



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1630

by Rep. John E. Bradley

SYNOPSIS AS INTRODUCED:

35 ILCS 200/15-167

Amends the Property Tax Code. With respect to the returning veterans' homestead exemption, provides that, in addition to the \$5,000 reduction, beginning in taxable year 2011, for the second and each subsequent taxable year that the veteran returns from active duty in an armed conflict involving the armed forces of the United States, he or she shall be entitled to an additional reduction of \$2,500, which shall be cumulative for each year of return.

LRB097 09466 HLH 49603 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT 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 15-167 as follows:

6 (35 ILCS 200/15-167)

7 Sec. 15-167. Returning Veterans' Homestead Exemption.

8 (a) Beginning with taxable year 2007, a homestead
9 exemption, limited to a reduction set forth under subsection
10 (b), from the property's value, as equalized or assessed by the
11 Department, is granted for property that is owned and occupied
12 as the principal residence of a veteran returning from an armed
13 conflict involving the armed forces of the United States who is
14 liable for paying real estate taxes on the property and is an
15 owner of record of the property or has a legal or equitable
16 interest therein as evidenced by a written instrument, except
17 for a leasehold interest, other than a leasehold interest of
18 land on which a single family residence is located, which is
19 occupied as the principal residence of a veteran returning from
20 an armed conflict involving the armed forces of the United
21 States who has an ownership interest therein, legal, equitable
22 or as a lessee, and on which he or she is liable for the payment
23 of property taxes. For purposes of the exemption under this

1 Section, "veteran" means an Illinois resident who has served as
2 a member of the United States Armed Forces, a member of the
3 Illinois National Guard, or a member of the United States
4 Reserve Forces.

5 (b) In all counties, the reduction is \$5,000 for each ~~the~~
6 taxable year in which the veteran returns from active duty in
7 an armed conflict involving the armed forces of the United
8 States; however, if the veteran first acquires his or her
9 principal residence during the taxable year in which he or she
10 returns, but after January 1 of that year, and if the property
11 is owned and occupied by the veteran as a principal residence
12 on January 1 of the next taxable year, he or she may apply the
13 exemption for the next taxable year, and only the next taxable
14 year, after he or she returns. Beginning in taxable year 2010,
15 the reduction shall also be allowed for the taxable year after
16 the taxable year in which the veteran returns from active duty
17 in an armed conflict involving the armed forces of the United
18 States. Beginning in taxable year 2011, for the second and each
19 subsequent taxable year that the veteran returns from active
20 duty in an armed conflict involving the armed forces of the
21 United States, he or she shall be entitled to an additional
22 reduction of \$2,500, which shall be cumulative for each year of
23 return. For land improved with an apartment building owned and
24 operated as a cooperative, the maximum reduction from the value
25 of the property, as equalized by the Department, must be
26 multiplied by the number of apartments or units occupied by a

1 veteran returning from an armed conflict involving the armed
2 forces of the United States who is liable, by contract with the
3 owner or owners of record, for paying property taxes on the
4 property and is an owner of record of a legal or equitable
5 interest in the cooperative apartment building, other than a
6 leasehold interest. In a cooperative where a homestead
7 exemption has been granted, the cooperative association or the
8 management firm of the cooperative or facility shall credit the
9 savings resulting from that exemption only to the apportioned
10 tax liability of the owner or resident who qualified for the
11 exemption. Any person who willfully refuses to so credit the
12 savings is guilty of a Class B misdemeanor.

13 (c) 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 (d) The exemption under this Section is in addition to any
22 other homestead exemption provided in this Article 15.
23 Notwithstanding Sections 6 and 8 of the State Mandates Act, no
24 reimbursement by the State is required for the implementation
25 of any mandate created by this Section.

26 (Source: P.A. 95-644, eff. 10-12-07; 96-1288, eff. 7-26-10;

1 96-1418, eff. 8-2-10; revised 9-2-10.)