



Rep. Harry R. Ramey Jr.

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09500HB3086ham001

LRB095 06298 HLH 35078 a

1 AMENDMENT TO HOUSE BILL 3086

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3086 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by adding Section  
5 5-1009.5 as follows:

6 (55 ILCS 5/5-1009.5 new)

7 Sec. 5-1009.5. Tax for county farmland preservation  
8 easement purposes.

9 (a) Whenever a petition signed by 100 taxpayers residing in  
10 a county with a population of less than 1,000,000 is presented  
11 to that county board requesting the submission of a  
12 proposition, or if the county board adopts a resolution  
13 requesting the submission of a proposition, of whether or not  
14 an annual tax shall be levied at a rate not to exceed 0.05% of  
15 the value, as equalized or assessed by the Department of  
16 Revenue, on all taxable property in the county for the purpose

1 of creating and maintaining a fund for county farmland  
2 preservation easement purposes, that county board shall adopt a  
3 resolution for the submission of the proposition at the next  
4 regular election held in the county. The county board shall  
5 certify the resolution and the proposition to the proper  
6 election officials, who shall submit the proposition at an  
7 election in accordance with the general election law. The  
8 foregoing limitations upon tax rates may be increased or  
9 decreased under the referendum provisions of the General  
10 Revenue Law of Illinois.

11 (b) Upon the adoption of the resolution and the  
12 certification thereof to the county clerk of the county, the  
13 proposition shall be submitted at the next regular election  
14 held in the county.

15 The proposition shall be in substantially the following  
16 form:

17 Shall an annual tax of not to exceed 0.05% be levied in  
18 ..... County for county farmland preservation easement  
19 purposes in the county?

20 Votes shall be recorded as "yes" or "no".

21 If a majority of the legal voters of the county voting on  
22 the proposition vote in favor thereof, the proposition shall be  
23 deemed adopted.

24 (c) Upon the adoption of the proposition in accordance with  
25 subsection (b), the county board shall cause an annual tax of  
26 not to exceed 0.05% of value, as equalized or assessed by the

1 Department of Revenue, of all taxable property of the county to  
2 be levied upon all the taxable property in the county for  
3 county farmland preservation easement purposes. Any tax  
4 imposed under this Section shall be in addition to all other  
5 taxes authorized by law to be levied and collected in the  
6 county and shall be in addition to the maximum of taxes  
7 authorized by law for county purposes. The foregoing  
8 limitations upon tax rates may be increased or decreased  
9 according to the referendum provisions of the General Revenue  
10 Law of Illinois.

11 (d) The proceeds of the tax authorized under this Section  
12 shall be paid into a separate fund in the county treasury to be  
13 known as the county farmland preservation easement fund. That  
14 fund may be used by the county board for the purchase of  
15 easements to preserve farmland within the county. The fund  
16 shall be expended in the same manner and subject to the same  
17 requirements as other county expenditures.

18 (e) If a petition signed by 100 taxpayers residing in a  
19 county that has authorized a tax for county farmland  
20 preservation easement purposes under the provisions of this  
21 Section is presented to the county board of that county,  
22 requesting a proposition whether or not the tax for county  
23 farmland preservation easement purposes in such county shall be  
24 discontinued, the county board shall adopt a resolution  
25 providing for the submission of the proposition to the voters  
26 of the county at the next regular election held in accordance

1 with the general election law.

2 If a majority of the voters of the county voting upon the  
3 proposition are in favor thereof, then the proposition shall be  
4 deemed adopted and the tax shall be discontinued in the county.

5 In case any funds remain to the credit of the county farmland  
6 preservation easement fund after the tax has been discontinued,  
7 those remaining funds shall be paid into the general fund for  
8 county purposes in the county treasury. All previously executed  
9 farmland preservation easements shall be in effect until the  
10 termination of the easements as provided in each easement  
11 agreement."