

1 AN ACT concerning enterprise zones.

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

4 Section 5. The Illinois Enterprise Zone Act is amended
5 by changing Section 5.3 as follows:

6 (20 ILCS 655/5.3) (from Ch. 67 1/2, par. 608)

7 Sec. 5.3. Certification of Enterprise Zones; Effective
8 date.

9 (a) Approval of designated Enterprise Zones shall be
10 made by the Department by certification of the designating
11 ordinance. The Department shall promptly issue a certificate
12 for each Enterprise Zone upon its approval. The certificate
13 shall be signed by the Director of the Department, shall make
14 specific reference to the designating ordinance, which shall
15 be attached thereto, and shall be filed in the office of the
16 Secretary of State. A certified copy of the Enterprise Zone
17 Certificate, or a duplicate original thereof, shall be
18 recorded in the office of recorder of deeds of the county in
19 which the Enterprise Zone lies.

20 (b) An Enterprise Zone shall be effective upon its
21 certification. The Department shall transmit a copy of the
22 certification to the Department of Revenue, and to the
23 designating municipality or county.

24 Upon certification of an Enterprise Zone, the terms and
25 provisions of the designating ordinance shall be in effect,
26 and may not be amended or repealed except in accordance with
27 Section 5.4.

28 (c) An Enterprise Zone shall be in effect for 30
29 calendar years, or for a lesser number of years specified in
30 the certified designating ordinance. Enterprise Zones shall
31 terminate at midnight of December 31 of the final calendar

1 year of the certified term, except as provided in Section
2 5.4.

3 (d) No more than 12 Enterprise Zones may be certified by
4 the Department in calendar year 1984, no more than 12
5 Enterprise Zones may be certified by the Department in
6 calendar year 1985, no more than 13 Enterprise Zones may be
7 certified by the Department in calendar year 1986, no more
8 than 15 Enterprise Zones may be certified by the Department
9 in calendar year 1987, and no more than 20 Enterprise Zones
10 may be certified by the Department in calendar year 1990. In
11 other calendar years, no more than 13 Enterprise Zones may be
12 certified by the Department. The Department may also
13 designate up to 8 additional Enterprise Zones outside the
14 regular application cycle if warranted by the extreme
15 economic circumstances as determined by the Department. The
16 Department may also designate one additional Enterprise Zone
17 outside the regular application cycle if an aircraft
18 manufacturer agrees to locate an aircraft manufacturing
19 facility in the proposed Enterprise Zone. Notwithstanding any
20 other provision of this Act, no more than 89 Enterprise Zones
21 may be certified by the Department for the 10 calendar years
22 commencing with 1983. The 7 additional Enterprise Zones
23 authorized by Public Act 86-15 shall not lie within
24 municipalities or unincorporated areas of counties that abut
25 or are contiguous to Enterprise Zones certified pursuant to
26 this Section prior to June 30, 1989. The 7 additional
27 Enterprise Zones (excluding the additional Enterprise Zone
28 which may be designated outside the regular application
29 cycle) authorized by Public Act 86-1030 shall not lie within
30 municipalities or unincorporated areas of counties that abut
31 or are contiguous to Enterprise Zones certified pursuant to
32 this Section prior to February 28, 1990. Beginning in
33 calendar year 2004 and until December 31, 2008, a total of 5
34 additional enterprise zones may be certified by the

1 Department. In any calendar year, the Department may not
2 certify more than 3 Zones located within the same
3 municipality. The Department may certify Enterprise Zones in
4 each of the 10 calendar years commencing with 1983. The
5 Department may not certify more than a total of 18 Enterprise
6 Zones located within the same county (whether within
7 municipalities or within unincorporated territory) for the 10
8 calendar years commencing with 1983. Thereafter, the
9 Department may not certify any additional Enterprise Zones,
10 but may amend and rescind certifications of existing
11 Enterprise Zones in accordance with Section 5.4.

12 (e) Notwithstanding any other provision of law, if (i)
13 the county board of any county in which a current military
14 base is located, in part or in whole, or in which a military
15 base that has been closed within 20 years of the effective
16 date of this amendatory Act of 1998 is located, in part or in
17 whole, adopts a designating ordinance in accordance with
18 Section 5 of this Act to designate the military base in that
19 county as an enterprise zone and (ii) the property otherwise
20 meets the qualifications for an enterprise zone as prescribed
21 in Section 4 of this Act, then the Department may certify the
22 designating ordinance or ordinances, as the case may be.

23 (Source: P.A. 91-567, eff. 8-14-99; 91-937, eff. 1-11-01;
24 92-16, eff. 6-28-01; 92-777, eff. 1-1-03.)