



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1523

Introduced 2/20/2015, by Sen. Pat McGuire

SYNOPSIS AS INTRODUCED:

75 ILCS 10/8
75 ILCS 10/8.1

from Ch. 81, par. 118
from Ch. 81, par. 118.1

Amends the Illinois Library System Act. Provides that the definition of "area served" for the purposes of making and expending annual Library System grants means the area that lies within the geographic boundaries of the library system as approved by the State Librarian. Provides that grant funding awarded to a library system may also be expended for the provision of services to members of other library systems if such an expenditure is included in a library system's plan of service and approved by the State Librarian. Provides that if moneys appropriated for grants exceed or fail to meet the \$1.25 per capita amount for the population of the area served by a qualifying public library, the funding shall be increased or decreased pro rata so that qualifying public libraries receive the same amount in excess of or less than the \$1.25 per capita amount. Effective July 1, 2015.

LRB099 07469 AWJ 27591 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Illinois Library System Act is amended by
5 changing Sections 8 and 8.1 as follows:

6 (75 ILCS 10/8) (from Ch. 81, par. 118)

7 Sec. 8. State grants.

8 (a) There shall be a program of State grants within the
9 limitations of funds appropriated by the Illinois General
10 Assembly together with other funds made available by the
11 federal government or other sources for this purpose. This
12 program of State grants shall be administered by the State
13 Librarian in accordance with rules and regulations as provided
14 in Section 3 of this Act and shall include the following: (i)
15 annual equalization grants; (ii) Library System grants; (iii)
16 per capita grants to public libraries; and (iv) planning and
17 construction grants to public libraries and library systems.
18 Libraries, in order to be eligible for grants under this
19 Section, must be members of a library system.

20 (b) An annual equalization grant shall be made to all
21 public libraries for which the corporate authorities levy a tax
22 for library purposes at a rate not less than .13% of the value
23 of all the taxable property as equalized and assessed by the

1 Department of Revenue if the amount of tax revenue obtained
2 from a rate of .13% produces less than (i) \$4.25 per capita in
3 property tax revenue from property taxes for the 2006 taxable
4 year payable in 2007 and (ii) \$7.50 per capita in property tax
5 revenue from property taxes for the 2007 taxable year and
6 thereafter. In that case, the State Librarian is authorized to
7 make an equalization grant equivalent to the difference between
8 the amount obtained from a rate of .13% and an annual income of
9 \$4.25 per capita for grants made through Fiscal Year 2008, and
10 an annual income of \$7.50 per capita for grants made in Fiscal
11 Year 2009 and thereafter. If moneys appropriated for grants
12 under this Section are not sufficient, then the State Librarian
13 shall reduce the per capita amount of the grants so that the
14 qualifying public libraries receive the same amount per capita,
15 but in no event shall the grant be less than equivalent to the
16 difference between the amount of the tax revenue obtained from
17 the current levy and an annual income of \$4.25 per capita. If a
18 library receiving an equalization grant reduces its tax levy
19 below the amount levied at the time the original application is
20 approved, it shall be ineligible to receive further
21 equalization grants.

22 If a library is subject to the Property Tax Extension
23 Limitation Law in the Property Tax Code and its tax levy for
24 library purposes has been lowered to a rate of less than .13%,
25 the library will qualify for this grant if the library levied a
26 tax for library purposes that met the requirements for this

1 grant in the previous year and if the tax levied for library
2 purposes in the current year produces tax revenue for the
3 library that is an increase over the previous year's extension
4 of 5% or the percentage increase in the Consumer Price Index,
5 whichever is less, and the tax revenue produced by this levy is
6 less than (i) \$4.25 per capita in property tax revenue from
7 property taxes for the 2006 taxable year payable in 2007 and
8 (ii) \$7.50 per capita in property tax revenue from property
9 taxes for the 2007 taxable year and thereafter. In this case,
10 the State Librarian is authorized to make an equalization grant
11 equivalent to the difference between the amount of tax revenue
12 obtained from the current levy and an annual income of \$4.25
13 per capita for grants made through Fiscal Year 2008, and an
14 annual income of \$7.50 per capita for grants made in Fiscal
15 Year 2009 and thereafter. If moneys appropriated for grants
16 under this Section are not sufficient, then the State Librarian
17 shall reduce the per capita amount of the grants so that the
18 qualifying public libraries receive the same amount per capita,
19 but in no event shall the grant be less than equivalent to the
20 difference between the amount of the tax revenue obtained from
21 the current levy and an annual income of \$4.25 per capita. If a
22 library receiving an equalization grant reduces its tax levy
23 below the amount levied at the time the original application is
24 approved, it shall be ineligible to receive further
25 equalization grants.

26 (c) Annual Library System grants shall be made, upon

1 application, to each library system approved by the State
2 Librarian on the following basis:

3 (1) For library systems, the sum of \$1.46 per capita of
4 the population of the area served plus the sum of \$50.75
5 per square mile or fraction thereof of the area served
6 except as provided in paragraph (4) of this subsection.

7 (2) If the amounts appropriated for grants are
8 different from the amount provided for in paragraph (1) of
9 this subsection, the area and per capita funding shall be
10 proportionately reduced or increased accordingly.

11 (3) For library systems, additional funds may be
12 appropriated. The appropriation shall be distributed on
13 the same proportional per capita and per square mile basis
14 as provided in paragraphs (1) and (4) of this subsection.

15 (4) Per capita and area funding for a multitype library
16 system as defined in subparagraph (3) of the definition of
17 "library system" in Section 2 and a public library system
18 in cities with a population of 500,000 or more as defined
19 in subparagraph (2) of the definition of "library system"
20 in Section 2 shall be apportioned with 25% of the funding
21 granted to the multitype library system and 75% of the
22 funding granted to the public library system.

23 (d) The "area served" for the purposes of making and
24 expending annual Library System grants ~~this Act~~ means the area
25 that lies within the geographic boundaries of the library
26 system as approved by the State Librarian, except that grant

1 funding awarded to a library system may also be expended for
2 the provision of services to members of other library systems
3 if such an expenditure is included in a library system's plan
4 of service and is approved by the State Librarian. In
5 determining the population of the area served by the library
6 system, the Illinois State Library shall use the latest federal
7 census for the political subdivisions in the area served.

8 (e) In order to be eligible for a grant under this Section,
9 the corporate authorities, instead of a tax levy at a
10 particular rate, may provide an amount equivalent to the amount
11 produced by that levy.

12 (Source: P.A. 95-976, eff. 9-22-08.)

13 (75 ILCS 10/8.1) (from Ch. 81, par. 118.1)

14 Sec. 8.1. The State Librarian shall make grants annually
15 under this Section to all qualified public libraries in the
16 State from funds appropriated by the General Assembly. Such
17 grants shall be in the amount of up to \$1.25 per capita for the
18 population of the area served by the respective public library
19 and, in addition, the amount of up to \$0.19 per capita to
20 libraries serving populations over 500,000 under the Illinois
21 Major Urban Library Program. If the moneys appropriated for
22 grants under this Section fail to meet the \$1.25 per capita
23 amount above, the funding shall be decreased pro rata so that
24 qualifying public libraries receive the same amount per capita.
25 If the moneys appropriated for grants under this Section exceed

1 the \$1.25 per capita amount above, the funding shall be
2 increased pro rata so that qualifying public libraries receive
3 the same amount per capita ~~are not sufficient the State~~
4 ~~Librarian shall reduce the per capita amount of the grants so~~
5 ~~that the qualifying public libraries receive the same amount~~
6 ~~per capita.~~

7 To be eligible for grants under this Section, a public
8 library must:

9 (1) Provide, as determined by the State Librarian,
10 library services which either meet or show progress toward
11 meeting the Illinois library standards, as most recently
12 adopted by the Illinois Library Association.

13 (2) Be a public library for which is levied a tax for
14 library purposes at a rate not less than .13% or a county
15 library for which is levied a tax for library purposes at a
16 rate not less than .07%. If a library is subject to the
17 Property Tax Extension Limitation Law in the Property Tax
18 Code and its tax levy for library purposes has been lowered
19 to a rate of less than .13%, this requirement will be
20 waived if the library qualified for this grant in the
21 previous year and if the tax levied for library purposes in
22 the current year produces tax revenue for library purposes
23 that is an increase over the previous year's extension of
24 5% or the percentage increase in the Consumer Price Index,
25 whichever is less. Beginning in State Fiscal Year 2012 and
26 continuing through and including State Fiscal Year 2015,

1 the eligibility requirement in this subsection shall be
2 waived if a library's tax levy for library purposes has
3 been lowered to a rate of less than 0.13%, and the State
4 Librarian determines that the library (i) continues to meet
5 the requirements of item (1) of this Section and (ii)
6 received a grant under this Section in the previous fiscal
7 year.

8 Any other language in this Section to the contrary
9 notwithstanding, grants under this Section 8.1 shall be made
10 only upon application of the public library concerned, which
11 applications shall be entirely voluntary and within the sole
12 discretion of the public library concerned.

13 In order to be eligible for a grant under this Section, the
14 corporate authorities, in lieu of a tax levy at a particular
15 rate, may provide funds from other sources, an amount
16 equivalent to the amount to be produced by that levy.

17 (Source: P.A. 97-675, eff. 2-6-12.)

18 Section 99. Effective date. This Act takes effect July 1,
19 2015.