

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.