



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB2089

Introduced 2/6/2025, by Sen. Erica Harriss

#### SYNOPSIS AS INTRODUCED:

35 ILCS 105/2c	from Ch. 120, par. 439.2c
35 ILCS 110/3c	from Ch. 120, par. 439.33c
35 ILCS 115/2c	from Ch. 120, par. 439.102c
35 ILCS 120/2h	from Ch. 120, par. 441h

Amends the Use Tax Act, the Service Use Tax Act, the Service Occupation Tax Act, and the Retailers' Occupation Tax Act. In provisions concerning organizations that are operated exclusively for educational purposes, provides that the term "tax-supported public school" includes any student organization that meets both of the following: (1) enrollment in the student organization is limited to students from a particular public elementary or secondary school; and (2) the student organization is affiliated with the public elementary or secondary school but is not sponsored by the public elementary or secondary school. Effective immediately.

LRB104 09589 HLH 19652 b

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 Use Tax Act is amended by changing Section  
5 2c as follows:

6 (35 ILCS 105/2c) (from Ch. 120, par. 439.2c)

7 Sec. 2c. For purposes of this Act, a corporation, limited  
8 liability company, society, association, foundation or  
9 institution organized and operated exclusively for educational  
10 purposes shall include: all tax-supported public schools;  
11 private schools which offer systematic instruction in useful  
12 branches of learning by methods common to public schools and  
13 which compare favorably in their scope and intensity with the  
14 course of study presented in tax-supported schools; licensed  
15 day care centers as defined in Section 2.09 of the Child Care  
16 Act of 1969 which are operated by a not for profit corporation,  
17 society, association, foundation, institution or organization;  
18 vocational or technical schools or institutes organized and  
19 operated exclusively to provide a course of study of not less  
20 than 6 weeks duration and designed to prepare individuals to  
21 follow a trade or to pursue a manual, technical, mechanical,  
22 industrial, business or commercial occupation. As used in this  
23 Section, the term "tax-supported public school" includes, but

1 is not limited to, any student organization that meets both of  
2 the following: (1) enrollment in the student organization is  
3 limited to students from a particular public elementary or  
4 secondary school; and (2) the student organization is  
5 affiliated with the public elementary or secondary school but  
6 is not sponsored by the public elementary or secondary school.

7 However, a corporation, limited liability company,  
8 society, association, foundation or institution organized and  
9 operated for the purpose of offering professional, trade or  
10 business seminars of short duration, self-improvement or  
11 personality development courses, courses which are avocational  
12 or recreational in nature, courses pursued entirely by open  
13 circuit television or radio, correspondence courses, or  
14 courses which do not provide specialized training within a  
15 specific vocational or technical field shall not be considered  
16 to be organized and operated exclusively for educational  
17 purposes.

18 (Source: P.A. 88-480.)

19 Section 10. The Service Use Tax Act is amended by changing  
20 Section 3c as follows:

21 (35 ILCS 110/3c) (from Ch. 120, par. 439.33c)

22 Sec. 3c. For purposes of this Act, a corporation, limited  
23 liability company, society, association, foundation or  
24 institution organized and operated exclusively for educational

1 purposes shall include: all tax-supported public schools;  
2 private schools which offer systematic instruction in useful  
3 branches of learning by methods common to public schools and  
4 which compare favorably in their scope and intensity with the  
5 course of study presented in tax-supported schools; vocational  
6 or technical schools or institutes organized and operated  
7 exclusively to provide a course of study of not less than 6  
8 weeks duration and designed to prepare individuals to follow a  
9 trade or to pursue a manual, technical, mechanical,  
10 industrial, business or commercial occupation. As used in this  
11 Section, the term "tax-supported public school" includes, but  
12 is not limited to, any student organization that meets both of  
13 the following: (1) enrollment in the student organization is  
14 limited to students from a particular public elementary or  
15 secondary school; and (2) the student organization is  
16 affiliated with the public elementary or secondary school but  
17 is not sponsored by the public elementary or secondary school.

18 However, a corporation, limited liability company,  
19 society, association, foundation or institution organized and  
20 operated for the purpose of offering professional, trade or  
21 business seminars of short duration, self-improvement or  
22 personality development courses, courses which are avocational  
23 or recreational in nature, courses pursued entirely by open  
24 circuit television or radio, correspondence courses, or  
25 courses which do not provide specialized training with a  
26 specific vocational or technical field shall not be considered

1 to be organized and operated exclusively for educational  
2 purposes.

3 (Source: P.A. 88-480.)

4 Section 15. The Service Occupation Tax Act is amended by  
5 changing Section 2c as follows:

6 (35 ILCS 115/2c) (from Ch. 120, par. 439.102c)

7 Sec. 2c. For purposes of this Act, a corporation, limited  
8 liability company, society, association, foundation or  
9 institution organized and operated exclusively for educational  
10 purposes shall include: all tax-supported public schools;  
11 private schools which offer systematic instruction in useful  
12 branches of learning by methods common to public schools and  
13 which compare favorably in their scope and intensity with the  
14 course of study presented in tax-supported schools; licensed  
15 day care centers as defined in Section 2.09 of the Child Care  
16 Act of 1969 which are operated by a not-for-profit  
17 corporation, society, association, foundation, institution or  
18 organization; vocational or technical schools or institutes  
19 organized and operated exclusively to provide a course of  
20 study of not less than 6 weeks duration and designed to prepare  
21 individuals to follow a trade or to pursue a manual,  
22 technical, mechanical, industrial, business or commercial  
23 occupation. As used in this Section, the term "tax-supported  
24 public school" includes, but is not limited to, any student

1 organization that meets both of the following: (1) enrollment  
2 in the student organization is limited to students from a  
3 particular public elementary or secondary school; and (2) the  
4 student organization is affiliated with the public elementary  
5 or secondary school but is not sponsored by the public  
6 elementary or secondary school.

7       However, a corporation, limited liability company,  
8 society, association, foundation or institution organized and  
9 operated for the purpose of offering professional, trade or  
10 business seminars of short duration, self-improvement or  
11 personality development courses, courses which are avocational  
12 or recreational in nature, courses pursued entirely by open  
13 circuit television or radio, correspondence courses, or  
14 courses which do not provide specialized training within a  
15 specific vocational or technical field shall not be considered  
16 to be organized and operated exclusively for educational  
17 purposes.

18       (Source: P.A. 88-480.)

19       Section 20. The Retailers' Occupation Tax Act is amended  
20 by changing Section 2h as follows:

21       (35 ILCS 120/2h) (from Ch. 120, par. 441h)

22       Sec. 2h. For purposes of this Act, a corporation, limited  
23 liability company, society, association, foundation or  
24 institution organized and operated exclusively for educational

1 purposes shall include: all tax-supported public schools;  
2 private schools which offer systematic instruction in useful  
3 branches of learning by methods common to public schools and  
4 which compare favorably in their scope and intensity with the  
5 course of study presented in tax-supported schools; licensed  
6 day care centers as defined in Section 2.09 of the Child Care  
7 Act of 1969 which are operated by a not for profit corporation,  
8 society, association, foundation, institution or organization;  
9 vocational or technical schools or institutes organized and  
10 operated exclusively to provide a course of study of not less  
11 than 6 weeks duration and designed to prepare individuals to  
12 follow a trade or to pursue a manual, technical, mechanical,  
13 industrial, business or commercial occupation. As used in this  
14 Section, the term "tax-supported public school" includes, but  
15 is not limited to, any student organization that meets both of  
16 the following: (1) enrollment in the student organization is  
17 limited to students from a particular public elementary or  
18 secondary school; and (2) the student organization is  
19 affiliated with the public elementary or secondary school but  
20 is not sponsored by the public elementary or secondary school.

21 However, a corporation, limited liability company,  
22 society, association, foundation or institution organized and  
23 operated for the purpose of offering professional, trade or  
24 business seminars of short duration, self-improvement or  
25 personality development courses, courses which are avocational  
26 or recreational in nature, courses pursued entirely by open

1 circuit television or radio, correspondence courses, or  
2 courses which do not provide specialized training within a  
3 specific vocational or technical field shall not be considered  
4 to be organized and operated exclusively for educational  
5 purposes.

6 (Source: P.A. 88-480.)

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.