



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1329

Introduced 2/9/2011, by Rep. Karen May

SYNOPSIS AS INTRODUCED:

See Index

Amends the Property Tax Code. Provides that municipalities and counties may establish green energy special service areas. Provides that those green energy special service areas shall include only property for which each owner of record has executed a contract or agreement with the county or municipality consenting to the inclusion of the property within the green energy special service area. Provides that green energy special service areas are not subject to certain notice and hearing requirements set forth in the Property Tax Code. Provides that the owner of record of each parcel of property within a green energy special service area may arrange, through an agreement with the municipality or county, for specific energy efficiency improvements or renewable energy improvements and may obtain financing for such improvements through the process set forth in the ordinance establishing the special service area. Provides that counties and municipalities may levy property taxes in connection with green energy special service areas. Provides that counties and municipalities may issue bonds in connection with those special service area projects and may sell, assign, or pledge those bonds to the Illinois Finance Authority. Amends the Illinois Finance Authority Act to make conforming changes. Contains other provisions.

LRB097 09281 HLH 49416 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

STATE DEBT
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 Illinois Finance Authority Act is amended by
5 changing Sections 820-10, 820-20, and 820-25 and by adding
6 Section 820-37 as follows:

7 (20 ILCS 3501/820-10)

8 Sec. 820-10. Definitions. The following words or terms,
9 whenever used or referred to in this Article, shall have the
10 following meanings ascribed to them, except where the context
11 clearly requires otherwise:

12 (a) "Department" means the Illinois Department of Commerce
13 and Economic Opportunity.

14 (b) "Unit of local government" means any unit of local
15 government, as defined in Article VII, Section 1 of the 1970
16 State Constitution and any local public entity as that term is
17 defined by the Local Governmental and Governmental Employees
18 Tort Immunity Act and also includes the State and any
19 instrumentality, office, officer, department, division,
20 bureau, commission, college or university thereof.

21 (c) "Energy conservation project" means any improvement,
22 repair, alteration or betterment of any building or facility or
23 any equipment, fixture or furnishing including its energy using

1 mechanical devices to be added to or used in any building or
2 facility that the Director of the Department has certified to
3 the Authority will be a cost-effective energy-related project
4 that will lower energy or utility costs in connection with the
5 operation or maintenance of such building or facility, and will
6 achieve energy cost savings sufficient to cover bond debt
7 service and other project costs within 10 years from the date
8 of project installation.

9 (d) "Green energy special service area project" means any
10 energy efficiency improvement or renewable energy improvement
11 as such terms are defined in Section 27-5 of the Special
12 Service Area Tax Law of the Property Tax Code.

13 (Source: P.A. 93-205, eff. 1-1-04.)

14 (20 ILCS 3501/820-20)

15 Sec. 820-20. Powers and Duties; Illinois Local Government
16 Financing Assistance Program. The Authority has the power:

17 (a) To purchase from time to time pursuant to negotiated
18 sale or to otherwise acquire from time to time any local
19 government securities issued by one or more units of local
20 government upon such terms and conditions as the Authority may
21 prescribe;

22 (b) To issue bonds in one or more series pursuant to one or
23 more resolutions of the Authority for any purpose authorized
24 under this Article, including without limitation purchasing or
25 acquiring local government securities, providing for the

1 payment of any interest deemed necessary on such bonds, paying
2 for the cost of issuance of such bonds, providing for the
3 payment of the cost of any guarantees, letters of credit,
4 insurance contracts or other similar credit support or
5 liquidity instruments, or providing for the funding of any
6 reserves deemed necessary in connection with such bonds and
7 refunding or advance refunding of any such bonds and the
8 interest and any premium thereon, pursuant to this Act;

9 (c) To provide for the funding of any reserves or other
10 funds or accounts deemed necessary by the Authority in
11 connection with any bonds issued by the Authority or local
12 government securities purchased or otherwise acquired by the
13 Authority;

14 (d) To pledge any local government security, including any
15 payments thereon, and any other funds of the Authority or funds
16 made available to the Authority which may be applied to such
17 purpose, as security for any bonds or any guarantees, letters
18 of credit, insurance contracts or similar credit support or
19 liquidity instruments securing the bonds;

20 (e) To enter into agreements or contracts with third
21 parties, whether public or private, including without
22 limitation the United States of America, the State, or any
23 department or agency thereof to obtain any appropriations,
24 grants, loans or guarantees which are deemed necessary or
25 desirable by the Authority. Any such guarantee, agreement or
26 contract may contain terms and provisions necessary or

1 desirable in connection with the program, subject to the
2 requirements established by this Article;

3 (f) To charge reasonable fees to defray the cost of
4 obtaining letters of credit, insurance contracts or other
5 similar documents, and to charge such other reasonable fees to
6 defray the cost of trustees, depositories, paying agents, bond
7 registrars, escrow agents and other administrative expenses.
8 Any such fees shall be payable by units of local government
9 whose local government securities are purchased or otherwise
10 acquired by the Authority pursuant to this Article, in such
11 amounts and at such times as the Authority shall determine, and
12 the amount of the fees need not be uniform among the various
13 units of local government whose local government securities are
14 purchased or otherwise acquired by the Authority pursuant to
15 this Article;

16 (g) To obtain and maintain guarantees, letters of credit,
17 insurance contracts or similar credit support or liquidity
18 instruments which are deemed necessary or desirable in
19 connection with any bonds or other obligations of the Authority
20 or any local government securities;

21 (h) To establish application fees and other service fees
22 and prescribe application, notification, contract, agreement,
23 security and insurance forms and rules and regulations it deems
24 necessary or appropriate;

25 (i) To provide technical assistance, at the request of any
26 unit of local government, with respect to the financing or

1 refinancing for any public purpose. In fulfillment of this
2 purpose, the Authority may request assistance from the
3 Department as necessary; any unit of local government that is
4 experiencing either a financial emergency as defined in the
5 Local Government Financial Planning and Supervision Act or a
6 condition of fiscal crisis evidenced by an impaired ability to
7 obtain financing for its public purpose projects from
8 traditional financial channels or impaired ability to fully
9 fund its obligations to fire, police and municipal employee
10 pension funds, or to bond payments or reserves, may request
11 technical assistance from the Authority in the form of a
12 diagnostic evaluation of its financial condition;

13 (j) To purchase any obligations of the Authority issued
14 pursuant to this Article;

15 (k) To sell, transfer or otherwise dispose of local
16 government securities purchased or otherwise acquired by the
17 Authority pursuant to this Article, including without
18 limitation, the sale, transfer or other disposition of
19 undivided fractionalized interests in the right to receive
20 payments of principal and premium, if any, or the right to
21 receive payments of interest or the right to receive payments
22 of principal of and premium, if any, and interest on pools of
23 such local government securities;

24 (l) To acquire, purchase, lease, sell, transfer and
25 otherwise dispose of real and personal property, or any
26 interest therein, and to issue its bonds and enter into leases,

1 contracts and other agreements with units of local government
2 in connection with such acquisitions, purchases, leases, sales
3 and other dispositions of such real and personal property;

4 (m) To make loans to banks, savings and loans and other
5 financial institutions for the purpose of purchasing or
6 otherwise acquiring local government securities, and to issue
7 its bonds, and enter into agreements and contracts in
8 connection with such loans;

9 (n) To enter into agreements or contracts with any person
10 necessary or appropriate to place the payment obligations of
11 the Authority under any of its bonds in whole or in part on any
12 interest rate basis, cash flow basis, or other basis desired by
13 the Authority, including without limitation agreements or
14 contracts commonly known as "interest rate swap agreements",
15 "forward payment conversion agreements", and "futures", or
16 agreements or contracts to exchange cash flows or a series of
17 payments, or agreements or contracts, including without
18 limitation agreements or contracts commonly known as
19 "options", "puts" or "calls", to hedge payment, rate spread, or
20 similar exposure; provided, that any such agreement or contract
21 shall not constitute an obligation for borrowed money, and
22 shall not be taken into account under Section 845-5 of this Act
23 or any other debt limit of the Authority or the State of
24 Illinois;

25 (o) To make and enter into all other agreements and
26 contracts and execute all instruments necessary or incidental

1 to performance of its duties and the execution of its powers
2 under this Article;

3 (p) To contract for and finance the costs of energy audits,
4 project-specific engineering and design specifications, and
5 any other related analyses preliminary to an energy
6 conservation project; and, to contract for and finance the cost
7 of project monitoring and data collection to verify
8 post-installation energy consumption and energy-related
9 operating costs. Any such contract shall be executed only after
10 it has been jointly negotiated by the Authority and the
11 Department; ~~and~~

12 (p-5) To purchase special service area bonds and to accept
13 assignments, pledges, or both of special service area bonds,
14 agreements relating to public and private green energy special
15 service area projects, or both; this authority shall be
16 liberally construed; and

17 (q) To exercise such other powers as are necessary or
18 incidental to the foregoing.

19 (Source: P.A. 93-205, eff. 1-1-04.)

20 (20 ILCS 3501/820-25)

21 Sec. 820-25. Unit of Local Government Participation. Any
22 unit of local government is authorized to voluntarily
23 participate in this program. Any unit of local government which
24 is authorized to issue, sell and deliver its local government
25 securities under any provision of the Constitution or laws of

1 the State may issue, sell and deliver such local government
2 securities to the Authority under this Article; provided that
3 and notwithstanding any other provision of law to the contrary,
4 any such unit of local government may issue and sell any such
5 local government security at any interest rate or rates, which
6 rate or rates may be established by an index or formula which
7 may be implemented by persons appointed or retained therefor,
8 payable at such time or times, and at such price or prices to
9 which the unit of local government and the Authority may agree.
10 Any unit of local government may pay any amount charged by the
11 Authority pursuant to this Article. Any unit of local
12 government participating in this program may pay out of the
13 proceeds of its local government securities or out of any other
14 moneys or funds available to it for such purposes any costs,
15 fees, interest deemed necessary, premium or reserves incurred
16 or required for financing or refinancing this program,
17 including without limitation any fees charged by the Authority
18 pursuant to this Article and its share, as determined by the
19 Authority, of any costs, fees, interest deemed necessary,
20 premium or reserves incurred or required pursuant to Section
21 820-20 of this Act. All local government securities purchased
22 or otherwise acquired by the Authority pursuant to this Act
23 shall upon delivery to the Authority be accompanied by an
24 approving opinion of bond counsel as to the validity of such
25 securities. The Authority shall have discretion to purchase or
26 otherwise acquire those local government securities, as it

1 shall deem to be in the best interest of its financing program
2 for all units of local government taken as a whole. Any unit of
3 local government with the authority to provide special service
4 area financing in connection with green energy special service
5 area projects, as provided in the Special Service Area Tax Law,
6 is authorized to do any of the following: (i) issue special
7 service area bonds, (ii) sell or assign those bonds to the
8 Authority, and (iii) assign or pledge those special service
9 area bonds, agreements relating to public and private green
10 energy special service area projects, or both to the Authority.
11 (Source: P.A. 93-205, eff. 1-1-04.)

12 (20 ILCS 3501/820-37 new)
13 Sec. 820-37. Special service area bonds. The Authority may
14 assist units of local government by establishing and
15 implementing a program to issue its bonds secured by special
16 service area agreements assigned or pledged to the Authority by
17 the units of local government so as to provide financing for
18 green energy special service area projects. Such bonds shall
19 not constitute an indebtedness or obligation of the State of
20 Illinois and it shall be plainly stated on the face of each
21 bond that it does not constitute such an indebtedness or
22 obligation but is payable solely from the revenues, income, or
23 other assets of the Authority pledged for those purposes.

24 Section 10. The Property Tax Code is amended by changing

1 Section 27-5 and by adding Section 27-97 as follows:

2 (35 ILCS 200/27-5)

3 Sec. 27-5. Short title; definitions. This Article may be
4 cited as the Special Service Area Tax Law.

5 When used in this Article:

6 "Energy efficiency improvement" means any installation,
7 modification, or replacement that is intended to reduce energy
8 consumption in any residential, commercial, or industrial
9 building, structure, or other facility, including, but not
10 limited to, the following:

11 (1) insulation in walls, roofs, floors, foundations,
12 and heating and cooling distribution systems;

13 (2) storm windows and doors, multiglazed windows and
14 doors, heat-absorbing or heat-reflective glazed and coated
15 window and door systems, additional glazing, reductions in
16 glass area, and other window and door system modifications;

17 (3) automatic energy control systems;

18 (4) high-efficiency furnaces, lighting fixtures,
19 ventilating, or air conditioning and distribution systems;

20 (5) caulking and weather-stripping;

21 (6) facilities, improvements, or systems to bring
22 natural daylight into buildings;

23 (7) installation of energy management systems,
24 upgraded electrical circuits, panels, electric vehicle
25 charging station devises including batteries to enable

1 energy efficiency, renewable energy, transportation
2 electrification and smart grid technology; and

3 (8) any other installation, modification, replacement,
4 facility, improvement, rehabilitation, repair, or
5 remodeling that has the effect of reducing energy
6 consumption.

7 "Green energy special service area" means a special service
8 area created pursuant to Section 27-97 of this Code for the
9 purpose of providing special services that are energy
10 efficiency improvements, renewable energy improvements, or a
11 combination of both. The corporate authorities may establish by
12 ordinance (i) multiple green energy special service areas
13 pursuant to a single ordinance or (ii) a single green energy
14 special service area comprised of multiple buildings,
15 structures, facilities, improvements, lots, or parcels of
16 land, which are not required to be contiguous. Revenues from
17 multiple green energy special service areas and revenues from
18 multiple buildings, structures, facilities, improvements,
19 lots, or parcels of land within a single green energy special
20 service area may be aggregated for a pledge as security for
21 bonds issued pursuant to Section 27-45.

22 "Renewable energy improvement" means any fixture, product,
23 system, device, or interacting group thereof, for any
24 residential, commercial, or industrial building, structure, or
25 other facility that produces energy from renewable energy
26 resources, as the term "renewable energy resources" is defined

1 in Section 1-10 of the Illinois Power Agency Act.

2 "Special Service Area" means a contiguous area within a
3 municipality or county in which, except as provided in Section
4 27-97 concerning green energy special services, special
5 governmental services are provided in addition to those
6 services provided generally throughout the municipality or
7 county, the cost of the special services to be paid from
8 revenues collected from taxes levied or imposed upon property
9 within that area. Territory shall be considered contiguous for
10 purposes of this Article even though certain completely
11 surrounded portions of the territory are excluded from the
12 special service area. A county may create a special service
13 area within a municipality or municipalities when the
14 municipality or municipalities consent to the creation of the
15 special service area. A municipality may create a special
16 service area within a municipality and the unincorporated area
17 of a county or within another municipality when the county or
18 other municipality consents to the creation of the special
19 service area.

20 "Special Services" means all forms of services pertaining
21 to the government and affairs of the municipality or county,
22 including but not limited to weather modification, energy
23 efficiency improvements, renewable energy improvements, and
24 improvements permissible under Article 9 of the Illinois
25 Municipal Code, and contracts for the supply of water as
26 described in Section 11-124-1 of the Illinois Municipal Code

1 which may be entered into by the municipality or by the county
2 on behalf of a county service area.

3 (Source: P.A. 86-1324; 88-445.)

4 (35 ILCS 200/27-97 new)

5 Sec. 27-97. Green Energy Special Service Areas.

6 (a) The corporate authorities of each municipality or
7 county may establish a green energy special service area, or
8 multiple green energy special service areas under a single
9 ordinance, for the purpose of arranging and financing energy
10 efficiency improvements, renewable energy improvements, or
11 both. Each green energy special service area shall include only
12 property for which each owner of record has executed a contract
13 or agreement consenting to the inclusion of the property within
14 the green energy special service area. That consent may occur
15 subsequent to the adoption of the ordinance of the corporate
16 authorities establishing the green energy special service
17 area. The inclusion (or, as applicable, deletion) of the
18 property within the green energy special service area
19 subsequent to the adoption of the ordinance of the corporate
20 authorities establishing the green energy special service area
21 may be made by either (i) the adoption of a supplemental or
22 amending ordinance of the corporate authorities or (ii)
23 pursuant to authority in the establishing ordinance
24 designating one or more county or municipal officers, as
25 applicable, to include (or, as applicable, delete) other

1 properties from the special service area. Green energy special
2 service areas are exempt from the provisions of Sections 27-20,
3 27-25, 27-30, 27-35, 27-45, 27-55, 27-60, 27-65, and 27-70.
4 Each owner of record of property within a green energy special
5 service area may arrange for specific energy efficiency
6 improvements or renewable energy improvements and may obtain
7 financing for such improvements through the process set forth
8 in the ordinance establishing the green energy special service
9 area. A green energy special service area may consist of a
10 single building, structure, facility, improvement, lot, or
11 parcel of land. The corporate authorities may establish
12 multiple green energy special service areas pursuant to a
13 single ordinance or include multiple buildings, structures,
14 facilities, improvements, lots, or parcels of land within a
15 single green energy special service area, whether or not those
16 buildings, structures, facilities, improvements, lots, or
17 parcels of land are contiguous. Revenues from multiple green
18 energy special service areas and revenues from multiple
19 buildings, structures, facilities, improvements or lots or
20 parcels of land within a single green energy special service
21 area may be aggregated for a pledge as security for bonds
22 issued pursuant to Section 27-45.

23 (b) The corporate authorities of any municipality or county
24 that establishes a green energy special service area shall levy
25 a tax pursuant to Section 27-75 on property located within the
26 green energy special service area if each owner of record of

1 the property has entered into a contract or agreement for those
2 improvements. The contract or agreement entered into with the
3 owner of the property shall be conclusive as to the
4 authorization and establishment of the applicable green energy
5 special service area as it relates to that property and to the
6 amount of special tax to be levied and extended against the
7 property for those improvements. The contract or agreement may
8 specify tax levies pursuant to Section 27-75 related (i) to the
9 applicable energy efficiency or green energy improvements,
10 (ii) as applicable to the principal of and interest on bonds
11 issued for financing such improvements, including bonds issued
12 as a part of a larger pooled or composite issue, or (iii) to
13 both the applicable improvements and the applicable principal
14 of and interest on bonds. The specified tax levies in the
15 contract or agreement, when recorded as provided in subsection
16 (c) below and filed with the county clerk, shall be authority
17 for each affected county to extend and collect such levied
18 taxes for the applicable municipality or county with respect to
19 the contract or agreement.

20 (c) The contract or agreement in subsection (b) shall be in
21 recordable form and shall be recorded in the office of the
22 recorder in the county where the property is located.

23 (d) This Section 27-97 shall be liberally construed to
24 affect the legislative purpose of enabling taxpayers to make
25 energy efficiency improvements or renewable energy
26 improvements to their properties.

1 Section 15. The Counties Code is amended by changing
2 Section 5-1005 as follows:

3 (55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

4 Sec. 5-1005. Powers. Each county shall have power:

5 1. To purchase and hold the real and personal estate
6 necessary for the uses of the county, and to purchase and
7 hold, for the benefit of the county, real estate sold by
8 virtue of judicial proceedings in which the county is
9 plaintiff.

10 2. To sell and convey or lease any real or personal
11 estate owned by the county.

12 3. To make all contracts and do all other acts in
13 relation to the property and concerns of the county
14 necessary to the exercise of its corporate powers.

15 4. To take all necessary measures and institute
16 proceedings to enforce all laws for the prevention of
17 cruelty to animals.

18 5. To purchase and hold or lease real estate upon which
19 may be erected and maintained buildings to be utilized for
20 purposes of agricultural experiments and to purchase, hold
21 and use personal property for the care and maintenance of
22 such real estate in connection with such experimental
23 purposes.

24 6. To cause to be erected, or otherwise provided,

1 suitable buildings for, and maintain a county hospital and
2 necessary branch hospitals and/or a county sheltered care
3 home or county nursing home for the care of such sick,
4 chronically ill or infirm persons as may by law be proper
5 charges upon the county, or upon other governmental units,
6 and to provide for the management of the same. The county
7 board may establish rates to be paid by persons seeking
8 care and treatment in such hospital or home in accordance
9 with their financial ability to meet such charges, either
10 personally or through a hospital plan or hospital
11 insurance, and the rates to be paid by governmental units,
12 including the State, for the care of sick, chronically ill
13 or infirm persons admitted therein upon the request of such
14 governmental units. Any hospital maintained by a county
15 under this Section is authorized to provide any service and
16 enter into any contract or other arrangement not prohibited
17 for a hospital that is licensed under the Hospital
18 Licensing Act, incorporated under the General
19 Not-For-Profit Corporation Act, and exempt from taxation
20 under paragraph (3) of subsection (c) of Section 501 of the
21 Internal Revenue Code.

22 7. To contribute such sums of money toward erecting,
23 building, maintaining, and supporting any non-sectarian
24 public hospital located within its limits as the county
25 board of the county shall deem proper.

26 8. To purchase and hold real estate for the

1 preservation of forests, prairies and other natural areas
2 and to maintain and regulate the use thereof.

3 9. To purchase and hold real estate for the purpose of
4 preserving historical spots in the county, to restore,
5 maintain and regulate the use thereof and to donate any
6 historical spot to the State.

7 10. To appropriate funds from the county treasury to be
8 used in any manner to be determined by the board for the
9 suppression, eradication and control of tuberculosis among
10 domestic cattle in such county.

11 11. To take all necessary measures to prevent forest
12 fires and encourage the maintenance and planting of trees
13 and the preservation of forests.

14 12. To authorize the closing on Saturday mornings of
15 all offices of all county officers at the county seat of
16 each county, and to otherwise regulate and fix the days and
17 the hours of opening and closing of such offices, except
18 when the days and the hours of opening and closing of the
19 office of any county officer are otherwise fixed by law;
20 but the power herein conferred shall not apply to the
21 office of State's Attorney and the offices of judges and
22 clerks of courts and, in counties of 500,000 or more
23 population, the offices of county clerk.

24 13. To provide for the conservation, preservation and
25 propagation of insectivorous birds through the expenditure
26 of funds provided for such purpose.

1 14. To appropriate funds from the county treasury and
2 expend the same for care and treatment of tuberculosis
3 residents.

4 15. In counties having less than 1,000,000
5 inhabitants, to take all necessary or proper steps for the
6 extermination of mosquitoes, flies or other insects within
7 the county.

8 16. To install an adequate system of accounts and
9 financial records in the offices and divisions of the
10 county, suitable to the needs of the office and in
11 accordance with generally accepted principles of
12 accounting for governmental bodies, which system may
13 include such reports as the county board may determine.

14 17. To purchase and hold real estate for the
15 construction and maintenance of motor vehicle parking
16 facilities for persons using county buildings, but the
17 purchase and use of such real estate shall not be for
18 revenue producing purposes.

19 18. To acquire and hold title to real property located
20 within the county, or partly within and partly outside the
21 county by dedication, purchase, gift, legacy or lease, for
22 park and recreational purposes and to charge reasonable
23 fees for the use of or admission to any such park or
24 recreational area and to provide police protection for such
25 park or recreational area. Personnel employed to provide
26 such police protection shall be conservators of the peace

1 within such park or recreational area and shall have power
2 to make arrests on view of the offense or upon warrants for
3 violation of any of the ordinances governing such park or
4 recreational area or for any breach of the peace in the
5 same manner as the police in municipalities organized and
6 existing under the general laws of the State. All such real
7 property outside the county shall be contiguous to the
8 county and within the boundaries of the State of Illinois.

9 19. To appropriate funds from the county treasury to be
10 used to provide supportive social services designed to
11 prevent the unnecessary institutionalization of elderly
12 residents, or, for operation of, and equipment for, senior
13 citizen centers providing social services to elderly
14 residents.

15 20. To appropriate funds from the county treasury and
16 loan such funds to a county water commission created under
17 the "Water Commission Act", approved June 30, 1984, as now
18 or hereafter amended, in such amounts and upon such terms
19 as the county may determine or the county and the
20 commission may agree. The county shall not under any
21 circumstances be obligated to make such loans. The county
22 shall not be required to charge interest on any such loans.

23 21. To appropriate and expend funds from the county
24 treasury for economic development purposes, including the
25 making of grants to any other governmental entity or
26 commercial enterprise deemed necessary or desirable for

1 the promotion of economic development in the county.

2 22. To lease space on a telecommunications tower to a
3 public or private entity.

4 23. In counties having a population of 100,000 or less
5 and a public building commission organized by the county
6 seat of the county, to cause to be erected or otherwise
7 provided, and to maintain or cause to be maintained,
8 suitable facilities to house students pursuing a
9 post-secondary education at an academic institution
10 located within the county. The county may provide for the
11 management of the facilities.

12 24. To engage in and undertake activities related to
13 and in connection with governmental and private energy
14 efficiency improvements and renewable energy improvements,
15 as defined in the Special Service Area Tax Law of the
16 Property Tax Code, including, but not limited to, special
17 service areas related to green energy special service area
18 financing for energy efficiency improvements and renewable
19 energy improvements, whether on public or private
20 property, under the Special Service Area Tax Law. This item
21 24 shall be liberally construed to effect the legislative
22 purpose of enabling taxpayers to make energy efficiency
23 improvements or renewable energy improvements to their
24 properties.

25 All contracts for the purchase of coal under this Section
26 shall be subject to the provisions of "An Act concerning the

1 use of Illinois mined coal in certain plants and institutions",
2 filed July 13, 1937, as amended.

3 (Source: P.A. 95-197, eff. 8-16-07; 95-813, eff. 1-1-09;
4 96-622, eff. 8-24-09.)

5 Section 20. The Illinois Municipal Code is amended by
6 adding Division 15.4 to Article 11 as follows:

7 (65 ILCS 5/Art. 11 Div. 15.4 heading new)

8 DIVISION 15.4.GREEN ENERGY

9 (65 ILCS 5/11-15.4-1 new)

10 Sec. 11-15.4-1. Green Energy Special Service Areas. Each
11 municipality shall have the power and authority to engage in
12 and undertake activities related to and in connection with
13 governmental and private energy efficiency improvements and
14 renewable energy improvements, as defined in the Special
15 Service Area Tax Law of the Property Tax Code, including, but
16 not limited to, special service area financing related to green
17 energy special service areas for energy efficiency
18 improvements and renewable energy improvements, whether on
19 public or private property, under the Special Service Area Tax
20 Law. This Section shall be liberally construed to effect the
21 legislative purpose of enabling taxpayers to make energy
22 efficiency improvements or renewable energy improvements to
23 their properties.

1 INDEX

2 Statutes amended in order of appearance

3 20 ILCS 3501/820-10

4 20 ILCS 3501/820-20

5 20 ILCS 3501/820-25

6 20 ILCS 3501/820-37 new

7 35 ILCS 200/27-5

8 35 ILCS 200/27-97 new

9 55 ILCS 5/5-1005 from Ch. 34, par. 5-1005

10 65 ILCS 5/Art. 11 Div.

11 15.4 heading new

12 65 ILCS 5/11-15.4-1 new