



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB2453

Introduced 2/19/2009, by Rep. Mike Bost

SYNOPSIS AS INTRODUCED:

35 ILCS 200/10-12 new
35 ILCS 200/10-617 new

Amends the Property Tax Code. Creates a special alternate valuation for wind and solar energy devices. Provides that, when a wind or solar energy device that is primarily for the production and distribution of energy for on-site use is installed on any property, the owner of that property may elect to claim an alternate valuation of the property calculated by deducting from the appraised value of the property the amount of the appraised value that arises from the installation or construction of the wind or solar energy device. Effective immediately.

LRB096 11055 HLH 21373 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

1 AN ACT concerning revenue.

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 adding
5 Sections 10-12 and 10-617 as follows:

6 (35 ILCS 200/10-12 new)

7 Sec. 10-12. Special alternate valuation for solar energy
8 devices. Notwithstanding any other provision of this Division,
9 beginning with the 2009 taxable year, when a solar energy
10 device that is primarily for the production and distribution of
11 energy for on-site use is installed on any property, the owner
12 of that property may elect to claim, by filing with the chief
13 county assessment officer, an alternate valuation of that
14 property. When such a claim for alternate valuation is filed,
15 the chief county assessment officer shall determine the amount
16 of appraised value of the property that arises from the
17 installation or construction of the solar energy device, and
18 shall deduct that amount from the appraised value of the
19 property when computing the alternate valuation. When the solar
20 energy system so valued ceases to be used primarily for the
21 production and distribution of energy for on-site use, the
22 owner of that property shall within 30 days notify the chief
23 county assessment officer in writing by certified mail.

1 For the purposes of this Section only, "solar energy
2 device" means an apparatus designed or adapted to convert the
3 radiant energy from the sun into thermal, mechanical, or
4 electrical energy; to store the converted energy, either in the
5 form to which it was originally converted or another form; or
6 to distribute radiant solar energy or the energy to which the
7 radiant solar energy is converted.

8 (35 ILCS 200/10-617 new)

9 Sec. 10-617. Special alternate valuation for wind energy
10 devices. Notwithstanding any other provision of this Division,
11 beginning with the 2009 taxable year, when a wind energy device
12 that is primarily for the production and distribution of energy
13 for on-site use is installed on any property, the owner of that
14 property may elect to claim, by filing with the chief county
15 assessment officer, an alternate valuation of that property.
16 When such a claim for alternate valuation is filed, the chief
17 county assessment officer shall determine the amount of
18 appraised value of the property that arises from the
19 installation or construction of the wind energy device, and
20 shall deduct that amount from the appraised value of the
21 property when computing the alternate valuation. When the wind
22 energy system so valued ceases to be used primarily for the
23 production and distribution of energy for on-site use, the
24 owner of that property shall within 30 days notify the chief
25 county assessment officer in writing by certified mail.

1 For the purposes of this Section only, "wind energy device"
2 means an apparatus designed or adapted to convert the energy
3 available in the wind into thermal, mechanical, or electrical
4 energy; to store the converted energy either in the form to
5 which it was originally converted or another form; or to
6 distribute the converted energy.

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