

SB0346



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB0346

Introduced 1/24/2017, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

310 ILCS 67/20

Amends the Affordable Housing Planning and Appeal Act. Makes a technical change in a Section concerning determinations of exempt local governments.

LRB100 05017 KTG 15027 b

A BILL FOR

1 AN ACT concerning housing.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Affordable Housing Planning and Appeal Act
5 is amended by changing Section 20 as follows:

6 (310 ILCS 67/20)

7 Sec. 20. Determination of exempt local governments.

8 (a) Beginning October 1, 2004, the ~~the~~ Illinois Housing
9 Development Authority shall determine which local governments
10 are exempt and not exempt from the operation of this Act based
11 on an identification of the total number of year-round housing
12 units in the most recent data from the U.S. Census Bureau for
13 each local government within the State and by an inventory of
14 owner-occupied and rental affordable housing units, as defined
15 in this Act, for each local government from the U.S. Census
16 Bureau and other relevant sources.

17 (b) The Illinois Housing Development Authority shall make
18 this determination by:

19 (i) totaling the number of owner-occupied housing
20 units in each local government that are affordable to
21 households with a gross household income that is less than
22 80% of the median household income within the county or
23 primary metropolitan statistical area;

1 (ii) totaling the number of rental units in each local
2 government that are affordable to households with a gross
3 household income that is less than 60% of the median
4 household income within the county or primary metropolitan
5 statistical area;

6 (iii) adding the number of owner-occupied and rental
7 units for each local government from items (i) and (ii);
8 and

9 (iv) dividing the sum of (iii) above by the total
10 number of year-round housing units in the local government
11 as contained in the latest U.S. Census Bureau and
12 multiplying the result by 100 to determine the percentage
13 of affordable housing units within the jurisdiction of the
14 local government.

15 (c) Beginning on the effective date of this amendatory Act
16 of the 98th General Assembly, the Illinois Housing Development
17 Authority shall publish a list of exempt and non-exempt local
18 governments and the data that it used to calculate its
19 determination at least once every 5 years. The data shall be
20 shown for each local government in the State and for the State
21 as a whole. Upon publishing a list of exempt and non-exempt
22 local governments, the Illinois Housing Development Authority
23 shall notify a local government that it is not exempt from the
24 operation of this Act and provide to it the data used to
25 calculate its determination.

26 (d) A local government or developer of affordable housing

1 may appeal the determination of the Illinois Housing
2 Development Authority as to whether the local government is
3 exempt or non-exempt under this Act in connection with an
4 appeal under Section 30 of this Act.

5 (Source: P.A. 98-287, eff. 8-9-13.)