
7 Except as provided in Section 31-45, a deed, a document  
8 transferring a controlling interest in real property, or trust  
9 document shall not be accepted for recordation unless it is  
10 accompanied by a declaration containing all the information  
11 requested in the declaration. When the declaration is signed by  
12 an attorney or agent on behalf of sellers or buyers who have  
13 the power of direction to deal with the title to the real  
14 estate under a land trust agreement, the trustee being the mere  
15 repository of record legal title with a duty of conveying the  
16 real estate only when and if directed in writing by the  
17 beneficiary or beneficiaries having the power of direction, the  
18 attorneys or agents executing the declaration on behalf of the  
19 sellers or buyers need identify only the land trust that is the  
20 repository of record legal title and not the beneficiary or  
21 beneficiaries having the power of direction under the land  
22 trust agreement. The declaration form shall be prescribed by  
23 the Department and shall contain sales information questions.  
24 For sales occurring during a period in which the provisions of  
25 Section 17-10 require the Department to adjust sale prices for  
26 seller paid points and prevailing cost of cash, the declaration

1 form shall contain questions regarding the financing of the  
2 sale. The subject of the financing questions shall include any  
3 direct seller participation in the financing of the sale or  
4 information on financing that is unconventional so as to affect  
5 the fair cash value received by the seller. The intent of the  
6 sales and financing questions is to aid in the reduction in the  
7 number of buyers required to provide financing information  
8 necessary for the adjustment outlined in Section 17-10. For  
9 sales occurring during a period in which the provisions of  
10 Section 17-10 require the Department to adjust sale prices for  
11 seller paid points and prevailing cost of cash, the declaration  
12 form shall include, at a minimum, the following data: (a)  
13 seller paid points, (b) the sales price, (c) type of financing  
14 (conventional, VA, FHA, seller-financed, or other), (d) down  
15 payment, (e) term, (f) interest rate, (g) type and description  
16 of interest rate (fixed, adjustable or renegotiable), and (h)  
17 an appropriate place for the inclusion of special facts or  
18 circumstances, if any. The Department shall provide an adequate  
19 supply of forms to each recorder and registrar of titles in the  
20 State.

21 (Source: P.A. 93-657, eff. 6-1-04; 94-489, eff. 8-8-05.)

22 (35 ILCS 200/15-165 rep.)

23 (35 ILCS 200/15-167 rep.)

24 (35 ILCS 200/15-168 rep.)

25 (35 ILCS 200/15-169 rep.)

1 (35 ILCS 200/15-170 rep.)

2 (35 ILCS 200/15-172 rep.)

3 (35 ILCS 200/15-175 rep.)

4 (35 ILCS 200/15-176 rep.)

5 (35 ILCS 200/15-177 rep.)

6 (35 ILCS 200/15-180 rep.)

7 Section 20. The Property Tax Code is amended by repealing  
8 Sections 15-165, 15-167, 15-168, 15-169, 15-170, 15-172,  
9 15-175, 15-176, 15-177, and 15-180.

10 Section 99. Effective date. This Act takes effect January  
11 1, 2010.



1		INDEX
2		Statutes amended in order of appearance
3	30 ILCS 805/8.28	
4	30 ILCS 105/5.719 new	
5	30 ILCS 105/6z-80 new	
6	35 ILCS 5/201	from Ch. 120, par. 2-201
7	35 ILCS 5/202.5 new	
8	35 ILCS 5/901	from Ch. 120, par. 9-901
9	35 ILCS 200/14-20	
10	35 ILCS 200/15-10	
11	35 ILCS 200/15-163 new	
12	35 ILCS 200/20-178	
13	35 ILCS 200/31-25	
14	35 ILCS 200/15-165 rep.	
15	35 ILCS 200/15-167 rep.	
16	35 ILCS 200/15-168 rep.	
17	35 ILCS 200/15-169 rep.	
18	35 ILCS 200/15-170 rep.	
19	35 ILCS 200/15-172 rep.	
20	35 ILCS 200/15-175 rep.	
21	35 ILCS 200/15-176 rep.	
22	35 ILCS 200/15-177 rep.	
23	35 ILCS 200/15-180 rep.	