

HB5623



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5623

Introduced 2/9/2010, by Rep. Tom Cross - Jim Watson

SYNOPSIS AS INTRODUCED:

35 ILCS 200/15-169

Amends the Property Tax Code. Makes a technical change in a Section concerning the disabled veterans standard homestead exemption.

LRB096 18934 HLH 34322 b

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 Property Tax Code is amended by changing
5 Section 15-169 as follows:

6 (35 ILCS 200/15-169)

7 Sec. 15-169. Disabled veterans standard homestead
8 exemption.

9 (a) Beginning with taxable year 2007, an annual homestead
10 exemption, limited to the ~~the~~ amounts set forth in subsection
11 (b), is granted for property that is used as a qualified
12 residence by a disabled veteran.

13 (b) The amount of the exemption under this Section is as
14 follows:

15 (1) for veterans with a service-connected disability
16 of at least 75%, as certified by the United States
17 Department of Veterans Affairs, the annual exemption is
18 \$5,000; and

19 (2) for veterans with a service-connected disability
20 of at least 50%, but less than 75%, as certified by the
21 United States Department of Veterans Affairs, the annual
22 exemption is \$2,500.

23 (c) The tax exemption under this Section carries over to

1 the benefit of the veteran's surviving spouse as long as the
2 spouse holds the legal or beneficial title to the homestead,
3 permanently resides thereon, and does not remarry. If the
4 surviving spouse sells the property, an exemption not to exceed
5 the amount granted from the most recent ad valorem tax roll may
6 be transferred to his or her new residence as long as it is
7 used as his or her primary residence and he or she does not
8 remarry.

9 (d) The exemption under this Section applies for taxable
10 year 2007 and thereafter. A taxpayer who claims an exemption
11 under Section 15-165 or 15-168 may not claim an exemption under
12 this Section.

13 (e) Application must be made during the application period
14 in effect for the county of his or her residence. The assessor
15 or chief county assessment officer may determine the
16 eligibility of residential property to receive the homestead
17 exemption provided by this Section by application, visual
18 inspection, questionnaire, or other reasonable methods. The
19 determination must be made in accordance with guidelines
20 established by the Department.

21 (f) For the purposes of this Section:

22 "Qualified residence" means real property, but less any
23 portion of that property that is used for commercial purposes,
24 with an equalized assessed value of less than \$250,000 that is
25 the disabled veteran's primary residence. Property rented for
26 more than 6 months is presumed to be used for commercial

1 purposes.

2 "Veteran" means an Illinois resident who has served as a
3 member of the United States Armed Forces on active duty or
4 State active duty, a member of the Illinois National Guard, or
5 a member of the United States Reserve Forces and who has
6 received an honorable discharge.

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