



Rep. Robert W. Pritchard

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09900SB1252ham001

LRB099 09872 AWJ 34966 a

1 AMENDMENT TO SENATE BILL 1252

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1252 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing  
5 Section 235-20 as follows:

6 (60 ILCS 1/235-20)

7 Sec. 235-20. General assistance tax.

8 (a) The township board may raise money by taxation deemed  
9 necessary to be expended to provide general assistance in the  
10 township to persons needing that assistance as provided in the  
11 Illinois Public Aid Code, including persons eligible for  
12 assistance under the Military Veterans Assistance Act, where  
13 that duty is provided by law. The tax for each fiscal year  
14 shall not be more than 0.10% of value, or more than an amount  
15 approved at a referendum held under this Section, as equalized  
16 or assessed by the Department of Revenue, and shall in no case

1 exceed the amount needed in the township for general  
2 assistance. The board may decrease the maximum tax rate by  
3 ordinance.

4 (b) Except as otherwise provided in this subsection, if the  
5 board desires to increase the maximum tax rate, it shall order  
6 a referendum on that proposition to be held at an election in  
7 accordance with the general election law. The board shall  
8 certify the proposition to the proper election officials, who  
9 shall submit the proposition to the voters at an election in  
10 accordance with the general election law. If a majority of the  
11 votes cast on the proposition is in favor of the proposition,  
12 the board may annually levy the tax at a rate not exceeding the  
13 higher rate approved by the voters at the election. If,  
14 however, the board has decreased the maximum tax rate under  
15 subsection (a), then it may, at any time after the decrease,  
16 increase the maximum tax rate, by ordinance, to a rate less  
17 than or equal to the maximum tax rate immediately prior to the  
18 board's ordinance to decrease the rate.

19 (c) If a city, village, or incorporated town having a  
20 population of more than 500,000 is located within or partially  
21 within a township, then the entire amount of the tax levied by  
22 the township for the purpose of providing general assistance  
23 under this Section on property lying within that city, village,  
24 or incorporated town, less the amount allowed for collecting  
25 the tax, shall be paid over by the treasurer of the township to  
26 the treasurer of the city, village, or incorporated town to be

1 appropriated and used by the city, village, or incorporated  
2 town for the relief and support of persons needing general  
3 assistance residing in that portion of the city, village, or  
4 incorporated town located within the township in accordance  
5 with the Illinois Public Aid Code.

6 (d) Any taxes levied for general assistance before or after  
7 this Section takes effect may also be used for the payment of  
8 warrants issued against and in anticipation of those taxes and  
9 accrued interest on those warrants and may also be used to pay  
10 the cost of administering that assistance.

11 (e) In any township with a population of less than 500,000  
12 that receives no State funding for the general assistance  
13 program and that has not issued anticipation warrants or  
14 otherwise borrowed monies for the administration of the general  
15 assistance program during the township's previous 3 fiscal  
16 years of operation, a one time transfer of monies from the  
17 township's general assistance fund may be made to the general  
18 township fund pursuant to action by the township board. This  
19 transfer may occur only to the extent that the amount of monies  
20 remaining in the general assistance fund after the transfer is  
21 equal to the greater of (i) the amount of the township's  
22 expenditures in the previous fiscal year for general assistance  
23 or (ii) an amount equal to either 0.10% of the last known total  
24 equalized value of all taxable property in the township, or  
25 100% of the highest amount levied for general assistance  
26 purposes in any of the three previous fiscal years. The

1 transfer shall be completed no later than one year after the  
2 effective date of this amendatory Act of the 92nd General  
3 Assembly. No township that has certified a new levy or an  
4 increase in the levy under this Section during calendar year  
5 2002 may transfer monies under this subsection. No action on  
6 the transfer of monies under this subsection shall be taken by  
7 the township board except at a township board meeting. No  
8 monies transferred under this subsection shall be considered in  
9 determining whether the township qualifies for State funds to  
10 supplement local funds for public aid purposes under Section  
11 12-21.13 of the Illinois Public Aid Code.

12 (e-5) A township board of a township with a population of  
13 less than 500,000 may approve by resolution or ordinance a  
14 one-time transfer of monies from the township's general  
15 assistance fund to the general township fund no later than one  
16 year after the effective date of this amendatory Act of the  
17 99th General Assembly if:

18 (1) the township receives no State funding for the  
19 general assistance program;

20 (2) the township has not issued anticipation warrants  
21 or otherwise borrowed monies for the administration of the  
22 general assistance program during the township's previous  
23 3 fiscal years of operation;

24 (3) the amount of monies remaining in the general  
25 assistance fund after the transfer is equal to the greater  
26 of (i) the amount of the township's expenditures in the

1 previous fiscal year for general assistance or (ii) an  
2 amount equal to either 0.10% of the last known total  
3 equalized value of all taxable property in the township, or  
4 100% of the highest amount levied for general assistance  
5 purposes in any of the three previous fiscal years;

6 (4) the township that has not certified a new levy or  
7 an increase in the levy under this Section during calendar  
8 year 2015; and

9 (5) the township did not make a one-time transfer of  
10 monies pursuant to subsection (e) of this Section within  
11 one year after the effective date of Public Act 95-331  
12 (August 21, 2007).

13 No monies transferred under this subsection shall be considered  
14 in determining whether the township qualifies for State funds  
15 to supplement local funds for public aid purposes under Section  
16 12-21.13 of the Illinois Public Aid Code.

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

18 Section 99. Effective date. This Act takes effect January  
19 1, 2016."