

SB2073



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB2073

Introduced 2/10/2011, by Sen. Terry Link

SYNOPSIS AS INTRODUCED:

35 ILCS 200/16-185

Amends the Property Tax Code. Provides that decisions of the Property Tax Appeal Board shall be made within 365 days after the date the appeal was received by the Board. Effective January 1, 2012.

LRB097 06332 HLH 46412 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 Section 16-185 as follows:

6 (35 ILCS 200/16-185)

7 Sec. 16-185. Decisions. The Board shall make a decision in
8 each appeal or case appealed to it, and the decision shall be
9 based upon equity and the weight of evidence and not upon
10 constructive fraud, and shall be binding upon appellant and
11 officials of government. The decision shall be made within 365
12 days after the date the appeal was received by the Board. The
13 extension of taxes on any assessment so appealed shall not be
14 delayed by any proceeding before the Board, and, in case the
15 assessment is altered by the Board, any taxes extended upon the
16 unauthorized assessment or part thereof shall be abated, or, if
17 already paid, shall be refunded with interest as provided in
18 Section 23-20.

19 The decision or order of the Property Tax Appeal Board in
20 any such appeal, shall, within 10 days thereafter, be certified
21 at no charge to the appellant and to the proper authorities,
22 including the board of review or board of appeals whose
23 decision was appealed, the county clerk who extends taxes upon

1 the assessment in question, and the county collector who
2 collects property taxes upon such assessment.

3 If the Property Tax Appeal Board renders a decision
4 lowering the assessment of a particular parcel after the
5 deadline for filing complaints with the board of review or
6 board of appeals or after adjournment of the session of the
7 board of review or board of appeals at which assessments for
8 the subsequent year are being considered, the taxpayer may,
9 within 30 days after the date of written notice of the Property
10 Tax Appeal Board's decision, appeal the assessment for the
11 subsequent year directly to the Property Tax Appeal Board.

12 If the Property Tax Appeal Board renders a decision
13 lowering the assessment of a particular parcel on which a
14 residence occupied by the owner is situated, such reduced
15 assessment, subject to equalization, shall remain in effect for
16 the remainder of the general assessment period as provided in
17 Sections 9-215 through 9-225, unless that parcel is
18 subsequently sold in an arm's length transaction establishing a
19 fair cash value for the parcel that is different from the fair
20 cash value on which the Board's assessment is based, or unless
21 the decision of the Property Tax Appeal Board is reversed or
22 modified upon review.

23 (Source: P.A. 88-455; 88-660, eff. 9-16-94; 89-671, eff.
24 8-14-96.)

25 Section 99. Effective date. This Act takes effect January
26 1, 2012.