



Rep. Harry R. Ramey Jr.

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09500HB3086ham002

LRB095 06298 HLH 35364 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; Kane County.

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

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

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

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

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

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

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

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

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

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

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

1 If a majority of the voters of the county voting upon the
2 proposition are in favor thereof, then the proposition shall be
3 deemed adopted and the tax shall be discontinued in the county.
4 In case any funds remain to the credit of the county farmland
5 preservation easement fund after the tax has been discontinued,
6 those remaining funds shall be paid into the general fund for
7 county purposes in the county treasury. All previously executed
8 farmland preservation easements shall be in effect until the
9 termination of the easements as provided in each easement
10 agreement."