



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB5606

by Rep. Thaddeus Jones

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-129-6.5 new  
65 ILCS 5/11-130-3.5 new  
65 ILCS 5/11-139-8.5 new  
30 ILCS 805/8.42 new

Amends the Illinois Municipal Code. Provides that a municipal waterworks system, water supply system, or combined waterworks and sewerage system shall offer reduced rates to consumers living in a household at or below 150% of the federal poverty guidelines. Provides that upon the submission of a signed affidavit and evidence verifying the consumer's household income, the municipal water system shall grant a 25% discount on all subsequent charges for water service. Provides that a municipality may require annual recertification of income levels for qualifying consumers and that it may not charge to qualifying consumers any fees related to the disconnection or reconnection of water service. Limits home rule powers. Amends the State Mandates Act requiring implementation without reimbursement. Effective immediately.

LRB100 20053 AWJ 35335 b

FISCAL NOTE ACT  
MAY APPLY

HOME RULE NOTE  
ACT MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

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 Illinois Municipal Code is amended by adding  
5 Sections 11-129-6.5, 11-130-3.5, and 11-139-8.5 as follows:

6 (65 ILCS 5/11-129-6.5 new)

7 Sec. 11-129-6.5. Reduced rates for low-income consumers.

8 (a) A municipal waterworks system or water supply system  
9 shall offer reduced rates to consumers living in a household at  
10 or below 150% of the poverty guidelines updated periodically in  
11 the Federal Register by the U.S. Department of Health and Human  
12 Services under the authority of 42 U.S.C. 9902(2).

13 (b) Upon the submission of a signed affidavit and evidence  
14 verifying the consumer's household income, the municipal  
15 waterworks system or water supply system shall grant a 25%  
16 discount on all subsequent charges for water service.

17 (c) A municipality may require annual recertification of  
18 income levels for qualifying consumers.

19 (d) A municipality may not charge to consumers qualifying  
20 under subsection (a) any fees related to the disconnection or  
21 reconnection of water service.

22 (e) A home rule municipality may not charge water service  
23 rates or fees in a manner inconsistent with this Section. This

1 Section is a limitation under subsection (i) of Section 6 of  
2 Article VII of the Illinois Constitution on the concurrent  
3 exercise by home rule units of powers and functions exercised  
4 by the State.

5 (65 ILCS 5/11-130-3.5 new)

6 Sec. 11-130-3.5. Reduced rates for low-income consumers.

7 (a) A municipal waterworks system shall offer reduced rates  
8 to consumers living in a household at or below 150% of the  
9 poverty guidelines updated periodically in the Federal  
10 Register by the U.S. Department of Health and Human Services  
11 under the authority of 42 U.S.C. 9902(2).

12 (b) Upon the submission of a signed affidavit and evidence  
13 verifying the consumer's household income, the waterworks  
14 system shall grant a 25% discount on all subsequent charges for  
15 water service.

16 (c) Municipalities may require annual recertification of  
17 income levels for qualifying consumers.

18 (d) Municipalities may not charge to consumers qualifying  
19 under subsection (a) any fees related to the disconnection or  
20 reconnection of water service.

21 (e) A home rule municipality may not charge water service  
22 rates or fees in a manner inconsistent with this Section. This  
23 Section is a limitation under subsection (i) of Section 6 of  
24 Article VII of the Illinois Constitution on the concurrent  
25 exercise by home rule units of powers and functions exercised

1 by the State.

2 (65 ILCS 5/11-139-8.5 new)

3 Sec. 11-139-8.5. Reduced rates for low-income consumers.

4 (a) A municipality that maintains and operations a combined  
5 waterworks and sewerage system shall offer reduced rates to  
6 consumers living in a household at or below 150% of the poverty  
7 guidelines updated periodically in the Federal Register by the  
8 U.S. Department of Health and Human Services under the  
9 authority of 42 U.S.C. 9902(2).

10 (b) Upon the submission of a signed affidavit and evidence  
11 verifying the consumer's household income, the combined  
12 waterworks and sewerage system shall grant a 25% discount on  
13 all subsequent charges for water service.

14 (c) Municipalities may require annual recertification of  
15 income levels for qualifying consumers.

16 (d) Municipalities may not charge to consumers qualifying  
17 under subsection (a) any fees related to the disconnection or  
18 reconnection of water service.

19 (e) A home rule municipality may not charge water service  
20 rates or fees in a manner inconsistent with this Section. This  
21 Section is a limitation under subsection (i) of Section 6 of  
22 Article VII of the Illinois Constitution on the concurrent  
23 exercise by home rule units of powers and functions exercised  
24 by the State.

1           Section 90. The State Mandates Act is amended by adding  
2           Section 8.42 as follows:

3           (30 ILCS 805/8.42 new)

4           Sec. 8.42. Exempt mandate. Notwithstanding Sections 6 and 8  
5           of this Act, no reimbursement by the State is required for the  
6           implementation of any mandate created by this amendatory Act of  
7           the 100th General Assembly.

8           Section 99. Effective date. This Act takes effect upon  
9           becoming law.