

1 AN ACT in relation to municipalities.

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

4 Section 5. The Counties Code is amended by adding Section
5 5-1041.2 as follows:

6 (55 ILCS 5/5-1041.2 new)

7 Sec. 5-1041.2. Requests for refunds of cash
8 contributions; limitations; payments under protest. Any
9 request for the refund of cash contributions paid in lieu of
10 land donations under this Division, and pursuant to a
11 county's ordinance, must be filed with the county within one
12 year after the date of payment or a longer period, as
13 specified in a county ordinance or in an annexation
14 agreement. Each request must state: (1) the name and address
15 of the person who made the payment; (2) the amount of the
16 cash contribution; (3) the reasons for which a refund is
17 being requested; and (4) evidence that the contribution was
18 made under protest at the time of payment. The county may
19 institute procedures to facilitate consideration of refund
20 requests and must require strict compliance with the
21 requirements of this Section. Failure to file a request
22 within one year and to comply with the requirements of this
23 Section constitute grounds for denial of the request.

24 Section 10. The Illinois Municipal Code is amended by
25 adding Section 11-12-5.2 as follows:

26 (65 ILCS 5/11-12-5.2 new)

27 Sec. 11-12-5.2. Requests for refunds of cash
28 contributions; limitations; payment under protest. Any
29 request for the refund of cash contributions paid in lieu of

1 land donations under this Division, and pursuant to a
2 municipality's ordinance, must be filed with the municipality
3 within one year after the date of payment or a longer period,
4 if specified in a municipal ordinance or in an annexation
5 agreement. Each request must state: (1) the name and address
6 of the person who made the payment; (2) the amount of the
7 cash contribution; (3) the reasons for which a refund is
8 being requested; and (4) evidence that the contribution was
9 made under protest at the time of payment. The municipality
10 may institute procedures to facilitate consideration of
11 refund requests and must require strict compliance with the
12 requirements of this Section. Failure to file a request
13 within one year and to comply with the requirements of this
14 Section constitute grounds for denial of the request.

15 Section 99. Effective date. This Act takes effect on
16 January 1, 2004.