

HB2881



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2881

by Rep. Allen Skillicorn

SYNOPSIS AS INTRODUCED:

New Act

Creates the Charitable Tax Exemption Act. Provides that not-for-profit corporations that are exempt from taxation under Sections 501(c) or 501(d) of the Internal Revenue Code or organized under the General Not For Profit Corporation Act of 1986 are exempt from any tax imposed by the State or any unit of local government. Preempts home rule powers.

LRB100 09568 HLH 19735 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE 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 1. Short title. This Act may be cited as the
5 Charitable Tax Exemption Act.

6 Section 5. Exemption. Notwithstanding any other provision
7 of law, on and after the effective date of this Act,
8 not-for-profit corporations that are exempt from taxation
9 under Sections 501(c) or 501(d) of the Internal Revenue Code or
10 organized under the General Not For Profit Corporation Act of
11 1986 are exempt from any tax imposed by the State or any unit
12 of local government, including, but not limited to, income
13 taxes, use and occupation taxes, motor fuel taxes, automobile
14 rental taxes, utility taxes, and property taxes. Nothing in
15 this Section shall be construed to grant an exemption to any
16 entity if that exemption violates the Illinois Constitution or
17 the Constitution of the United States.

18 Section 10. Home rule. This Section is a limitation under
19 subsection (g) of Section 6 of Article VII of the Illinois
20 Constitution on the power of home rule units to tax.