

**VILLAGE OF DOWNERS GROVE**  
**COUNCIL ACTION SUMMARY**

**INITIATED:** Dir. of Finance **DATE:** March 20, 2001  
(Name)

**RECOMMENDATION FROM:** \_\_\_\_\_ **FILE REF:** \_\_\_\_\_  
(Board or Department)

**NATURE OF ACTION:**

**STEPS NEEDED TO IMPLEMENT ACTION:**

- Ordinance
- Resolution
- Motion
- Other

Motion to Adopt "**AN ORDINANCE AMENDING THE TELECOMMUNICATION TAX RATE**", as presented.

**SUMMARY OF ITEM:**

Adoption of the attached ordinance will increase the tax issued for telecommunication services from 2.3% to 2.5%.

**RECORD OF ACTION TAKEN:**

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ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE TELECOMMUNICATION TAX RATE**

BE IT ORDAINED by the Council of the Village of Downers Grove, in DuPage County, Illinois, as follows: (Additions are indicated by shading; deletions by ~~strikeout~~.)

SECTION 1. That Section 21-802 of the Downers Grove Municipal Code is hereby amended as follows:

**21-802. Tax Imposed.**

(1) A tax is imposed upon:

(a) The act or privilege of originating in the Village or receiving in the Village intrastate telecommunications by a person at the rate of two and ~~three-tenths~~<sup>one half</sup> percent (~~2.3~~<sup>2.5</sup>%) of the gross charge for such telecommunications purchased at retail from a retailer by such person.

(b) The act or privilege of originating in the Village or receiving in the Village interstate telecommunications by a person at the rate of two and ~~three-tenths~~<sup>one half</sup> percent (~~2.3~~<sup>2.5</sup>%) of the gross charge for such telecommunications purchased at retail from a retailer by such person.

(2) The tax imposed in this Ordinance is not imposed on any act or privilege to the extent such act or privilege may not, under the Constitution and statutes of the United States, be made the subject of taxation by municipalities in this State.

(3) To prevent actual multi-state taxation of the act or privilege that is subject to taxation under Section 21-802(1)(b), any taxpayer, upon proof that the taxpayer has paid a tax in another state on such event, shall be allowed a credit against the tax authorized by Section 21-802(1)(b) to the extent of the amount of such tax properly due and paid in such other state which was not previously allowed as a credit against any other state or local tax in the State of Illinois.

(4) Carrier access charges, right of access charges, charges for use of inter-company facilities, and all telecommunications resold in the subsequent provision used as a component of, or integrated into, end-to-end telecommunications service are sales for resale and are not subject to the tax imposed by this Ordinance.

SECTION 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

\_\_\_\_\_  
Mayor

Passed:

Published:

Attest: \_\_\_\_\_

Village Clerk