



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4677

Introduced 1/21/2022, by Rep. Kelly M. Burke

SYNOPSIS AS INTRODUCED:

35 ILCS 200/18-185	
40 ILCS 5/13-503	from Ch. 108 1/2, par. 13-503
70 ILCS 2605/9.6a	from Ch. 42, par. 328.6a
30 ILCS 805/8.46 new	

Amends the Property Tax Code. Modifies the exclusions to the definition of "aggregate extension" by excluding special purpose extensions made for the purpose of making contributions to the pension fund established under Article 13 of the Illinois Pension Code by use of bonds issued under specified provisions of the Metropolitan Water Reclamation District Act. Amends the Metropolitan Water Reclamation District Article of the Illinois Pension Code. Provides that, beginning in fiscal year 2032 and each year thereafter, the District shall contribute the actuarially determined contribution. Provides that the actuarially determined contribution is equal to the employer's normal cost plus an amount to amortize the unfunded liability on a level percent of payroll basis and bring the total actuarial assets of the Fund up to 100% of the total actuarial liability, calculated using the entry age normal actuarial cost method, by the year 2050. Makes conforming changes. Amends the Metropolitan Water Reclamation District Act. Adds a provision allowing for the corporate authorities of the district to issue bonds in the principal amount of \$600,000,000 for the purpose of making contributions to the pension fund without submitting the question of issuing bonds to the voters of the District. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB102 24813 AWJ 34058 b

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 Property Tax Code is amended by changing
5 Section 18-185 as follows:

6 (35 ILCS 200/18-185)

7 Sec. 18-185. Short title; definitions. This Division 5
8 may be cited as the Property Tax Extension Limitation Law. As
9 used in this Division 5:

10 "Consumer Price Index" means the Consumer Price Index for
11 All Urban Consumers for all items published by the United
12 States Department of Labor.

13 "Extension limitation" means (a) the lesser of 5% or the
14 percentage increase in the Consumer Price Index during the
15 12-month calendar year preceding the levy year or (b) the rate
16 of increase approved by voters under Section 18-205.

17 "Affected county" means a county of 3,000,000 or more
18 inhabitants or a county contiguous to a county of 3,000,000 or
19 more inhabitants.

20 "Taxing district" has the same meaning provided in Section
21 1-150, except as otherwise provided in this Section. For the
22 1991 through 1994 levy years only, "taxing district" includes
23 only each non-home rule taxing district having the majority of

1 its 1990 equalized assessed value within any county or
2 counties contiguous to a county with 3,000,000 or more
3 inhabitants. Beginning with the 1995 levy year, "taxing
4 district" includes only each non-home rule taxing district
5 subject to this Law before the 1995 levy year and each non-home
6 rule taxing district not subject to this Law before the 1995
7 levy year having the majority of its 1994 equalized assessed
8 value in an affected county or counties. Beginning with the
9 levy year in which this Law becomes applicable to a taxing
10 district as provided in Section 18-213, "taxing district" also
11 includes those taxing districts made subject to this Law as
12 provided in Section 18-213.

13 "Aggregate extension" for taxing districts to which this
14 Law applied before the 1995 levy year means the annual
15 corporate extension for the taxing district and those special
16 purpose extensions that are made annually for the taxing
17 district, excluding special purpose extensions: (a) made for
18 the taxing district to pay interest or principal on general
19 obligation bonds that were approved by referendum; (b) made
20 for any taxing district to pay interest or principal on
21 general obligation bonds issued before October 1, 1991; (c)
22 made for any taxing district to pay interest or principal on
23 bonds issued to refund or continue to refund those bonds
24 issued before October 1, 1991; (d) made for any taxing
25 district to pay interest or principal on bonds issued to
26 refund or continue to refund bonds issued after October 1,

1 1991 that were approved by referendum; (e) made for any taxing
2 district to pay interest or principal on revenue bonds issued
3 before October 1, 1991 for payment of which a property tax levy
4 or the full faith and credit of the unit of local government is
5 pledged; however, a tax for the payment of interest or
6 principal on those bonds shall be made only after the
7 governing body of the unit of local government finds that all
8 other sources for payment are insufficient to make those
9 payments; (f) made for payments under a building commission
10 lease when the lease payments are for the retirement of bonds
11 issued by the commission before October 1, 1991, to pay for the
12 building project; (g) made for payments due under installment
13 contracts entered into before October 1, 1991; (h) made for
14 payments of principal and interest on bonds issued under the
15 Metropolitan Water Reclamation District Act to finance
16 construction projects initiated before October 1, 1991; (i)
17 made for payments of principal and interest on limited bonds,
18 as defined in Section 3 of the Local Government Debt Reform
19 Act, in an amount not to exceed the debt service extension base
20 less the amount in items (b), (c), (e), and (h) of this
21 definition for non-referendum obligations, except obligations
22 initially issued pursuant to referendum; (j) made for payments
23 of principal and interest on bonds issued under Section 15 of
24 the Local Government Debt Reform Act; (k) made by a school
25 district that participates in the Special Education District
26 of Lake County, created by special education joint agreement

1 under Section 10-22.31 of the School Code, for payment of the
2 school district's share of the amounts required to be
3 contributed by the Special Education District of Lake County
4 to the Illinois Municipal Retirement Fund under Article 7 of
5 the Illinois Pension Code; the amount of any extension under
6 this item (k) shall be certified by the school district to the
7 county clerk; (l) made to fund expenses of providing joint
8 recreational programs for persons with disabilities under
9 Section 5-8 of the Park District Code or Section 11-95-14 of
10 the Illinois Municipal Code; (m) made for temporary relocation
11 loan repayment purposes pursuant to Sections 2-3.77 and
12 17-2.2d of the School Code; (n) made for payment of principal
13 and interest on any bonds issued under the authority of
14 Section 17-2.2d of the School Code; (o) made for contributions
15 to a firefighter's pension fund created under Article 4 of the
16 Illinois Pension Code, to the extent of the amount certified
17 under item (5) of Section 4-134 of the Illinois Pension Code;
18 and (p) made for road purposes in the first year after a
19 township assumes the rights, powers, duties, assets, property,
20 liabilities, obligations, and responsibilities of a road
21 district abolished under the provisions of Section 6-133 of
22 the Illinois Highway Code.

23 "Aggregate extension" for the taxing districts to which
24 this Law did not apply before the 1995 levy year (except taxing
25 districts subject to this Law in accordance with Section
26 18-213) means the annual corporate extension for the taxing

1 district and those special purpose extensions that are made
2 annually for the taxing district, excluding special purpose
3 extensions: (a) made for the taxing district to pay interest
4 or principal on general obligation bonds that were approved by
5 referendum; (b) made for any taxing district to pay interest
6 or principal on general obligation bonds issued before March
7 1, 1995; (c) made for any taxing district to pay interest or
8 principal on bonds issued to refund or continue to refund
9 those bonds issued before March 1, 1995; (d) made for any
10 taxing district to pay interest or principal on bonds issued
11 to refund or continue to refund bonds issued after March 1,
12 1995 that were approved by referendum; (e) made for any taxing
13 district to pay interest or principal on revenue bonds issued
14 before March 1, 1995 for payment of which a property tax levy
15 or the full faith and credit of the unit of local government is
16 pledged; however, a tax for the payment of interest or
17 principal on those bonds shall be made only after the
18 governing body of the unit of local government finds that all
19 other sources for payment are insufficient to make those
20 payments; (f) made for payments under a building commission
21 lease when the lease payments are for the retirement of bonds
22 issued by the commission before March 1, 1995 to pay for the
23 building project; (g) made for payments due under installment
24 contracts entered into before March 1, 1995; (h) made for
25 payments of principal and interest on bonds issued under the
26 Metropolitan Water Reclamation District Act to finance

1 construction projects initiated before October 1, 1991; (h-4)
2 made for stormwater management purposes by the Metropolitan
3 Water Reclamation District of Greater Chicago under Section 12
4 of the Metropolitan Water Reclamation District Act or made for
5 the purpose of making contributions to the pension fund
6 established under Article 13 of the Illinois Pension Code by
7 use of bonds issued under Section 9.6a of the Metropolitan
8 Water Reclamation District Act; (i) made for payments of
9 principal and interest on limited bonds, as defined in Section
10 3 of the Local Government Debt Reform Act, in an amount not to
11 exceed the debt service extension base less the amount in
12 items (b), (c), and (e) of this definition for non-referendum
13 obligations, except obligations initially issued pursuant to
14 referendum and bonds described in subsection (h) of this
15 definition; (j) made for payments of principal and interest on
16 bonds issued under Section 15 of the Local Government Debt
17 Reform Act; (k) made for payments of principal and interest on
18 bonds authorized by Public Act 88-503 and issued under Section
19 20a of the Chicago Park District Act for aquarium or museum
20 projects and bonds issued under Section 20a of the Chicago
21 Park District Act for the purpose of making contributions to
22 the pension fund established under Article 12 of the Illinois
23 Pension Code; (l) made for payments of principal and interest
24 on bonds authorized by Public Act 87-1191 or 93-601 and (i)
25 issued pursuant to Section 21.2 of the Cook County Forest
26 Preserve District Act, (ii) issued under Section 42 of the

1 Cook County Forest Preserve District Act for zoological park
2 projects, or (iii) issued under Section 44.1 of the Cook
3 County Forest Preserve District Act for botanical gardens
4 projects; (m) made pursuant to Section 34-53.5 of the School
5 Code, whether levied annually or not; (n) made to fund
6 expenses of providing joint recreational programs for persons
7 with disabilities under Section 5-8 of the Park District Code
8 or Section 11-95-14 of the Illinois Municipal Code; (o) made
9 by the Chicago Park District for recreational programs for
10 persons with disabilities under subsection (c) of Section 7.06
11 of the Chicago Park District Act; (p) made for contributions
12 to a firefighter's pension fund created under Article 4 of the
13 Illinois Pension Code, to the extent of the amount certified
14 under item (5) of Section 4-134 of the Illinois Pension Code;
15 (q) made by Ford Heights School District 169 under Section
16 17-9.02 of the School Code; and (r) made for the purpose of
17 making employer contributions to the Public School Teachers'
18 Pension and Retirement Fund of Chicago under Section 34-53 of
19 the School Code.

20 "Aggregate extension" for all taxing districts to which
21 this Law applies in accordance with Section 18-213, except for
22 those taxing districts subject to paragraph (2) of subsection
23 (e) of Section 18-213, means the annual corporate extension
24 for the taxing district and those special purpose extensions
25 that are made annually for the taxing district, excluding
26 special purpose extensions: (a) made for the taxing district

1 to pay interest or principal on general obligation bonds that
2 were approved by referendum; (b) made for any taxing district
3 to pay interest or principal on general obligation bonds
4 issued before the date on which the referendum making this Law
5 applicable to the taxing district is held; (c) made for any
6 taxing district to pay interest or principal on bonds issued
7 to refund or continue to refund those bonds issued before the
8 date on which the referendum making this Law applicable to the
9 taxing district is held; (d) made for any taxing district to
10 pay interest or principal on bonds issued to refund or
11 continue to refund bonds issued after the date on which the
12 referendum making this Law applicable to the taxing district
13 is held if the bonds were approved by referendum after the date
14 on which the referendum making this Law applicable to the
15 taxing district is held; (e) made for any taxing district to
16 pay interest or principal on revenue bonds issued before the
17 date on which the referendum making this Law applicable to the
18 taxing district is held for payment of which a property tax
19 levy or the full faith and credit of the unit of local
20 government is pledged; however, a tax for the payment of
21 interest or principal on those bonds shall be made only after
22 the governing body of the unit of local government finds that
23 all other sources for payment are insufficient to make those
24 payments; (f) made for payments under a building commission
25 lease when the lease payments are for the retirement of bonds
26 issued by the commission before the date on which the

1 referendum making this Law applicable to the taxing district
2 is held to pay for the building project; (g) made for payments
3 due under installment contracts entered into before the date
4 on which the referendum making this Law applicable to the
5 taxing district is held; (h) made for payments of principal
6 and interest on limited bonds, as defined in Section 3 of the
7 Local Government Debt Reform Act, in an amount not to exceed
8 the debt service extension base less the amount in items (b),
9 (c), and (e) of this definition for non-referendum
10 obligations, except obligations initially issued pursuant to
11 referendum; (i) made for payments of principal and interest on
12 bonds issued under Section 15 of the Local Government Debt
13 Reform Act; (j) made for a qualified airport authority to pay
14 interest or principal on general obligation bonds issued for
15 the purpose of paying obligations due under, or financing
16 airport facilities required to be acquired, constructed,
17 installed or equipped pursuant to, contracts entered into
18 before March 1, 1996 (but not including any amendments to such
19 a contract taking effect on or after that date); (k) made to
20 fund expenses of providing joint recreational programs for
21 persons with disabilities under Section 5-8 of the Park
22 District Code or Section 11-95-14 of the Illinois Municipal
23 Code; (l) made for contributions to a firefighter's pension
24 fund created under Article 4 of the Illinois Pension Code, to
25 the extent of the amount certified under item (5) of Section
26 4-134 of the Illinois Pension Code; and (m) made for the taxing

1 district to pay interest or principal on general obligation
2 bonds issued pursuant to Section 19-3.10 of the School Code.

3 "Aggregate extension" for all taxing districts to which
4 this Law applies in accordance with paragraph (2) of
5 subsection (e) of Section 18-213 means the annual corporate
6 extension for the taxing district and those special purpose
7 extensions that are made annually for the taxing district,
8 excluding special purpose extensions: (a) made for the taxing
9 district to pay interest or principal on general obligation
10 bonds that were approved by referendum; (b) made for any
11 taxing district to pay interest or principal on general
12 obligation bonds issued before March 7, 1997 (the effective
13 date of Public Act 89-718); (c) made for any taxing district to
14 pay interest or principal on bonds issued to refund or
15 continue to refund those bonds issued before March 7, 1997
16 (the effective date of Public Act 89-718); (d) made for any
17 taxing district to pay interest or principal on bonds issued
18 to refund or continue to refund bonds issued after March 7,
19 1997 (the effective date of Public Act 89-718) if the bonds
20 were approved by referendum after March 7, 1997 (the effective
21 date of Public Act 89-718); (e) made for any taxing district to
22 pay interest or principal on revenue bonds issued before March
23 7, 1997 (the effective date of Public Act 89-718) for payment
24 of which a property tax levy or the full faith and credit of
25 the unit of local government is pledged; however, a tax for the
26 payment of interest or principal on those bonds shall be made

1 only after the governing body of the unit of local government
2 finds that all other sources for payment are insufficient to
3 make those payments; (f) made for payments under a building
4 commission lease when the lease payments are for the
5 retirement of bonds issued by the commission before March 7,
6 1997 (the effective date of Public Act 89-718) to pay for the
7 building project; (g) made for payments due under installment
8 contracts entered into before March 7, 1997 (the effective
9 date of Public Act 89-718); (h) made for payments of principal
10 and interest on limited bonds, as defined in Section 3 of the
11 Local Government Debt Reform Act, in an amount not to exceed
12 the debt service extension base less the amount in items (b),
13 (c), and (e) of this definition for non-referendum
14 obligations, except obligations initially issued pursuant to
15 referendum; (i) made for payments of principal and interest on
16 bonds issued under Section 15 of the Local Government Debt
17 Reform Act; (j) made for a qualified airport authority to pay
18 interest or principal on general obligation bonds issued for
19 the purpose of paying obligations due under, or financing
20 airport facilities required to be acquired, constructed,
21 installed or equipped pursuant to, contracts entered into
22 before March 1, 1996 (but not including any amendments to such
23 a contract taking effect on or after that date); (k) made to
24 fund expenses of providing joint recreational programs for
25 persons with disabilities under Section 5-8 of the Park
26 District Code or Section 11-95-14 of the Illinois Municipal

1 Code; and (1) made for contributions to a firefighter's
2 pension fund created under Article 4 of the Illinois Pension
3 Code, to the extent of the amount certified under item (5) of
4 Section 4-134 of the Illinois Pension Code.

5 "Debt service extension base" means an amount equal to
6 that portion of the extension for a taxing district for the
7 1994 levy year, or for those taxing districts subject to this
8 Law in accordance with Section 18-213, except for those
9 subject to paragraph (2) of subsection (e) of Section 18-213,
10 for the levy year in which the referendum making this Law
11 applicable to the taxing district is held, or for those taxing
12 districts subject to this Law in accordance with paragraph (2)
13 of subsection (e) of Section 18-213 for the 1996 levy year,
14 constituting an extension for payment of principal and
15 interest on bonds issued by the taxing district without
16 referendum, but not including excluded non-referendum bonds.
17 For park districts (i) that were first subject to this Law in
18 1991 or 1995 and (ii) whose extension for the 1994 levy year
19 for the payment of principal and interest on bonds issued by
20 the park district without referendum (but not including
21 excluded non-referendum bonds) was less than 51% of the amount
22 for the 1991 levy year constituting an extension for payment
23 of principal and interest on bonds issued by the park district
24 without referendum (but not including excluded non-referendum
25 bonds), "debt service extension base" means an amount equal to
26 that portion of the extension for the 1991 levy year

1 constituting an extension for payment of principal and
2 interest on bonds issued by the park district without
3 referendum (but not including excluded non-referendum bonds).
4 A debt service extension base established or increased at any
5 time pursuant to any provision of this Law, except Section
6 18-212, shall be increased each year commencing with the later
7 of (i) the 2009 levy year or (ii) the first levy year in which
8 this Law becomes applicable to the taxing district, by the
9 lesser of 5% or the percentage increase in the Consumer Price
10 Index during the 12-month calendar year preceding the levy
11 year. The debt service extension base may be established or
12 increased as provided under Section 18-212. "Excluded
13 non-referendum bonds" means (i) bonds authorized by Public Act
14 88-503 and issued under Section 20a of the Chicago Park
15 District Act for aquarium and museum projects; (ii) bonds
16 issued under Section 15 of the Local Government Debt Reform
17 Act; or (iii) refunding obligations issued to refund or to
18 continue to refund obligations initially issued pursuant to
19 referendum.

20 "Special purpose extensions" include, but are not limited
21 to, extensions for levies made on an annual basis for
22 unemployment and workers' compensation, self-insurance,
23 contributions to pension plans, and extensions made pursuant
24 to Section 6-601 of the Illinois Highway Code for a road
25 district's permanent road fund whether levied annually or not.
26 The extension for a special service area is not included in the

1 aggregate extension.

2 "Aggregate extension base" means the taxing district's
3 last preceding aggregate extension as adjusted under Sections
4 18-135, 18-215, 18-230, 18-206, and 18-233. An adjustment
5 under Section 18-135 shall be made for the 2007 levy year and
6 all subsequent levy years whenever one or more counties within
7 which a taxing district is located (i) used estimated
8 valuations or rates when extending taxes in the taxing
9 district for the last preceding levy year that resulted in the
10 over or under extension of taxes, or (ii) increased or
11 decreased the tax extension for the last preceding levy year
12 as required by Section 18-135(c). Whenever an adjustment is
13 required under Section 18-135, the aggregate extension base of
14 the taxing district shall be equal to the amount that the
15 aggregate extension of the taxing district would have been for
16 the last preceding levy year if either or both (i) actual,
17 rather than estimated, valuations or rates had been used to
18 calculate the extension of taxes for the last levy year, or
19 (ii) the tax extension for the last preceding levy year had not
20 been adjusted as required by subsection (c) of Section 18-135.

21 Notwithstanding any other provision of law, for levy year
22 2012, the aggregate extension base for West Northfield School
23 District No. 31 in Cook County shall be \$12,654,592.

24 Notwithstanding any other provision of law, for levy year
25 2022, the aggregate extension base of a home equity assurance
26 program that levied at least \$1,000,000 in property taxes in

1 levy year 2019 or 2020 under the Home Equity Assurance Act
2 shall be the amount that the program's aggregate extension
3 base for levy year 2021 would have been if the program had
4 levied a property tax for levy year 2021.

5 "Levy year" has the same meaning as "year" under Section
6 1-155.

7 "New property" means (i) the assessed value, after final
8 board of review or board of appeals action, of new
9 improvements or additions to existing improvements on any
10 parcel of real property that increase the assessed value of
11 that real property during the levy year multiplied by the
12 equalization factor issued by the Department under Section
13 17-30, (ii) the assessed value, after final board of review or
14 board of appeals action, of real property not exempt from real
15 estate taxation, which real property was exempt from real
16 estate taxation for any portion of the immediately preceding
17 levy year, multiplied by the equalization factor issued by the
18 Department under Section 17-30, including the assessed value,
19 upon final stabilization of occupancy after new construction
20 is complete, of any real property located within the
21 boundaries of an otherwise or previously exempt military
22 reservation that is intended for residential use and owned by
23 or leased to a private corporation or other entity, (iii) in
24 counties that classify in accordance with Section 4 of Article
25 IX of the Illinois Constitution, an incentive property's
26 additional assessed value resulting from a scheduled increase

1 in the level of assessment as applied to the first year final
2 board of review market value, and (iv) any increase in
3 assessed value due to oil or gas production from an oil or gas
4 well required to be permitted under the Hydraulic Fracturing
5 Regulatory Act that was not produced in or accounted for
6 during the previous levy year. In addition, the county clerk
7 in a county containing a population of 3,000,000 or more shall
8 include in the 1997 recovered tax increment value for any
9 school district, any recovered tax increment value that was
10 applicable to the 1995 tax year calculations.

11 "Qualified airport authority" means an airport authority
12 organized under the Airport Authorities Act and located in a
13 county bordering on the State of Wisconsin and having a
14 population in excess of 200,000 and not greater than 500,000.

15 "Recovered tax increment value" means, except as otherwise
16 provided in this paragraph, the amount of the current year's
17 equalized assessed value, in the first year after a
18 municipality terminates the designation of an area as a
19 redevelopment project area previously established under the
20 Tax Increment Allocation Redevelopment Act in the Illinois
21 Municipal Code, previously established under the Industrial
22 Jobs Recovery Law in the Illinois Municipal Code, previously
23 established under the Economic Development Project Area Tax
24 Increment Act of 1995, or previously established under the
25 Economic Development Area Tax Increment Allocation Act, of
26 each taxable lot, block, tract, or parcel of real property in

1 the redevelopment project area over and above the initial
2 equalized assessed value of each property in the redevelopment
3 project area. For the taxes which are extended for the 1997
4 levy year, the recovered tax increment value for a non-home
5 rule taxing district that first became subject to this Law for
6 the 1995 levy year because a majority of its 1994 equalized
7 assessed value was in an affected county or counties shall be
8 increased if a municipality terminated the designation of an
9 area in 1993 as a redevelopment project area previously
10 established under the Tax Increment Allocation Redevelopment
11 Act in the Illinois Municipal Code, previously established
12 under the Industrial Jobs Recovery Law in the Illinois
13 Municipal Code, or previously established under the Economic
14 Development Area Tax Increment Allocation Act, by an amount
15 equal to the 1994 equalized assessed value of each taxable
16 lot, block, tract, or parcel of real property in the
17 redevelopment project area over and above the initial
18 equalized assessed value of each property in the redevelopment
19 project area. In the first year after a municipality removes a
20 taxable lot, block, tract, or parcel of real property from a
21 redevelopment project area established under the Tax Increment
22 Allocation Redevelopment Act in the Illinois Municipal Code,
23 the Industrial Jobs Recovery Law in the Illinois Municipal
24 Code, or the Economic Development Area Tax Increment
25 Allocation Act, "recovered tax increment value" means the
26 amount of the current year's equalized assessed value of each

1 taxable lot, block, tract, or parcel of real property removed
2 from the redevelopment project area over and above the initial
3 equalized assessed value of that real property before removal
4 from the redevelopment project area.

5 Except as otherwise provided in this Section, "limiting
6 rate" means a fraction the numerator of which is the last
7 preceding aggregate extension base times an amount equal to
8 one plus the extension limitation defined in this Section and
9 the denominator of which is the current year's equalized
10 assessed value of all real property in the territory under the
11 jurisdiction of the taxing district during the prior levy
12 year. For those taxing districts that reduced their aggregate
13 extension for the last preceding levy year, except for school
14 districts that reduced their extension for educational
15 purposes pursuant to Section 18-206, the highest aggregate
16 extension in any of the last 3 preceding levy years shall be
17 used for the purpose of computing the limiting rate. The
18 denominator shall not include new property or the recovered
19 tax increment value. If a new rate, a rate decrease, or a
20 limiting rate increase has been approved at an election held
21 after March 21, 2006, then (i) the otherwise applicable
22 limiting rate shall be increased by the amount of the new rate
23 or shall be reduced by the amount of the rate decrease, as the
24 case may be, or (ii) in the case of a limiting rate increase,
25 the limiting rate shall be equal to the rate set forth in the
26 proposition approved by the voters for each of the years

1 specified in the proposition, after which the limiting rate of
2 the taxing district shall be calculated as otherwise provided.
3 In the case of a taxing district that obtained referendum
4 approval for an increased limiting rate on March 20, 2012, the
5 limiting rate for tax year 2012 shall be the rate that
6 generates the approximate total amount of taxes extendable for
7 that tax year, as set forth in the proposition approved by the
8 voters; this rate shall be the final rate applied by the county
9 clerk for the aggregate of all capped funds of the district for
10 tax year 2012.

11 (Source: P.A. 102-263, eff. 8-6-21; 102-311, eff. 8-6-21;
12 102-519, eff. 8-20-21; 102-558, eff. 8-20-21; revised
13 10-5-21.)

14 Section 10. The Illinois Pension Code is amended by
15 changing Section 13-503 as follows:

16 (40 ILCS 5/13-503) (from Ch. 108 1/2, par. 13-503)

17 Sec. 13-503. Tax levy. Until fiscal year 2013, the Water
18 Reclamation District shall annually levy a tax upon all the
19 taxable real property within the District at a rate which,
20 when extended, will produce a sum that (i) when added to the
21 amounts deducted from the salaries of employees, interest
22 income on investments, and other income, will be sufficient to
23 meet the requirements of the Fund on an actuarially funded
24 basis, but (ii) shall not exceed an amount equal to the total

1 amount of contributions by the employees to the Fund made in
2 the calendar year 2 years prior to the year for which the tax
3 is levied, multiplied by 2.19, except that the amount of
4 employee contributions made on or after January 1, 2003
5 towards the purchase of additional optional benefits under
6 Section 13-304.1 shall only be multiplied by 1.00.

7 Beginning in fiscal year 2013 until the end of fiscal year
8 2031, the District shall annually levy a tax upon all the
9 taxable real property within the District at a rate which,
10 when extended, will produce a sum that (i) will be sufficient
11 to meet the Fund's actuarially determined contribution
12 requirement, but (ii) shall not exceed an amount equal to the
13 total employee contributions 2 years prior multiplied by 4.19.
14 The actuarially determined contribution requirement is equal
15 to the employer's normal cost plus the annual amount needed to
16 amortize the unfunded liability by the year 2050 as a level
17 percent of payroll. The funding goal is to attain a funded
18 ratio of 100% ~~at least 90%~~ by the year 2050, with the funded
19 ratio being the ratio of the actuarial value of assets to the
20 total actuarial liability.

21 Beginning in fiscal year 2032 and each year thereafter,
22 the District shall contribute the actuarially determined
23 contribution. The actuarially determined contribution is equal
24 to the employer's normal cost plus an amount to amortize the
25 unfunded liability on a level percent of payroll basis and
26 bring the total actuarial assets of the Fund up to 100% of the

1 total actuarial liability, calculated using the entry age
2 normal actuarial cost method, by the year 2050.

3 The tax shall be levied and collected in the same manner as
4 the general taxes of the District.

5 The tax shall be exclusive of and in addition to the amount
6 of tax the District is now or may hereafter be authorized to
7 levy for general purposes under the Metropolitan Water
8 Reclamation District Act or under any other laws which may
9 limit the amount of tax for general purposes. The county clerk
10 of any county, in reducing tax levies as may be authorized by
11 law, shall not consider any such tax as a part of the general
12 tax levy for District purposes, and shall not include the same
13 in any limitation of the percent of the assessed valuation
14 upon which taxes are required to be extended.

15 Revenues derived from the tax shall be paid to the Fund for
16 the benefit of the Fund.

17 If the funds available for the purposes of this Article
18 are insufficient during any year to meet the requirements of
19 this Article, the District may issue tax anticipation warrants
20 or notes, as provided by law, against the current tax levy.

21 The Board shall submit annually to the Board of
22 Commissioners of the District an estimate of the amount
23 required to be raised by taxation for the purposes of the Fund.
24 The Board of Commissioners shall review the estimate and
25 determine the tax to be levied for such purposes.

26 (Source: P.A. 97-894, eff. 8-3-12.)

1 Section 15. The Metropolitan Water Reclamation District
2 Act is amended by changing Section 9.6a as follows:

3 (70 ILCS 2605/9.6a) (from Ch. 42, par. 328.6a)

4 Sec. 9.6a. Bonds for sewage treatment and water quality
5 improvements. The corporate authorities of a sanitary
6 district, in order to provide funds required for the
7 replacing, remodeling, completing, altering, constructing and
8 enlarging of sewage treatment works, administrative buildings,
9 water quality improvement projects, or flood control
10 facilities, and additions therefor, pumping stations, tunnels,
11 conduits, intercepting sewers and outlet sewers, together with
12 the equipment, including air pollution equipment, and
13 appurtenances thereto, to acquire property, real, personal or
14 mixed, necessary for said purposes, for costs and expenses for
15 the acquisition of the sites and rights-of-way necessary
16 thereto, and for engineering expenses for designing and
17 supervising the construction of such works, may issue on or
18 before December 31, 2034, in addition to all other obligations
19 heretofore or herein authorized, bonds, notes or other
20 evidences of indebtedness for such purposes in an aggregate
21 amount at any one time outstanding not to exceed 3.35% of the
22 equalized assessed valuation of all taxable property within
23 the sanitary district, to be ascertained by the last
24 assessment for State and local taxes previous to the issuance

1 of any such obligations. Such obligations shall be issued
2 without submitting the question of such issuance to the legal
3 voters of such sanitary district for approval.

4 The corporate authorities may sell such obligations at
5 private or public sale and enter into any contract or
6 agreement necessary, appropriate or incidental to the exercise
7 of the powers granted by this Act, including, without
8 limitation, contracts or agreements for the sale and purchase
9 of such obligations and the payment of costs and expenses
10 incident thereto. The corporate authorities may pay such costs
11 and expenses, in whole or in part, from the corporate fund.

12 Such obligations shall be issued from time to time only in
13 amounts as may be required for such purposes but the amount of
14 such obligations issued during any one budget year shall not
15 exceed \$150,000,000 plus the amount of any obligations
16 authorized by this Act to be issued during the 3 budget years
17 next preceding the year of issuance but which were not issued,
18 provided, however, that this limitation shall not be
19 applicable (i) to the issuance of obligations to refund bonds,
20 notes or other evidences of indebtedness, (ii) to obligations
21 issued to provide for the repayment of money received from the
22 Water Pollution Control Revolving Fund for the construction or
23 repair of wastewater treatment works, and (iii) to obligations
24 issued as part of the American Recovery and Reinvestment Act
25 of 2009, issued prior to January 1, 2011, that are commonly
26 known as "Build America Bonds" as authorized by Section 54AA

1 of the Internal Revenue Code of 1986, as amended. Each
2 ordinance authorizing the issuance of the obligations shall
3 state the general purpose or purposes for which they are to be
4 issued, and the corporate authorities may at any time
5 thereafter pass supplemental appropriations ordinances
6 appropriating the proceeds from the sale of such obligations
7 for such purposes.

8 Notwithstanding anything to the contrary in Section 9.6 or
9 this Section, and in addition to any other amount of bonds
10 authorized to be issued under this Act, the corporate
11 authorities are authorized to issue from time to time bonds of
12 the district in the principal amount of \$600,000,000 for the
13 purpose of making contributions to the pension fund
14 established under Article 13 of the Illinois Pension Code
15 without submitting the question of issuing bonds to the voters
16 of the District. Any bond issuances under this subsection are
17 intended to decrease the unfunded liability of the pension
18 fund and shall not decrease the amount of the employer
19 contributions required in any given year under Section 13-503
20 of the Illinois Pension Code.

21 The corporate authorities may issue bonds, notes or other
22 evidences of indebtedness in an amount necessary to provide
23 funds to refund outstanding obligations issued pursuant to
24 this Section, including interest accrued or to accrue thereon.

25 (Source: P.A. 101-302, eff. 1-1-20.)

1 Section 90. The State Mandates Act is amended by adding
2 Section 8.46 as follows:

3 (30 ILCS 805/8.46 new)

4 Sec. 8.46. Exempt mandate. Notwithstanding Sections 6 and
5 8 of this Act, no reimbursement by the State is required for
6 the implementation of any mandate created by this amendatory
7 Act of the 102nd General Assembly.

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