

IASBO Conference  
May 3, 2018  
Legislative Update  
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I. PTELL Bills

HB 336 permanent Tax Freeze, non-home rule units

McSweeney, Manley; Rules (3/31/17)

Beginning with the 2017 levy year, PTELL applies to all non-home rule taxing districts and the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters.

HB 358 permanent Tax Freeze, all taxing districts

McSweeney, Skillicorn, Manley; Rules (3/31/17)

Amends the Property Tax Code. Provides that, beginning with the 2017 levy year, PTELL applies to all taxing districts, including home rule units. Provides that, beginning with the 2017 levy year, the extension limitation under PTELL is 0% or the rate of increase approved by the voters. Preempts home rule.

HB 359 permanent Tax Freeze, all taxing districts

Batinik, Skillicorn, Parkhurst, Welch, Wehrli, Morrison and Manley; Rules (3/31/17)

Amends the Property Tax Code. Provides that, beginning with the 2017 levy year, PTELL applies to all taxing districts, including home rule units. Provides that, beginning with the 2017 levy year, the extension limitation under PTELL is 0% or the rate of increase approved by the voters. Preempts home rule.

HB 382 permanent Tax Freeze, non-home rule units

Yingling, Moylan, Costello, Mussman, Scherer, Stuart; Rules (3/31/17)

Amends the Property Tax Code. Provides that, beginning with the 2016 levy year, PTELL applies to all non-home rule taxing districts. Provides that, beginning with the 2016 levy year, the extension limitation under PTELL is 0% or the rate of increase approved by the voters.

## HB 419      Falling EAV

Wehrli, Costello, Manley; Rules (3/31/17)

Amends PTELL. Provides that if (i) the total equalized assessed value of all taxable property in the taxing district for the current levy year is less than the total equalized assessed value of all taxable property in the taxing district for the previous levy year, or (ii) the median equalized assessed value of all taxable property in the taxing district for the current levy year and the 2 levy years immediately preceding the current levy year is less than the median equalized assessed value of all taxable property in the taxing district for the 3 levy years immediately preceding that 3-year period, then the extension limitation is (a) 0% or (b) the rate of increase approved by voters (instead of the lesser of 5% or the percentage increase in the Consumer Price Index during the 12-month calendar year preceding the levy year or the rate of increase approved by the voters).

## HB 420      Falling EAV

Wehrli; Rules (3/31/17)

Amends PTELL. Provides that, if the total equalized assessed value of all taxable property in the taxing district for the current levy year (excluding new property, recovered tax increment value, and property that is annexed to or disconnected from the taxing district in the current levy year) is less than the total equalized assessed value of all taxable property in the taxing district for the previous levy year, then the extension limitation is (a) 0% or (b) the rate of increase approved by voters (instead of (a) the lesser of 5% or the percentage increase in the Consumer Price Index during the 12-month calendar year preceding the levy year or (b) the rate of increase approved by voters). Provides that a referendum to increase the extension limitation may not be conducted at a general primary or a consolidated primary election. Provides that certain supplemental information must be provided on the referendum ballot.

## HB 824      Falling EAV

Skillicorn; Rules (3/31/2017)

Amends PTELL. Provides that if (i) the total equalized assessed value of all taxable property in the taxing district for the current levy year is less than the total equalized assessed value of all taxable property in the taxing district for the previous levy year, or (ii) the median equalized assessed value of all taxable property in the taxing district for the current levy year and the 2 levy years immediately preceding the current levy year is less than the median equalized assessed value of all taxable property in the taxing district for the 3 levy years immediately preceding that 3-year period, then the extension limitation is (a) 0% or (b) the rate of increase approved by voters (instead of the lesser of 5% or the percentage increase in the Consumer Price Index during the 12-month calendar year preceding the levy year or the rate of increase approved by the voters).

HB 1768 Reducing Aggregate Extension, preempts home rule

McSweeney; Rules (3/31/17)

Amends the Property Tax Code. Provides that, beginning with the 2017 levy year, PTELL applies to all taxing districts, including home rule units. Provides that, for the 2017 levy year, for taxing districts other than school districts and community college districts, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2016 aggregate extension by 5%. Provides that, for the 2018 levy year, for taxing districts other than school districts and community college districts, the limiting rate under the Property Tax Extension Limitation Law shall be calculated by reducing the district's 2016 aggregate extension by 10%. Provides that, beginning with the 2017 levy year for school districts and community college districts, and beginning with the 2019 levy year for all other taxing districts, the extension limitation is 0%. Preempts home rule.

HB 2397 Reserves causing Tax Freeze

Crespo, Skillicorn; Rules (5/31/17)

Amends PTELL. Provides that, if, at the end of any levy year, a taxing district has reserves of 50% or more of its operating budget for that levy year, then, for the next levy year, "extension limitation" means 0% or the rate of increase approved by the voters. Preempts the power of home rule units to tax.

HB 2429 Maintenance of aggregate extension and limiting rate for 5 years

Skillicorn; Rules (3/31/17)

Amends PTELL. Provides that, if a taxing district's actual aggregate extension for any levy year is less than its maximum aggregate extension under that Law for that levy year, then, in any of the next 5 levy years, the district may provide that its maximum aggregate extension and limiting rate for any levy year occurring on or after the date the ordinance or resolution is passed shall be calculated as though the taxing district had used its entire maximum aggregate extension for the levy year in which its actual extension was reduced, subject to a public hearing. Effective immediately.

HB 2727 permanent Tax Freeze on all taxing districts

Skillicorn; Rules (3/31/2017)

Amends the Property Tax Code. Provides that, beginning with the 2017 levy year, PTELL applies to all taxing districts, including home rule units. Provides that, beginning with the 2017 levy year and until the first levy year to occur after a revenue neutral school funding formula is enacted, the extension limitation under PTELL is 0% or the rate of increase approved by the voters. Preempts home rule.

HB 3230      petition to impose PTELL

Phillips; Rules (3/31/17)

Amends PTELL. Provides that a resident of a county that is not subject to PTELL may file a petition for a referendum (currently, only the county board by resolution or ordinance) to the voters of the county on the question of whether to make all non-home rule taxing districts that have all or a portion of their equalized assessed valuation situated in the county subject to PTELL.

HB 4132      Maintenance of aggregate extension after abatement

Jesiel; Rules (10/24/17)

Amends PTELL. Provides that, if a taxing district grants a property tax abatement for a defined period of time measured in levy years, then, for the first levy year after the expiration of the abatement, the district's aggregate extension base shall be the taxing district's last preceding aggregate extension, subject to certain adjustments, plus the amount of the expired abatement for the previous levy year. Effective immediately.

HB 4668      exception from PTELL for tort and pensions

Cavaletto; Rules (2/7/18)

Amends PTELL. Provides that the term "aggregate extension" does not include special purpose extensions made on an annual basis under certain provisions of the Local Governmental and Governmental Employees Tort Immunity Act or special purpose extensions made under certain provisions of the Illinois Pension Code.

HB 4958      aggregate extension limit

McDermed, Jesiel; Rules (4/13/18)

Amends PTELL. Provides that, for levy years 2019 and later, for school districts, the "aggregate extension base" is the greater of (A) the district's last preceding aggregate extension limit or (B) the district's last preceding aggregate extension, subject to certain adjustments. Provides that the term "aggregate extension limit" means the district's last preceding aggregate extension if the taxing district had utilized the maximum limiting rate permitted without referendum for each of the 3 immediately preceding levy years. Effective immediately.

HB 4988      School District Extension Freeze for reserves over 50%

Crespo; Rules (4/13/18)

Amends the Property Tax Code. Creates the School District Extension Freeze Law. Provides that, if at the end of any levy year, a school district has reserves of 50% or more in its educational fund, then the school district's extension for educational purposes may not exceed its extension for the

previous levy year. Provides that, if the school district has reserves of 60% or more at the end of the immediately preceding levy year, then the district's extension for educational purposes shall be reduced by an amount equal to the difference between the district's educational reserve amount for the immediately preceding levy year and a reserve amount of 60% for that levy year. Effective July 1, 2019.

HB 4996      Freeze for reserves over 50%

Crespo; Rules (4/13/18)

Amends PTELL. Provides that, if, at the end of any levy year, a taxing district has reserves of 50% or more of its operating budget for that levy year, then, for the next levy year, "extension limitation" means 0% or the rate of increase approved by the voters. Preempts the power of home rule units to tax.

HB 4997      School District Extension Freeze for reserves over 50%

Crespo; Rules (4/13/18)

Amends the Property Tax Code. Creates the School District Extension Freeze Law. Provides that, if at the end of any levy year, a school district has reserves of 50% or more of its operating budget, then the school district's extension for all purposes may not exceed its extension for the previous levy year. Provides that, if the school district has reserves of 60% or more at the end of the immediately preceding levy year, then the district's extension shall be reduced by an amount equal to the difference between the district's reserve amount for the immediately preceding levy year and a reserve amount of 60% for that levy year. Effective July 1, 2019.

HB 5731      2 year tax freeze, exempts bond levies and pension levies

Wehrli; Rules (4/13/18)

Amends the Property Tax Code. Provides that, for levy years 2018 through 2021, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units. Provides that, for levy years 2018 through 2021, the extension limitation under PTELL is 0% or the rate of increase approved by the voters. Provides that, for taxing districts that became subject to PTELL as a result of the amendatory Act, "aggregate extension" does not include special purpose extensions made for the payment of principal and interest on bonds or other evidences of indebtedness issued by the taxing district prior to the effective date of the amendatory Act. Provides that taxing districts may provide for the continuation of the amendatory Act for up to 4 years upon referendum approval. Provides that the voters of the taxing district may require a reduction in the taxing district's aggregate extension base by referendum. Preempts home rule.

SB 478            2 year tax freeze, does not include Chicago and certain school districts

Cullerton; Assignments (8/4/17)

Amends PTELL. Provides that, for levy years 2017 and 2018, the term "taxing district" includes all taxing districts in the State, other than the City of Chicago and certain school districts that are granted a financial hardship exemption. Provides that, for levy years 2017 and 2018, the extension limitation is 0% or the rate of increase approved by the voters. Provides that, for levy years 2017 and 2018, only special purpose extension (i) made for the payment of principal and interest on bonds or other evidences of indebtedness issued by the taxing district or (ii) made for contributions to a pension fund are exempt from taxing districts' aggregate extensions. Preempts home rule. Amends the School Code. Makes changes concerning contracts between a school board and a third party. Requires the State Board of Education to review and analyze cost projection information for those contracts. Imposes a moratorium on third-party contracts for non-instructional services while the State Board is preparing the report. Provides that school districts need not comply with and may discharge any mandate or requirement placed on school districts by the Code or by administrative rules adopted by the State Board of Education that is unfunded; with exceptions. Makes changes concerning driver education and physical education.

SB 484            2 year tax freeze

Cullerton; lost in House 6/28/17

Amends PTELL. Provides that, for levy years 2017 and 2018, the term "taxing district" includes all school districts in the State, other than certain school districts that are granted a financial hardship exemption. Provides that, for levy years 2017 and 2018, the extension limitation is 0% or the rate of increase approved by the voters. Provides that, for levy years 2017 and 2018, only special purpose extensions (i) made for the payment of principal and interest on bonds or other evidences of indebtedness issued by the taxing district or (ii) made for contributions to a pension fund are exempt from taxing districts' aggregate extensions. Effective immediately.

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Replaces everything after the enacting clause. Reinserts the provisions of the engrossed bill with changes. Provides that the changes to PTELL apply for levy years 2017 through 2020 (instead of levy years 2017 and 2018). Provides that the definition of "taxing district" in PTELL means each taxing district in the State, and includes home rule units, but does not include Cook County, the City of Chicago, or qualified school districts that were not subject to the Law in the 2016 levy year. Provides that, for levy years 2017 through 2020, special purpose extensions (i) made for the payment of principal and interest on bonds or other evidences of indebtedness issued by the taxing district, including building commission leases, or (ii) made for contributions to a pension fund created under the Illinois Pension Code are excluded from the district's aggregate extension. Preempts home rule powers. Further amends the Property Tax Code. Creates an assessment freeze homestead exemption for persons receiving federal Supplemental Security Income. Provides that the maximum amount of the senior citizens homestead exemption shall be \$6,000 (currently, \$5,000). Provides that the maximum amount of the general homestead exemption is \$8,000 in all

counties (currently, \$7,000 in counties with 3,000,000 or more inhabitants and \$6,000 in all other counties). Provides that the standard homestead exemption for veterans with disabilities also applies to veterans who are 75 years of age or older, makes changes concerning the minimum level of disability and the definition of "surviving spouse", and provides that the exemption shall be prorated. Creates a statewide long-time occupant homestead exemption. Amends the Senior Citizens Real Estate Tax Deferral Act. Provides that, for the 2017 assessment year and thereafter, the total amount of the deferral under the Act shall not exceed \$6,000 (currently, \$5,000) per taxpayer in each tax year. Effective immediately.

SB 851          2 year tax freeze on capped districts, voters may impose tax freeze, bond and pension levies exempted

Cullerton; Mussman, Yingling, Zalewski, Moylan, Halpin, Chapa LaVia, Finnie, Costello, Scherer, Ford, Carroll, Tabares, Flowers, Skillicorn; passed Senate 5/3/17, passed House 11/8/17, on concurrence in Senate, assigned to Assignments 12/10/17

For taxing districts subject to PTELL with a majority of EAV in Cook, Lake, McHenry, Kane, DuPage or Will Counties (excluding "qualified school districts"), extension limitation for 2017 and 2018 levy years is 0% or rate increase approved by voters.

County Boards (other than Cook, Lake, McHenry, Kane, DuPage or Will) are authorized to submit to the voters at the November 2018 election the question of whether all taxing districts with a majority of EAV in that county (including home rule units but excluding qualified school districts) shall be subject to PTELL and an extension limitation of 0% for 2018 and 2019.

For levy years 2018 and 2019, for newly tax-capped districts subject to a 0% extension limitation, taxes levied for bonds and for contributions to a pension fund are NOT included in the cap.

Qualified School Districts are districts that have been designated by ISBE as on financial watch status or financial early warning status (with a financial hardship exception).

SB 935          permanent Tax Freeze

Connelly; Assignments (3/17/17)

Amends the Property Tax Code. Provides that, beginning with the 2017 levy year, PTELL applies to all taxing districts, including home rule units. Provides that, beginning with the 2017 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Preempts home rule.

SB 2206          permanent Tax Freeze on schools

McCarter; Assignments (4/27/17)

Amends PTELL. Provides that, for the 2017 levy year and thereafter, for certain school districts, "extension limitation" means 0% or the rate of increase approved by the voters. Provides that all school districts in the State are subject to the Property Tax Extension Limitation Law. Provides that qualified school districts may be granted an exemption from the amendatory Act by an affirmative vote of the State Board of Education. Sets forth the qualifications for those school districts.

SB 2910      2 year Tax Freeze

Silverstein; Assignments (4/27/18)

Amends the Property Tax Code. Provides that, for the 2018 through 2021 levy years, PTELL applies to all non-home rule taxing districts. Provides that, for the 2018 through 2021 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

## II      Other Bond Related Legislation

HB 442      Website posting requirements

Ives; Rules (3/31/17)

Amends the Open Meetings Act. Requires a unit of local government or school district with an operating budget of \$1 million or more to maintain an Internet website and post to that website, for the current calendar or fiscal year, the following information: (1) information about elected and appointed officials; (2) notice of and materials prepared for meetings; (3) procedures for requesting information from the unit of local government or school district; (4) annual budget; (5) ordinances; (6) procedures to apply for building permits and zoning variances; (7) financial reports and audits; (8) information concerning employee compensation; (9) contracts with lobbying firms; (10) taxes and fees imposed by the unit of local government or school district; (11) rules governing the award of contracts; (12) bids and contracts worth \$25,000 or more; (13) a debt disclosure report; and (14) public notices. Provides that any citizen who is a resident of the unit of local government or school district may bring a mandamus or injunction action to compel the unit of local government or school district to comply with the Internet posting requirements. Limits home rule powers. Amends the State Mandates Act to require implementation without reimbursement. Amends the Freedom of Information Act. Provides for a statutory exemption for any electronic copy of a record or information maintained on specified websites. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois to make conforming changes. Effective immediately.



HB 459 Ives Debt Control Act Version 1

Ives; lost in House 4/27/17

Creates the School District Debt Control and Taxpayer Protection Act. Provides that a school district may not refinance debt past the repayment period of the debt when issued, may not issue debt to be serviced over a period of greater than 20 years, and may not issue capital appreciation bonds. Provides that school districts may not be indebted in an amount greater than that indicated in the Act and if a school district does exceed the debt limitation, then the school district may not incur any new debt until the school district's debt is lower than the debt limitation.

HB 773 Stop 17-2A transfers

Skillicorn; Rules (3/31/17)

Amends the School Code. Provides that authority granted to school boards to transfer certain funds, extended by Public Act 99-713, ends after the effective date of the amendatory Act (Section 17-2A transfers)

HB 782 Notice on website instead of publication

Sosnowski; Rules (3/31/17)

Amends the Notice by Publication Act. Provides that whenever a governmental unit, community college district, or school district is required to provide notice by publication in a newspaper by law, order of court, or contract, the governmental unit may publish the notice on an official government website instead of in a newspaper. Provides conditions concerning the availability and format of the notice webpage. Repeals a Section concerning the placement of published notices on a statewide website and makes corresponding changes throughout the Act and in the Newspaper Legal Notice Act.

HB 3323 Website posting requirements

Ives, Yingling, Sosnowski, Fortner, Halbrook, Morrison, Spain, Long, Sauer, Breen, Mayfield; Rules (3/31/17)

Amends the Open Meetings Act. Requires a unit of local government or school district with an operating budget of \$1 million or more to maintain an Internet website and post to that website, for the current calendar or fiscal year, the following information: (1) information about elected and appointed officials; (2) notice of and materials prepared for meetings; (3) procedures for requesting information from the unit of local government or school district; (4) annual budget; (5) ordinances; (6) procedures to apply for building permits and zoning variances; (7) financial reports and audits; (8) information concerning employee compensation; (9) contracts with lobbying firms; (10) taxes and fees imposed by the unit of local government or school district; (11) rules governing the award of contracts; (12) bids and contracts worth \$25,000 or more; (13) a debt disclosure report; and (14) public notices. Provides that any citizen who is a resident of the unit of local government or school

district may bring a mandamus or injunction action to compel the unit of local government or school district to comply with the Internet posting requirements. Limits home rule powers. Amends the State Mandates Act to require implementation without reimbursement. Amends the Freedom of Information Act. Provides that a public body may satisfy its obligation to produce a copy of a public record that is published on the public body's website by providing the requester an accessible link that results in direct access to the requested record in the format in which it is maintained. Provides that Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois to make conforming changes. Effective immediately.

HB 3378 Interested Board Member

Lang; Rules (4/28/17)

Amends the School Code. In provisions concerning interest of board members in contracts, sets forth additional exemptions from the provisions if the board member maintains less than a 1% share in the ownership of the company with which the school district is attempting to contract and the board member discloses and recuses himself or herself from the deliberations. Sets forth provisions concerning when a board member shall be deemed interested.

HB 4042 Limit on total tax levy to 4%

Batinik, Skillicorn, Jesiel, Reick, McDermed; Rules (5/3/17)

Amends the School Code. Provides that, excluding any capital improvement tax, the aggregate tax rate levied annually by a school district shall not exceed 4%. Provides that school districts remain subject to (i) particular maximum tax rates set forth under the Code and (ii) the district's limiting rate under PTELL, if applicable. Requires the State to appropriate and the State Board of Education to distribute to each school district funds sufficient to cover the revenue that the district would have received but for the reduction in its tax rate.

HB 4094 Withhold funding for bad assessments

Ives; Rules (10/12/17)

Amends the School Code. Requires the State Board of Education to withhold a school district's evidence-based funding for any given school year in which the chief county assessment officer for any portion of the district intentionally fails to properly and accurately prepare assessments under the Property Tax Code for property within the district for the preceding levy year until such time as the State Board determines that such assessments have been correctly prepared.

HB 4119      Require Referendum for Refunding Bonds

Wheeler; Rules (10/17/17)

Amends the School Code. Removes a provision allowing the corporate authorities of a school district to issue refunding bonds without submitting the question to the electors of the school district for approval. Instead, sets forth provisions requiring elector approval before issuance.

HB 4298      Publish on website instead of newspaper

Sosnowski; Rules (4/13/18)

Amends the Notice by Publication Act. Provides that if a governmental unit, community college district, or school district is required to provide notice by publication in a newspaper by law, order of court, or contract, the governmental unit may publish the notice on an official government website instead of in a newspaper. Provides conditions concerning the availability and format of the notice webpage. Repeals a Section concerning the placement of published notices on a statewide website and makes corresponding changes throughout the Act and in the Newspaper Legal Notice Act.

HB 4583      Notice of Special Meetings and Agenda Posting Requirements

Halbrook, McSweeney, Wehrli, McDermed, Batinick, Sauer, Ives, Wheeler, Bellock; passed House 4/25/1018

Amends the Open Meetings Act. Provides that certain notice provisions that currently apply to regular meetings of a public body shall also apply to special meetings of a public body. Requires a public body that has a website maintained by a full-time staff to post the agenda and notice of meetings for both the governing body and all subsidiary bodies of the public body. Removes a provision stating that the failure of a public body to post on its website notice of any meeting or the agenda of any meeting shall not invalidate any meeting or any actions taken at a meeting. Requires a public body that has a website to post the minutes of a regular, special, or emergency meeting of its governing body (currently, only regular meeting). Allows a court to declare null and void any final action taken at a meeting in violation of the Act, regardless of whether or not the meeting was a closed meeting. Provides that a court shall (rather than may) assess against any party, except a State's Attorney, reasonable attorney's fees and other litigation costs reasonably incurred by any other party who substantially prevails in any action brought under specified provisions of the Act.

House Floor Amendment Number 1

Reinserts a stricken provision stating that the failure of a public body to post on its website notice of any meeting or the agenda of any meeting shall not invalidate any meeting or any actions taken at a meeting, and provides that such provision shall apply unless the failure to post notice was the result of bad faith on the part of the public body. Adds a provision requiring a court to consider

the degree to which the relief obtained relates to the relief sought when determining reasonable attorney's fees.

HB 4838 Website posting requirements

Ives; Rules (4/13/18)

Amends the Open Meetings Act. Requires a unit of local government or school district with an operating budget of \$1 million or more to maintain an Internet website and post to that website, for the current calendar or fiscal year, the following information: (1) information about elected and appointed officials; (2) notice of and materials prepared for meetings; (3) procedures for requesting information from the unit of local government or school district; (4) annual budget; (5) ordinances; (6) procedures to apply for building permits and zoning variances; (7) financial reports and audits; (8) information concerning employee compensation; (9) contracts with lobbying firms; (10) taxes and fees imposed by the unit of local government or school district; (11) rules governing the award of contracts; (12) bids and contracts worth \$25,000 or more; (13) a debt disclosure report; and (14) public notices. Provides that any citizen who is a resident of the unit of local government or school district may bring a mandamus or injunction action to compel the unit of local government or school district to comply with the Internet posting requirements. Limits home rule powers. Amends the State Mandates Act to require implementation without reimbursement. Amends the Freedom of Information Act. Provides for a statutory exemption for any electronic copy of a record or information maintained on specified websites. Amends the Department of Central Management Services Law of the Civil Administrative Code of Illinois to make conforming changes.

HB 5798 Dissolve Local Government by Voters

Batinik, Olsen; Rules (2/16/18)

Creates the Citizens Empowerment Act. Provides that registered voters may petition for a referendum at the next general election to dissolve a unit of local government. Sets forth requirements for the petition, the ballot referendum, and the public hearing. Provides for the transfer of property, assets, obligations, and liabilities of the dissolving unit of local government to the receiving unit of local government. Limits when a special district may dissolve into another unit of local government. Defines terms. Amends the Election Code making conforming changes. Amends the PTELL. Provides that for levy years 2018 through 2022, whenever a petition is presented to the governing body of a taxing district requesting that (i) the taxing district's aggregate extension be increased by not more than 10% of its aggregate extension for the previous levy year or (ii) the taxing district's aggregate extension be decreased by not more than 10% of its aggregate extension for the previous levy year, that governing body shall cause the proposition to be certified to the proper election officials who shall submit the proposition to the voters at the next appropriate election in accordance with the general election law. Provides for petition, notice, and public hearings relating to the proposed increase or decrease. Provides that for levy years 2018 through 2022 only, no property tax referenda initiated by a taxing district to increase the taxing district's property taxes may occur. Makes conforming changes.

## HB 5572 Ives Debt Control Act Version 2

Ives; lost House 4/27/18

Creates the School District Debt Control and Taxpayer Protection Act. Provides that a school district may not refinance debt past the repayment period of the debt when issued, may not issue debt to be serviced over a period of greater than 20 years, and may not issue capital appreciation bonds. Sets forth provisions calculating and establishing a debt limit and prohibiting new debt. Requires specified bond referendum and bond issuance information to be provided.

## III Property Tax Exemptions

## A. Senior Freeze and Homestead Exemptions

HB 277

HB 289

HB 381

HB 414

HB 431

HB 681

HB 779

HB 1765

HB 2362

HB 2554

HB 2563

HB 2597

HB 2728

HB 2837

HB 2888

HB 2894

HB 3144

HB 3149

HB 3246

HB 3296

HB 3624

HB 3652

HB 3757

HB 4325

HB 4992

HB 5280

HB 5732

HB 5787

SB 473

SB 1979

SB 2305

B. Veterans and Disabled Veterans Exemptions

HB 360  
HB 1789  
HB 2471  
HB 2666  
HB 3195  
HB 3501  
HB 3798  
HB 3850  
HB 4161  
HB 4320  
HB 4723  
HB 5154  
HB 5566  
SB 87  
SB 605  
SB 871  
SB 872  
SB 1437  
SB 2306  
SB 2431  
SB 2873

C. General Homestead and Other

HB 430  
HB 779  
HB 822 (natural disaster)  
HB 1778 (retention basin)  
HB 2355  
HB 2428  
HB 2609 (low income)  
HB 2900 (expands exemptions)  
HB 3079  
HB 3127 (drainage-forest-conservation districts)  
HB 3671 (first time buyer)  
HB 3702 (disability)

#### IV TIF Bills

HB 2964 Dissolved Area 15 year waiting period

Nekritz; Rules (4/28/17)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that when a redevelopment project area has been dissolved, completed, or terminated under the Act, property within that redevelopment project area may not become part of another redevelopment project area for 15 years after the date the former redevelopment project area dissolved, completed, or terminated.

HB 3674 State Aid

Sosnowski; Rules (3/31/17)

Amends the State aid formula provisions of the School Code. With respect to the equalized assessed valuation used to calculate a school district's available local resources, removes provisions concerning school districts that contain a redevelopment project area in respect to which a municipality has adopted tax increment allocation financing.

HB 3720 Surplus tax revenues for public school purposes

Harper, Aquino; passed Senate 4/27/17, House Assignments (8/4/17)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that surplus tax revenues may be used to pay for costs of special education, social services, and other costs of a public school district. Provides that for municipalities with a population of over 1,000,000, redevelopment project costs include public school district qualified workers, costs of providing special educational facilities and services, school psychological services, and school social work services, and any surplus balance in the special tax allocation fund at the end of the fiscal year shall be used for these workers, facilities, and services. Removes provisions allowing anticipated redevelopment project costs to be deemed surplus funds.

HB 4800 Surplus tax revenues for public school purposes

Harper; Property Tax Subcommittee (4/23/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that surplus tax revenues may be used to pay for costs of special education, social services, and other costs of a public school district. Provides that for municipalities with a population of over 1,000,000, redevelopment project costs include public school district qualified workers, costs of providing special educational facilities and services, school psychological services, and school social work services, and any surplus balance in the special tax allocation fund at the end of the fiscal year shall be used for these workers, facilities, and services. Removes provisions allowing anticipated redevelopment project costs to be deemed surplus funds.

HB 5230      Blight and Utilize Revenue

Davis; Rules (2/16/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that for redevelopment project areas created on and after the effective date of the amendatory Act, "blighted areas" must have a household median income of 100% or less of the area median income, as defined by the U.S. Department of Housing and Urban Development, in addition to the other requirements for "blighted areas". Provides that on or after January 1, 2019, tax increment revenues may be utilized for jointly undertaken and performed redevelopment projects only in an amount equal to the percentage of eligible costs undertaken within the redevelopment project area that received the revenue. Provides that tax increment revenues received in one redevelopment project area may not be used for eligible costs in another redevelopment project area on or after January 1, 2019 and tax increment revenues may not be transferred to another redevelopment project area on or after January 1, 2019. Provides that if there are any contracts or agreements in force on the effective date of the amendatory Act, tax increment revenues may continue to be used or transferred to another redevelopment project area or utilized for jointly undertaken and performed redevelopment projects after January 1, 2019 only to the extent necessary to comply with the contract or agreement.

HB 5581      TIF—School District Approval

Pritchard; Rules (4/13/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that after July 1, 2018, a municipality may not adopt or amend a redevelopment plan or extend the life of a redevelopment project area unless each school district and community college district with territory inside the proposed redevelopment project area agrees to be subject to the redevelopment plan by a resolution adopted by a majority of each board. Provides that if a municipality adopts or amends a redevelopment plan or extends the life of a redevelopment project area in without each school district or community college district adopting a resolution agreeing to the change, the portion of ad valorem taxes arising from the levies upon taxable real property in the redevelopment project area attributable to each school district or community college district that did not adopt the resolution may not be taken or used for any purpose under the Tax Increment Allocation Redevelopment Act.

SB 2315      Redevelopment Project Area 20% limitation

Morrison; Assignments (4/27/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that for a redevelopment project area designated after the effective date of the amendatory Act, the redevelopment project area shall not contain more than 20% of the area of a previous redevelopment project area that has been completed in the 10 years prior to the adoption of the ordinance designating the new redevelopment project area.



## SB 2880      Blighted Area household income

Curran; Assignments (4/27/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that for redevelopment project areas created on and after the effective date of the amendatory Act, "blighted areas" must have a household median income of 100% or less of the area median income, as defined by the U.S. Department of Housing and Urban Development, in addition to the other requirements for "blighted areas". Provides that on or after January 1, 2019, tax increment revenues may be utilized for jointly undertaken and performed redevelopment projects only in an amount equal to the percentage of eligible costs undertaken within the redevelopment project area that received the revenue. Provides that tax increment revenues received in one redevelopment project area may not be used for eligible costs in another redevelopment project area on or after January 1, 2019 and tax increment revenues may not be transferred to another redevelopment project area on or after January 1, 2019. Provides that if there are any contracts or agreements in force on the effective date of the amendatory Act, tax increment revenues may continue to be used or transferred to another redevelopment project area or utilized for jointly undertaken and performed redevelopment projects after January 1, 2019 only to the extent necessary to comply with the contract or agreement.

## SB 2946      Redevelopment Project Area 15 year waiting period

Link; Revenue (2/21/18)

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that when a redevelopment project area has been dissolved, completed, or terminated under the Act, property within that redevelopment project area may not become part of another redevelopment project area for 15 years after the date the former redevelopment project area dissolved, completed, or terminated.

## V      Freedom of Information Act Bills

## HB 290      Internet Postings

Olsen, Manley; Rules (3/31/17)

Amends the Local Records Act. Requires any unit of local government serving a population of 5,000 or more and any school district with an enrollment of 500 or more students to maintain an Internet website and post to that website, for the current calendar or fiscal year, as the case may be, certain information. Provides that any citizen who is a resident of the unit of local government or school district may bring a mandamus or injunction action to compel the unit of local government or school district to comply with the Internet posting requirements. Provides that records posted pursuant to this amendatory Act shall remain posted on the entity's website, or subsequent websites, in perpetuity. Limits home rule powers. Amends the State Mandates Act to

require implementation without reimbursement. Contains a severability clause. Amends the Freedom of Information Act. Provides that a public body is not required to copy and make available for public inspection a public record that is published on the public body's website if the public body's Freedom of Information officer certifies that the online record is a true and accurate copy of the original record maintained by the public body. Provides that the Freedom of Information officer shall notify the person requesting the public record that it is available online. Provides that if the person requesting the public record is unable to access the record online, the public body is then required to copy and make available the public record.

#### HB 447 Labor Agreement Hearings

Ives; Rules (3/31/17)

Amends the Illinois Public Labor Relations Act and the Illinois Educational Labor Relations Act. Provides that, once an agreement is reached between a public or educational employer and its employees regarding all of the terms of a collective bargaining agreement, the agreement shall be reduced to writing and published on the website of the public or educational employer. Requires the public or educational employer, not less than 14 days after publishing such an agreement, to hold an open public meeting on the ratification of that agreement. Provides that any contract between a public employer and an employee where the total compensation exceeds \$150,000 shall be published on the employer's website for a period of not less than 14 days prior to being signed by both the employer and the employee. Requires the public employer to hold an open public meeting on the contract in addition to posting it for 14 days if that contract is subject to board approval. Makes conforming changes in the Open Meetings Act and the Freedom of Information Act.

#### HB 2706 FOIA Records of Public Body

Wehrli; Rules (3/31/17)

Amends the Freedom of Information Act. Provides that provisions allowing the withholding of specified information apply to all public bodies, regardless of whether the public body meets certain criteria. Exempts from disclosure records in the possession of any public body (instead of records in the possession of any public body "created in the course of administrative enforcement proceedings, and any law enforcement or correctional agency for law enforcement purposes"), but only to the extent that disclosure would interfere with law enforcement in one of several enumerated ways. Effective immediately.

#### HB 3242

Winger; Rules (4/28/17)

Amends the Freedom of Information Act. Provides that except as otherwise provided in the Act, the public body shall apply the Act in a uniform manner, regardless of who requests to inspect or

copy a public record. Provides that all fees charged by a public body shall be according to a fee schedule that is part of a public record of the body.

HB 4003      FOIA—Commercial Purpose—Limit

Fine; Rules (3/7/17)

Amends the Freedom of Information Act. Provides that a public body may deny a request if: (1) the request is made for a commercial purpose; (2) the request is made by the same person for the same records previously provided; and (3) the request is made less than 6 months after the previous request. Effective immediately.

HB 4841      Labor Agreement Hearings

Ives; Rules (4/13/18)

Amends the Illinois Public Labor Relations Act and the Illinois Educational Labor Relations Act. Provides that, once an agreement is reached between a public or educational employer and its employees regarding all of the terms of a collective bargaining agreement, the agreement shall be reduced to writing and published on the website of the public or educational employer. Requires the public or educational employer, not less than 14 days after publishing such an agreement, to hold an open public meeting on the ratification of that agreement. Provides that any contract between a public employer and an employee where the total compensation exceeds \$150,000 shall be published on the employer's website for a period of not less than 14 days prior to being signed by both the employer and the employee. Requires the public employer to hold an open public meeting on the contract in addition to posting it for 14 days if that contract is subject to board approval. Makes conforming changes in the Open Meetings Act and the Freedom of Information Act.

HB 5742      FOIA—Penalties—Records

Drury; Rules (4/13/18)

Amends the Freedom of Information Act. Changes the definition of "recurrent requester" to exclude requests made by members of the General Assembly and requests made to access and disseminate information pertaining to public policy and the administration of State government. Exempts from disclosure under the Act certain records in which opinions of a public body or its agents are expressed. Provides that the exemption does not apply if the records were produced in connection with the preparation of a report that is required to be publicly produced by an agency of the executive branch. Provides that the public body shall include with each denial of a request for public records an index that includes specified information. Provides that except in the case of a recurrent requester, a public body denying a request for public records shall place in an interest-bearing escrow account or other segregated account of the public body the sum of \$7,500 for each request denied. Provides that the deposited funds shall remain in the account for a period of 60 days after the date of the public body's final denial of a request, or, if a requester has sought review of the denial or challenged the denial in court, until the review process has been completed or a

final order has been entered. Provides that if a determination is made that the public body improperly denied a request to inspect or copy a public record, the deposited funds shall be awarded to the requester in addition to or as part of any other award. Makes other changes.

SB 1308      Labor Agreement Hearings

Connelly; Assignments (4/13/18)

Amends the Illinois Public Labor Relations Act and the Illinois Educational Labor Relations Act. Provides that, once an agreement is reached between a public or educational employer and its employees regarding all of the terms of a collective bargaining agreement, the agreement shall be reduced to writing and published on the website of the public or educational employer. Requires the public or educational employer, not less than 14 days after publishing such an agreement, to hold an open public meeting on the ratification of that agreement. Provides that any contract between a public employer and an employee where the total compensation exceeds \$150,000 shall be published on the employer's website for a period of not less than 14 days prior to being signed by both the employer and the employee. Requires the public employer to hold an open public meeting on the contract in addition to posting it for 14 days if that contract is subject to board approval. Makes conforming changes in the Open Meetings Act and the Freedom of Information Act.

SB 1977      FOIA Public Record definition

Haine; Assignments (3/17/17)

Amends the Freedom of Information Act. Provides that all records of (instead of "in the custody or possession of") a public body are presumed to be open to inspection or copying. Changes the definition of "public records" by removing the inclusion of material having been or being used by, received by, in the possession of, or under the control of any public body.