

HB5878



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5878

by Rep. Martin McLaughlin

SYNOPSIS AS INTRODUCED:

35 ILCS 200/15-171 new

Amends the Property Tax Code. Provides that certain homestead property that is owned by a person who will be 67 years of age or older during the taxable year is exempt from property taxes levied by a school district. Effective immediately.

LRB103 42432 HLH 75662 b

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 adding
5 Section 15-171 as follows:

6 (35 ILCS 200/15-171 new)

7 Sec. 15-171. Senior citizens school district homestead
8 exemption.

9 (a) For taxable year 2025 and each taxable year
10 thereafter, in addition to any other homestead exemption to
11 which the property is entitled under this Code, qualified
12 homestead property is exempt from any property tax levied by a
13 school district.

14 (b) If a homestead exemption has been granted under this
15 Section and the qualified applicant subsequently becomes a
16 resident of a facility licensed under the Assisted Living and
17 Shared Housing Act, the Nursing Home Care Act, the Specialized
18 Mental Health Rehabilitation Act of 2013, the ID/DD Community
19 Care Act, or the MC/DD Act, the exemption shall continue so
20 long as (i) the residence continues to be occupied by the
21 qualified applicant's spouse and the spouse is 67 years of age
22 or older or (ii) the residence is unoccupied but is still owned
23 by the qualified applicant.

1 (c) Applications for the homestead exemption under this
2 Section must be made during the application period in effect
3 for the county in which the property is located. The assessor
4 or chief county assessment officer may determine the
5 eligibility of property to receive the homestead exemption
6 provided by this Section by application, visual inspection,
7 questionnaire, or other reasonable methods.

8 (d) Notwithstanding Sections 6 and 8 of the State Mandates
9 Act, no reimbursement by the State is required for the
10 implementation of any mandate created by this Section.

11 (e) As used in this Section:

12 "Applicant" means an individual who applies for a
13 homestead exemption under this Section.

14 "Homestead property" has the meaning given to that term in
15 Section 15-175.

16 "Qualified applicant" means an applicant who (i) will be
17 67 years of age or older during the taxable year for which the
18 exemption under this Section is being sought, (ii) is liable
19 for the payment of property taxes on the qualified homestead
20 property, and (iii) is an owner of record of the qualified
21 homestead property or has a legal, equitable, or leasehold
22 interest in the property, as evidenced by a written
23 instrument.

24 "Qualified homestead property" means homestead property,
25 but less any portion of that property that is used for
26 commercial purposes, with an equalized assessed value of less

1 than \$250,000 that, as of January 1 of the taxable year, is the
2 primary residence of a qualified applicant. Property that is
3 rented for more than 6 months is presumed to be used for
4 commercial purposes.

5 "Taxable year" means the calendar year during which ad
6 valorem property taxes payable in the next succeeding year are
7 levied.

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