



Rep. Daniel Didech

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10200HB4452ham001

LRB102 23528 RJT 36153 a

1 AMENDMENT TO HOUSE BILL 4452

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4452 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Community Mental Health Act is amended by  
5 changing Section 5 as follows:

6 (405 ILCS 20/5) (from Ch. 91 1/2, par. 305)

7 Sec. 5. (a) When the governing body of a governmental unit  
8 passes a resolution as provided in Section 4 asking that an  
9 annual tax may be levied for the purpose of providing such  
10 mental health facilities and services, including facilities  
11 and services for the person with a developmental disability or  
12 a substance use disorder, in the community and so instructs  
13 the clerk of the governmental unit such clerk shall certify  
14 the proposition to the proper election officials for  
15 submission at a regular election in accordance with the  
16 general election law. The proposition shall be in the

1 following form:

2 -----

3 Shall..... (governmental

4 unit) levy an annual tax of ~~not to~~ YES

5 (not more than .15%) ~~exceed .15%~~

6 for the purpose of providing

7 community mental health facilities and -----

8 services including facilities and services

9 for the person with a developmental NO

10 disability or a substance use disorder?

11 -----

12 (b) If a majority of all the votes cast upon the  
13 proposition are for the levy of such tax, the governing body of  
14 such governmental unit shall thereafter annually levy a tax  
15 not to exceed the rate set forth in Section 4. Thereafter, the  
16 governing body shall in the annual appropriation bill  
17 appropriate from such funds such sum or sums of money as may be  
18 deemed necessary, based upon the community mental health  
19 board's budget, the board's annual mental health report, and  
20 the local mental health plan to defray necessary expenses and  
21 liabilities in providing for such community mental health  
22 facilities and services.

23 (c) If the governing body of a governmental unit levies a  
24 tax under Section 4 of this Act and the rate specified in the  
25 proposition under subsection (a) of this Section is less than  
26 0.15%, then the governing body of the governmental unit may,

1 upon referendum approval, increase that rate to not more than  
2 0.15%. The governing body shall instruct the clerk of the  
3 governmental unit to certify the proposition to the proper  
4 election officials for submission at a regular election in  
5 accordance with the general election law. The proposition  
6 shall be in the following form:

7 "Shall the tax imposed by (governmental unit) for the  
8 purpose of providing community mental health facilities  
9 and services, including facilities and services for  
10 persons with a developmental disability or substance use  
11 disorder be increased to (not more than 0.15%)?"

12 If a majority of all the votes cast upon the proposition  
13 are for the increase of the tax, then the governing body of the  
14 governmental unit may thereafter annually levy a tax not to  
15 exceed the rate set forth in the referendum question.

16 (Source: P.A. 95-336, eff. 8-21-07; 96-764, eff. 8-25-09.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law."