

ORDINANCE NO. 289

**AN ORDINANCE IMPOSING THE VILLAGE OF GIFFORD
MUNICIPAL TELECOMMUNICATIONS TAX**

WHEREAS, the Simplified Municipal Telecommunications Tax Act creates a simplified municipal telecommunications tax and repeals the municipal tax on transmitting messages under 65 ILCS 5/8-11-2, the municipal telecommunications tax under 65 ILCS 5/8-11-17, the optional municipal infrastructure maintenance fee under 35 ILCS 635/15 and the municipal infrastructure maintenance fee under 35 ILCS 635/20 effective January 1, 2003; and

WHEREAS, the Illinois Department of Revenue was required under Sections 5-25 and 5-30 of the Simplified Municipal Telecommunications Tax Act to publish a list and calculate a rate for the imposition of a simplified municipal telecommunications tax for each municipality that had in place one or more of the following: a municipal tax on transmitting messages under 65 ILCS 5/8-11-2, a municipal telecommunications tax under 65 ILCS 5/8-11-17, or a municipal infrastructure maintenance fee under 35 ILCS 635/20 effective July 1, 2002; and

WHEREAS, the list published by the Illinois Department of Revenue listed this municipality as having no simplified municipal telecommunications tax imposed under the provisions of the Simplified Municipal Telecommunications Tax Act; and

WHEREAS, this municipality desires to impose a Simplified Municipal Telecommunications Tax pursuant to the Simplified Municipal Telecommunications Tax Act;

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GIFFORD, ILLINOIS;

SECTION I

A simplified municipal telecommunications tax is hereby imposed upon the act or privilege of originating in the municipality or receiving in the municipality intrastate or interstate telecommunications by a person under the provision of the Simplified Municipal Telecommunications Tax Act, P.A. 92-0526, at a rate of 7% of the gross charges for such telecommunications purchased at retail from a retailer.

SECTION II

The tax hereby imposed shall be collected and enforced by the Department of Revenue of the State of Illinois. The Illinois Department of Revenue shall have full power to administer and enforce the provisions of this ordinance.

SECTION III

This Ordinance shall be in full force and effect from and after its passage and approval and publication in pamphlet form as required by law, provided, however, that Section I of this Ordinance shall take effect for all gross charges billed by telecommunications retailers on and after the first day of October 1, 2008. The Municipal Clerk is hereby directed to file a certified copy of this Ordinance with the Illinois Department of Revenue prior to August 15, 2008.

Passed by the President and Board of Trustees of the Village of Gifford, Champaign County, Illinois, this 7th day of August, 2008.

Approved by the President this 7th day of August, 2008.

ATTEST:



President



Village Clerk

(Seal)