

# SB3765



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB3765

Introduced 1/21/2022, by Sen. Brian W. Stewart

#### SYNOPSIS AS INTRODUCED:

405 ILCS 20/4

from Ch. 91 1/2, par. 304

Amends the Community Mental Health Act. Provides that upon receipt of all the annual moneys collected from the tax levied under the Act, each governmental unit that levies that tax shall immediately deposit 20% of those moneys into a special fund directly controlled by the county sheriff to be used for mental health services within the county jail.

LRB102 22882 RJT 32033 b

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

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

6 (405 ILCS 20/4) (from Ch. 91 1/2, par. 304)

7 Sec. 4. In order to provide the necessary funds or to  
8 supplement existing funds for such community mental health  
9 facilities and services, including facilities and services for  
10 the person with a developmental disability or a substance use  
11 disorder, the governing body of any governmental unit, subject  
12 to the provisions of Section 5, may levy an annual tax of not  
13 to exceed .15% upon all of the taxable property in such  
14 governmental unit at the value thereof, as equalized or  
15 assessed by the Department of Revenue. Such tax shall be  
16 levied and collected in the same manner as other governmental  
17 unit taxes, but shall not be included in any limitation  
18 otherwise prescribed as to the rate or amount of governmental  
19 unit taxes, but shall be in addition thereto and in excess  
20 thereof.

21 When collected, 80% of such tax shall be paid into a  
22 special fund to be designated as the "Community Mental Health  
23 Fund" which shall, upon authorization by the appropriate

1 governmental unit, be administered by the community mental  
2 health board and used only for the purposes specified in this  
3 Act. Upon receipt of all the annual moneys collected from the  
4 tax levied under this Act, each governmental unit that levies  
5 that tax shall immediately deposit 20% of those moneys into a  
6 special fund directly controlled by the county sheriff to be  
7 used for mental health services within the county jail.

8 Nothing contained herein shall in any way preclude the use of  
9 other funds available for such purposes under any existing  
10 Federal, State or local statute. Interest earned from moneys  
11 deposited in this Fund shall only be used for purposes which  
12 are authorized by this Act.

13 In any city, village, incorporated town, or township which  
14 levies a tax for the purpose of providing community mental  
15 health facilities and services and part or all of such city,  
16 village, incorporated town, or township is in a county or  
17 township, as the case may be, which levies a tax to provide  
18 community mental health facilities and services under the  
19 provisions of this Act, such county or township, as the case  
20 may be, shall pay to such city, village, incorporated town, or  
21 township, as the case may be, the entire amount collected from  
22 taxes under this Section on property subject to a tax which any  
23 city, village, incorporated town, or township thereof levies  
24 to provide community mental health facilities and services.

25 Whenever any city, village, incorporated town, or township  
26 receives any payments from a county or township as provided

1 above, such city, village, incorporated town, or township  
2 shall reduce and abate from the tax levied by the authority of  
3 this Section a rate which would produce an amount equal to the  
4 amount received from such county or township.

5 (Source: P.A. 95-336, eff. 8-21-07.)