

# HB2257



## 98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2257

by Rep. Daniel V. Beiser

### SYNOPSIS AS INTRODUCED:

65 ILCS 115/10-2  
65 ILCS 115/10-5.3

Amends the River Edge Redevelopment Zone Act. Provides that, on and after the effective date of this amendatory Act, the Department may certify an additional pilot River Edge Redevelopment Zone in the City of Alton. Effective immediately.

LRB098 09287 OMW 39427 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 River Edge Redevelopment Zone Act is amended  
5 by changing Sections 10-2 and 10-5.3 as follows:

6 (65 ILCS 115/10-2)

7 Sec. 10-2. Findings. The General Assembly finds and  
8 declares that those municipalities adjacent to or surrounding  
9 river areas often lack critical tools to safely revive and  
10 redevelop environmentally-challenged properties that will  
11 stimulate economic revitalization and create jobs in Illinois.  
12 Environmentally-challenged properties adjacent to or  
13 surrounding Illinois rivers are a threat to the health, safety,  
14 and welfare of the people of this State. Many of these  
15 environmentally-challenged properties adjacent to or  
16 surrounding rivers were former industrial areas that now,  
17 subject to appropriate environmental clean-up and remediation,  
18 would be ideal for office, residential, retail, hospitality,  
19 commercial, recreational, warehouse and distribution, and  
20 other economically productive uses. The cost of the cleaning  
21 and remediation of these environmentally-challenged properties  
22 is often the primary obstacle to returning these properties to  
23 a safe and economically productive use.

1 Cooperative and continuous partnership among the State,  
2 through the Department of Commerce and Economic Opportunity and  
3 the Environmental Protection Agency, municipalities adjacent  
4 to or surrounding rivers, and the private sector is necessary  
5 to appropriately encourage the cost-effective cleaning and  
6 remediation of these environmentally-challenged properties in  
7 order to bring about a safe and economically productive use of  
8 the properties.

9 Therefore, it is declared to be the purpose of this Act to  
10 identify and initiate 3 pilot River Edge Redevelopment Zones to  
11 stimulate the safe and cost-effective re-use of  
12 environmentally-challenged properties adjacent to or  
13 surrounding rivers by means of tax incentives or grants. On or  
14 after July 28, 2011 (the effective date of Public Act 97-203)  
15 ~~this amendatory Act of the 97th General Assembly,~~ the  
16 Department may certify an additional pilot River Edge  
17 Redevelopment Zone in the City of Peoria. On or after the  
18 effective date of this amendatory Act of the 98th General  
19 Assembly, the Department may certify an additional pilot River  
20 Edge Redevelopment Zone in the City of Alton.

21 (Source: P.A. 97-203, eff. 7-28-11.)

22 (65 ILCS 115/10-5.3)

23 Sec. 10-5.3. Certification of River Edge Redevelopment  
24 Zones.

25 (a) Approval of designated River Edge Redevelopment Zones

1 shall be made by the Department by certification of the  
2 designating ordinance. The Department shall promptly issue a  
3 certificate for each zone upon its approval. The certificate  
4 shall be signed by the Director of the Department, shall make  
5 specific reference to the designating ordinance, which shall be  
6 attached thereto, and shall be filed in the office of the  
7 Secretary of State. A certified copy of the River Edge  
8 Redevelopment Zone Certificate, or a duplicate original  
9 thereof, shall be recorded in the office of the recorder of  
10 deeds of the county in which the River Edge Redevelopment Zone  
11 lies.

12 (b) A River Edge Redevelopment Zone shall be effective upon  
13 its certification. The Department shall transmit a copy of the  
14 certification to the Department of Revenue, and to the  
15 designating municipality. Upon certification of a River Edge  
16 Redevelopment Zone, the terms and provisions of the designating  
17 ordinance shall be in effect, and may not be amended or  
18 repealed except in accordance with Section 10-5.4.

19 (c) A River Edge Redevelopment Zone shall be in effect for  
20 the period stated in the certificate, which shall in no event  
21 exceed 30 calendar years. Zones shall terminate at midnight of  
22 December 31 of the final calendar year of the certified term,  
23 except as provided in Section 10-5.4.

24 (d) In calendar years 2006 and 2007, the Department may  
25 certify one pilot River Edge Redevelopment Zone in the City of  
26 East St. Louis, one pilot River Edge Redevelopment Zone in the

1 City of Rockford, and one pilot River Edge Redevelopment Zone  
2 in the City of Aurora.

3 In calendar year 2009, the Department may certify one pilot  
4 River Edge Redevelopment Zone in the City of Elgin.

5 On or after July 28,2011 (the effective date of Public Act  
6 97-203) ~~this amendatory Act of the 97th General Assembly~~, the  
7 Department may certify one additional pilot River Edge  
8 Redevelopment Zone in the City of Peoria.

9 On or after the effective date of this amendatory Act of  
10 the 98th General Assembly, the Department may certify one  
11 additional pilot River Edge Redevelopment Zone in the City of  
12 Alton.

13 Thereafter the Department may not certify any additional  
14 River Edge Redevelopment Zones, but may amend and rescind  
15 certifications of existing River Edge Redevelopment Zones in  
16 accordance with Section 10-5.4, except that no River Edge  
17 Redevelopment Zone may be extended on or after the effective  
18 date of this amendatory Act of the 97th General Assembly. Each  
19 River Edge Redevelopment Zone in existence on the effective  
20 date of this amendatory Act of the 97th General Assembly shall  
21 continue until its scheduled termination under this Act, unless  
22 the Zone is decertified sooner. At the time of its term  
23 expiration each River Edge Redevelopment Zone will become an  
24 open enterprise zone, available for the previously designated  
25 area or a different area to compete for designation as an  
26 enterprise zone. No preference for designation as a Zone will

1 be given to the previously designated area.

2 (e) A municipality in which a River Edge Redevelopment Zone  
3 has been certified must submit to the Department, within 60  
4 days after the certification, a plan for encouraging the  
5 participation by minority persons, females, persons with  
6 disabilities, and veterans in the zone. The Department may  
7 assist the municipality in developing and implementing the  
8 plan. The terms "minority person", "female", and "person with a  
9 disability" have the meanings set forth under Section 2 of the  
10 Business Enterprise for Minorities, Females, and Persons with  
11 Disabilities Act. "Veteran" means an Illinois resident who is a  
12 veteran as defined in subsection (h) of Section 1491 of Title  
13 10 of the United States Code.

14 (Source: P.A. 96-37, eff. 7-13-09; 97-203, eff. 7-28-11;  
15 97-905, eff. 8-7-12.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law.