



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB1555

Introduced 2/18/2009, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

35 ILCS 200/27-30
35 ILCS 200/27-55

Amends the Property Tax Code. In a Section concerning a public hearing held prior to the establishment of a special service area, provides that a list of the names and addresses of the individuals and entities to whom notice of the public hearing was sent by mail shall be made available at the public hearing. Provides that, if a person who is registered to vote has died or has permanently moved from the special service area, and if certified documentation is submitted along with an objection petition, then that person shall not be counted as an elector for purposes of determining whether or not at least 51% of the electors residing within the special service area have signed the objection petition.

LRB096 10857 HLH 21087 b

FISCAL NOTE ACT
MAY APPLY

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 Sections 27-30 and 27-55 as follows:

6 (35 ILCS 200/27-30)

7 Sec. 27-30. Manner of notice. Prior to or within 60 days
8 after the adoption of the ordinance proposing the establishment
9 of a special service area the municipality or county shall fix
10 a time and a place for a public hearing. Notice of the hearing
11 shall be given by publication and mailing, except that notice
12 of a public hearing to propose the establishment of a special
13 service area for weather modification purposes may be given by
14 publication only. Notice by publication shall be given by
15 publication at least once not less than 15 days prior to the
16 hearing in a newspaper of general circulation within the
17 municipality or county. Notice by mailing shall be given by
18 depositing the notice in the United States mails addressed to
19 the person or persons in whose name the general taxes for the
20 last preceding year were paid on each property lying within the
21 special service area. A notice shall be mailed not less than 10
22 days prior to the time set for the public hearing. In the event
23 taxes for the last preceding year were not paid, the notice

1 shall be sent to the person last listed on the tax rolls prior
2 to that year as the owner of the property. A list of the names
3 and addresses of the individuals and entities to whom the
4 notice by mail was sent shall be made available at the public
5 hearing.

6 (Source: P.A. 82-282; 88-455.)

7 (35 ILCS 200/27-55)

8 Sec. 27-55. Objection petition. If a petition signed by at
9 least 51% of the electors residing within the special service
10 area and by at least 51% of the owners of record of the land
11 included within the boundaries of the special service area is
12 filed with the municipal clerk or county clerk, as the case may
13 be, within 60 days following the final adjournment of the
14 public hearing, objecting to the creation of the special
15 service district, the enlargement of the area, the levy or
16 imposition of a tax or the issuance of bonds for the provision
17 of special services to the area, or to a proposed increase in
18 the tax rate, the district shall not be created or enlarged, or
19 the tax shall not be levied or imposed nor the rate increased,
20 or no bonds may be issued. The subject matter of the petition
21 shall not be proposed relative to any signatories of the
22 petition within the next 2 years. Each resident of the special
23 service area registered to vote at the time of the public
24 hearing held with regard to the special service area shall be
25 considered an elector. However, if certified documentation or a

1 sworn affidavit is submitted along with an objection petition
2 filed pursuant to this Section evidencing that an individual
3 who is registered to vote has died or has permanently moved
4 from the special service area and is no longer a resident of
5 the special service area, then that individual shall not be
6 counted as an elector for purposes of determining whether or
7 not at least 51% of the electors residing within the special
8 service area have signed the objection petition. Each person in

9 whose name legal title to land included within the boundaries
10 of the special service area is held according to the records of
11 the county in which the land is located shall be considered an
12 owner of record. Owners of record shall be determined at the
13 time of the public hearing held with regard to a special
14 service area. Land owned in the name of a land trust,
15 corporation, estate or partnership shall be considered to have
16 a single owner of record.

17 (Source: P.A. 82-640; 88-455.)