

# HB0395



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB0395

Introduced 1/25/2013, by Rep. Michael J. Madigan

#### SYNOPSIS AS INTRODUCED:

35 ILCS 5/250

Amends the Illinois Income Tax Act. Makes a technical change in a Section concerning the sunset of exemptions, credits, and deductions.

LRB098 03214 HLH 33229 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 Illinois Income Tax Act is amended by  
5 changing Section 250 as follows:

6 (35 ILCS 5/250)

7 Sec. 250. Sunset of exemptions, credits, and deductions.

8 (a) The ~~The~~ application of every exemption, credit, and  
9 deduction against tax imposed by this Act that becomes law  
10 after the effective date of this amendatory Act of 1994 shall  
11 be limited by a reasonable and appropriate sunset date. A  
12 taxpayer is not entitled to take the exemption, credit, or  
13 deduction for tax years beginning on or after the sunset date.  
14 Except as provided in subsection (b) of this Section, if a  
15 reasonable and appropriate sunset date is not specified in the  
16 Public Act that creates the exemption, credit, or deduction, a  
17 taxpayer shall not be entitled to take the exemption, credit,  
18 or deduction for tax years beginning on or after 5 years after  
19 the effective date of the Public Act creating the exemption,  
20 credit, or deduction and thereafter; provided, however, that in  
21 the case of any Public Act authorizing the issuance of  
22 tax-exempt obligations that does not specify a sunset date for  
23 the exemption or deduction of income derived from the

1 obligations, the exemption or deduction shall not terminate  
2 until after the obligations have been paid by the issuer.

3 (b) Notwithstanding the provisions of subsection (a) of  
4 this Section, the sunset date of any exemption, credit, or  
5 deduction that is scheduled to expire in 2011, 2012, or 2013 by  
6 operation of this Section shall be extended by 5 years.

7 (Source: P.A. 97-636, eff. 6-1-12.)