

1 AMENDMENT TO HOUSE BILL 5384

2 AMENDMENT NO. _____. Amend House Bill 5384 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Veterans Affairs Act is
5 amended by adding Section 2e as follows:

6 (20 ILCS 2805/2e new)

7 Sec. 2e. The World War II Illinois Veterans Memorial
8 Fund. There is created in the State treasury the World War
9 II Illinois Veterans Memorial Fund. The Department must make
10 grants from the Fund for the construction of a World War II
11 Illinois Veterans Memorial in Springfield, Illinois.

12 Section 10. The Illinois Income Tax Act is amended by
13 changing Sections 509 and 510 and by adding Section 507X as
14 follows:

15 (35 ILCS 5/507X new)

16 Sec. 507X. World War II Illinois Veterans Memorial Fund
17 checkoff. Beginning with taxable years ending on or after
18 December 31, 2002, the Department shall print on its standard
19 individual income tax form a provision indicating that if the
20 taxpayer wishes to contribute to the World War II Illinois

1 Veterans Memorial Fund, as authorized by this amendatory Act
2 of the 92nd General Assembly, he or she may do so by stating
3 the amount of the contribution (not less than \$1) on the
4 return and that the contribution will reduce the taxpayer's
5 refund or increase the amount of payment to accompany the
6 return. Failure to remit any amount of increased payment
7 shall reduce the contribution accordingly. This Section
8 shall not apply to any amended return.

9 The Department shall clearly state in its instructions to
10 taxpayers and shall make it clear on the tax return form
11 itself that money donated to the World War II Illinois
12 Veterans Memorial Fund will go to fund a World War II
13 memorial to Illinois Veterans located in Springfield,
14 Illinois and will not go to the World War II Memorial Fund
15 created to fund a national World War II memorial in
16 Washington, D.C.

17 (35 ILCS 5/509) (from Ch. 120, par. 5-509)

18 (Text of Section before amendment by P.A. 92-84)

19 Sec. 509. Tax checkoff explanations. All individual
20 income tax return forms shall contain appropriate
21 explanations and spaces to enable the taxpayers to designate
22 contributions to the Child Abuse Prevention Fund, to the
23 Community Health Center Care Fund, to the Illinois Wildlife
24 Preservation Fund as required by the Illinois Non-Game
25 Wildlife Protection Act, to the Alzheimer's Disease Research
26 Fund as required by the Alzheimer's Disease Research Act, to
27 the Assistance to the Homeless Fund as required by this Act,
28 to the Heritage Preservation Fund as required by the Heritage
29 Preservation Act, to the Child Care Expansion Program Fund as
30 required by the Child Care Expansion Program Act, to the Ryan
31 White AIDS Victims Assistance Fund, to the Assistive
32 Technology for Persons with Disabilities Fund, to the
33 Domestic Violence Shelter and Service Fund, to the United

1 States Olympians Assistance Fund, to the Youth Drug Abuse
2 Prevention Fund, to the Persian Gulf Conflict Veterans Fund,
3 to the Literacy Advancement Fund, to the Ryan White Pediatric
4 and Adult AIDS Fund, to the Illinois Special Olympics
5 Checkoff Fund, to the Penny Severns Breast and Cervical
6 Cancer Research Fund, to the Korean War Memorial Fund, to the
7 Heart Disease Treatment and Prevention Fund, to the
8 Hemophilia Treatment Fund, to the Mental Health Research
9 Fund, to the Children's Cancer Fund, to the American Diabetes
10 Association Fund, to the National World War II Memorial Fund,
11 to the Prostate Cancer Research Fund, to the Korean War
12 Veterans National Museum and Library Fund, to the World War
13 II Illinois Veterans Memorial Fund, and to the Meals on
14 Wheels Fund. Each form shall contain a statement that the
15 contributions will reduce the taxpayer's refund or increase
16 the amount of payment to accompany the return. Failure to
17 remit any amount of increased payment shall reduce the
18 contribution accordingly.

19 If, on October 1 of any year, the total contributions to
20 any one of the funds made under this Section do not equal
21 \$100,000 or more, the explanations and spaces for designating
22 contributions to the fund shall be removed from the
23 individual income tax return forms for the following and all
24 subsequent years and all subsequent contributions to the fund
25 shall be refunded to the taxpayer.

26 (Source: P.A. 91-104, eff. 7-13-99; 91-107, eff. 7-13-99;
27 91-357, eff. 7-29-99; 91-833, eff. 1-1-01; 91-836, eff.
28 1-1-01; 92-198, eff. 8-1-01.)

29 (Text of Section after amendment by P.A. 92-84)

30 Sec. 509. Tax checkoff explanations. All individual
31 income tax return forms shall contain appropriate
32 explanations and spaces to enable the taxpayers to designate
33 contributions to the Child Abuse Prevention Fund, to the
34 Illinois Wildlife Preservation Fund as required by the

1 Illinois Non-Game Wildlife Protection Act, to the Alzheimer's
2 Disease Research Fund as required by the Alzheimer's Disease
3 Research Act, to the Assistance to the Homeless Fund as
4 required by this Act, to the Penny Severns Breast and
5 Cervical Cancer Research Fund, to the National World War II
6 Memorial Fund, and to the Prostate Cancer Research Fund, to
7 the World War II Illinois Veterans Memorial Fund, and to the
8 Korean War Veterans National Museum and Library Fund⁷. Each
9 form shall contain a statement that the contributions will
10 reduce the taxpayer's refund or increase the amount of
11 payment to accompany the return. Failure to remit any amount
12 of increased payment shall reduce the contribution
13 accordingly.

14 If, on October 1 of any year, the total contributions to
15 any one of the funds made under this Section do not equal
16 \$100,000 or more, the explanations and spaces for designating
17 contributions to the fund shall be removed from the
18 individual income tax return forms for the following and all
19 subsequent years and all subsequent contributions to the fund
20 shall be refunded to the taxpayer.

21 (Source: P.A. 91-104, eff. 7-13-99; 91-107, eff. 7-13-99;
22 91-357, eff. 7-29-99; 91-833, eff. 1-1-01; 91-836, eff.
23 1-1-01; 92-84, eff. 7-1-02; 92-198, eff. 8-1-01; revised
24 9-12-01.)

25 (35 ILCS 5/510) (from Ch. 120, par. 5-510)

26 (Text of Section before amendment by P.A. 92-84)

27 Sec. 510. Determination of amounts contributed. The
28 Department shall determine the total amount contributed to
29 each of the following: the Child Abuse Prevention Fund, the
30 Illinois Wildlife Preservation Fund, the Community Health
31 Center Care Fund, the Assistance to the Homeless Fund, the
32 Alzheimer's Disease Research Fund, the Heritage Preservation
33 Fund, the Child Care Expansion Program Fund, the Ryan White

1 AIDS Victims Assistance Fund, the Assistive Technology for
2 Persons with Disabilities Fund, the Domestic Violence Shelter
3 and Service Fund, the United States Olympians Assistance
4 Fund, the Youth Drug Abuse Prevention Fund, the Persian Gulf
5 Conflict Veterans Fund, the Literacy Advancement Fund, the
6 Ryan White Pediatric and Adult AIDS Fund, the Illinois
7 Special Olympics Checkoff Fund, the Penny Severns Breast and
8 Cervical Cancer Research Fund, the Korean War Memorial Fund,
9 the Heart Disease Treatment and Prevention Fund, the
10 Hemophilia Treatment Fund, the Mental Health Research Fund,
11 the Children's Cancer Fund, the American Diabetes
12 Association Fund, the National World War II Memorial Fund,
13 the Prostate Cancer Research Fund, the Korean War Veterans
14 National Museum and Library Fund, the World War II Illinois
15 Veterans Memorial Fund, and the Meals on Wheels Fund; and
16 shall notify the State Comptroller and the State Treasurer of
17 the amounts to be transferred from the General Revenue Fund
18 to each fund, and upon receipt of such notification the State
19 Treasurer and Comptroller shall transfer the amounts.
20 (Source: P.A. 91-104, eff. 7-13-99; 91-107, eff. 7-13-99;
21 91-833, eff. 1-1-01; 91-836, eff. 1-1-01; 92-198, eff.
22 8-1-01.)

23 (Text of Section after amendment by P.A. 92-84)
24 Sec. 510. Determination of amounts contributed. The
25 Department shall determine the total amount contributed to
26 each of the following: the Child Abuse Prevention Fund, the
27 Illinois Wildlife Preservation Fund, the Assistance to the
28 Homeless Fund, the Alzheimer's Disease Research Fund, the
29 Penny Severns Breast and Cervical Cancer Research Fund, the
30 National World War II Memorial Fund, and the Prostate Cancer
31 Research Fund, the World War II Illinois Veterans Memorial
32 Fund, and the Korean War Veterans National Museum and Library
33 Fund; and shall notify the State Comptroller and the State

1 Treasurer of the amounts to be transferred from the General
2 Revenue Fund to each fund, and upon receipt of such
3 notification the State Treasurer and Comptroller shall
4 transfer the amounts.

5 (Source: P.A. 91-104, eff. 7-13-99; 91-107, eff. 7-13-99;
6 91-833, eff. 1-1-01; 91-836, eff. 1-1-01; 92-84, eff. 7-1-02;
7 92-198, eff. 8-1-01; revised 9-12-01.)

8 Section 15. The State Finance Act is amended by adding
9 Section 5.570 as follows:

10 (30 ILCS 105/5.570 new)

11 Sec. 5.570. The World War II Illinois Veterans Memorial
12 Fund.

13 Section 95. No acceleration or delay. Where this Act
14 makes changes in a statute that is represented in this Act by
15 text that is not yet or no longer in effect (for example, a
16 Section represented by multiple versions), the use of that
17 text does not accelerate or delay the taking effect of (i)
18 the changes made by this Act or (ii) provisions derived from
19 any other Public Act.

20 Section 99. Effective date. This Act takes effect upon
21 becoming law."