



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0327

Introduced 1/22/2007, by Rep. Chapin Rose

SYNOPSIS AS INTRODUCED:

60 ILCS 1/135-50

Amends the Township Code. Provides that a township or road district that is authorized to levy an annual tax for the purpose of controlling and maintaining cemeteries may increase the amount of that annual levy above the specified 0.10% limitation, but only if the increase is approved by referendum. Provides that a petition to initiate a referendum under that Section must be presented by 50 legal voters or 10% of the legal voters of the township or road district, whichever is less (now, 50 legal voters).

LRB095 05196 HLH 25269 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

1 AN ACT concerning local government.

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

4 Section 5. The Township Code is amended by changing Section
5 135-50 as follows:

6 (60 ILCS 1/135-50)

7 Sec. 135-50. Tax; petition and referendum.

8 (a) When 50 legal voters or 10% of the legal voters of each
9 township or road district, whichever is less, present a
10 petition to the board of managers asking that an annual tax be
11 levied for the control and maintenance of cemeteries under this
12 Article, the board shall certify the proposition to the proper
13 election officials, who shall submit the proposition to the
14 voters at an election in accordance with the general election
15 law. The proposition shall be in substantially the following
16 form: "For the levy of a tax to control and maintain
17 cemeteries" or "Against the levy of a tax to control and
18 maintain cemeteries".

19 (b) If a majority of all the votes cast in each township or
20 road district upon the proposition is for a levy of the tax,
21 the board of managers shall thereafter annually levy a tax,
22 upon all property taxable by the townships or road districts,
23 of not more than 0.10% of value, as equalized or assessed by

1 the Department of Revenue, in each township or road district.

2 (b-5) A township or road district that is authorized to
3 levy an annual tax under subsection (b) may increase the amount
4 of that annual levy above the limitation specified in
5 subsection (b), but only after submitting the proposition to
6 the voters for approval at an election in accordance with the
7 general election law.

8 (c) The tax shall be collected in the same manner as other
9 general taxes in the townships and road districts and, when
10 collected, shall be deposited into a separate fund known as the
11 Cemetery Fund.

12 (d) The tax shall be in addition to all other taxes that
13 the townships or road districts are authorized to levy and
14 collect.

15 (e) The limitations upon tax rates in subsection (b) are
16 subject to the provisions of the General Revenue Law of
17 Illinois.

18 (Source: P.A. 81-1489; 81-1509; 88-62.)