

1 AN ACT concerning schools.

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

4 Section 5. The School Code is amended by changing Section
5 17-6.1 as follows:

6 (105 ILCS 5/17-6.1) (from Ch. 122, par. 17-6.1)

7 Sec. 17-6.1. Educational purposes and operations, building
8 and maintenance purposes concurrent equal increase and
9 decrease in maximum authorized tax rate.

10 (a) The school board of any school district having a
11 population of less than 500,000 inhabitants may, by proper
12 resolution, cause to be submitted to the voters of the school
13 district at a regular scheduled election the proposition of
14 whether the maximum authorized annual tax rate for either
15 educational purposes or operations, building and maintenance
16 purposes may be increased with an equal corresponding tax rate
17 decrease being effected in the maximum authorized tax rate for
18 the other fund.

19 (b) The proposition shall be in substantially the following
20 form:

21 Shall the maximum authorized annual tax rate for
22 purposes of School District Number,
23 County, Illinois (commonly known as) be increased
24 from% to% and the maximum authorized annual tax
25 rate for purposes be decreased concurrently from
26% to%?

27 (c) The rate amount of the proposed tax rate decrease must
28 be the same as the rate amount of the proposed tax rate
29 increase. No maximum tax rate secured hereunder may exceed the
30 maximum rate specified for the particular fund in Section 17-3
31 and 17-5.

32 (d) The requirements of Section 17-3.4 shall not apply to

1 the proposition provided for in this Section.

2 (e) If at the election a majority of the votes cast on the
3 proposition is in favor thereof, the school board may
4 thereafter annually levy the taxes as authorized.

5 (f) If, at any election held prior to March 19, 2004, the
6 voters of a school district approved the proposition to
7 increase the educational purposes tax rate of the district and
8 the proposition to increase the rate set forth as the existing
9 maximum-authorized educational purposes tax rate of the
10 district the tax rate most recently extended for educational
11 purposes, then, for the purposes of this Code and the Property
12 Tax Code, the maximum-authorized educational purposes tax rate
13 of the district shall be calculated as follows:

14 (1) for the first tax year affected by the results of
15 the referendum, the district's tax rates shall be
16 calculated based upon the rates set forth in the
17 proposition; and

18 (2) for each tax year thereafter, the district's
19 maximum-authorized educational purposes tax rate approved
20 at the referendum shall be equal to the sum of the
21 district's maximum-authorized educational purposes tax
22 rate immediately preceding the referendum plus the
23 difference between the rates set forth in the proposition
24 submitted to the voters of the district at the referendum.

25 Within 10 days after the effective date of this amendatory
26 Act of the 93rd General Assembly, the school board of any
27 school district affected by this subsection (f) may,
28 notwithstanding the requirements of any other law to the
29 contrary, amend its certificate of tax levy for any year for
30 which its equalized assessed valuation has not yet been
31 certified by the county clerk. The amended certificate of tax
32 levy shall be filed with the county clerk within the 10-day
33 period after the effective date of this amendatory Act of the
34 93rd General Assembly.

35 (Source: P.A. 86-1318.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.