



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB3600

Introduced 2/24/2011, by Rep. Harry Osterman

#### 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. Effective immediately.

LRB097 08736 HLH 48865 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 20 ~~10~~ years from the  
8 date of project installation.

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

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 or pledges, or both, of special service area bonds  
14 or agreements relating to public and private green special  
15 service area projects, which authority shall be liberally  
16 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 for those  
8 purposes ~~therefor~~, payable at such time or times, and at such  
9 price or prices to which the unit of local government and the  
10 Authority may agree. Any unit of local government may pay any  
11 amount charged by the Authority pursuant to this Article. Any  
12 unit of local government participating in this program may pay  
13 out of the proceeds of its local government securities or out  
14 of any other moneys or funds available to it for such purposes  
15 any costs, fees, interest deemed necessary, premium or reserves  
16 incurred 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 in connection with green  
4 special service area projects to provide special service area  
5 financing under the Special Service Area Tax Law is authorized  
6 to issue special service area bonds and sell or assign the  
7 bonds to the Authority or to assign or pledge special service  
8 area bonds or agreements, or both, to the Authority.

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

10 (20 ILCS 3501/820-37 new)

11 Sec. 820-37. Unit of local government participation;  
12 bonds. The Authority may assist units of local government by  
13 establishing and implementing a program to issue its bonds  
14 secured by special service area agreements assigned or pledged  
15 to the Authority by the local governments so as to provide  
16 financing for green special service area projects. The bonds  
17 shall not constitute an indebtedness or obligation of the State  
18 and it shall be plainly stated on the face of each bond that it  
19 does not constitute an indebtedness or obligation but is  
20 payable solely from the revenues, income, or other assets of  
21 the Authority that are pledged.

22 Section 10. The Property Tax Code is amended by changing  
23 Section 27-5 and by adding Section 27-97 as follows:

1 (35 ILCS 200/27-5)

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

4 When used in this Article:

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

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

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

16 (3) automatic energy control systems;

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

19 (5) caulking and weather-stripping;

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

22 (7) any other installation, modification, replacement,  
23 facility, improvement, rehabilitation, repair, or  
24 remodeling that has the effect of reducing energy  
25 consumption.

26 "Green special service area" means a special service area

1 created pursuant to Section 27-97 of this Act for the purpose  
2 of providing special services that are energy efficiency  
3 improvements, renewable energy improvements, water use  
4 improvements, or a combination thereof. The corporate  
5 authorities of the municipality or county may establish (i)  
6 multiple green special service areas pursuant to a single  
7 ordinance or (ii) multiple buildings, structures, facilities,  
8 improvements, or lots or parcels of land within a single green  
9 special service area, which are not required to be contiguous.  
10 Revenues from multiple green special service areas and revenues  
11 from multiple buildings, structures, facilities, improvements  
12 or lots or parcels of land within a single green special  
13 service area may be aggregated for a pledge as security for  
14 bonds issued pursuant to Section 27-45 of this Act.

15 "Renewable energy improvement" means any fixture, product,  
16 system, device, or interacting group thereof, for or serving  
17 any residential, commercial, or industrial building,  
18 structure, or other facility that produces energy from  
19 renewable resources as defined in Section 1-10 of the Illinois  
20 Power Agency Act.

21 "Special Service Area" means a contiguous area within a  
22 municipality or county in which, except as provided in this Act  
23 concerning green special service areas, special governmental  
24 services are provided in addition to those services provided  
25 generally throughout the municipality or county, the cost of  
26 the special services to be paid from revenues collected from

1 taxes levied or imposed upon property within that area.  
2 Territory shall be considered contiguous for purposes of this  
3 Article even though certain completely surrounded portions of  
4 the territory are excluded from the special service area. A  
5 county may create a special service area within a municipality  
6 or municipalities when the municipality or municipalities  
7 consent to the creation of the special service area. A  
8 municipality may create a special service area within a  
9 municipality and the unincorporated area of a county or within  
10 another municipality when the county or other municipality  
11 consents to the creation of the special service area.

12 "Special Services" means all forms of services pertaining  
13 to the government and affairs of the municipality or county,  
14 including but not limited to weather modification, energy  
15 efficiency improvements, renewable energy improvements, water  
16 use improvements, and improvements permissible under Article 9  
17 of the Illinois Municipal Code, and contracts for the supply of  
18 water as described in Section 11-124-1 of the Illinois  
19 Municipal Code which may be entered into by the municipality or  
20 by the county on behalf of a county service area.

21 "Water use improvement" means any fixture, product,  
22 system, device, or interacting group thereof, for or serving  
23 any residential, commercial, or industrial building,  
24 structure, or other facility that has the effect of conserving  
25 water resources through improved water management or  
26 efficiency.

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

2 (35 ILCS 200/27-97 new)

3 Sec. 27-97. Green special service areas.

4 (a) The corporate authorities of a municipality or county  
5 may establish a green special service area, or multiple green  
6 special service areas under a single ordinance, for the purpose  
7 of arranging and financing energy efficiency improvements,  
8 renewable energy improvements, or water use improvements. Each  
9 green special service area shall include only property for  
10 which each owner of record has executed a contract or agreement  
11 consenting to the inclusion of such property within the green  
12 special service area, and such contract may occur subsequent to  
13 the adoption of the ordinance of the corporate authorities  
14 establishing the green special service area. The inclusion, or,  
15 as applicable, deletion, of property within the green special  
16 service area subsequent to the adoption of the ordinance of the  
17 corporate authorities establishing the green special service  
18 area may be made either (i) by the adoption of a supplemental  
19 or amending ordinance of the corporate authorities or (ii)  
20 pursuant to authority in the establishing ordinance  
21 designating one or more county or municipal officers, as  
22 applicable, to include, or, as applicable, delete, other  
23 properties. Green special service areas are exempt from the  
24 provisions of Sections 27-20, 27-25, 27-30, 27-35, 27-40,  
25 27-55, 27-60, 27-65, and 27-70 of this Act. A municipality or

1 county may create a green special service area by an ordinance  
2 establishing the green special service area. Each owner of  
3 record of property within a green special service area may  
4 arrange for the specific energy efficiency improvements,  
5 renewable energy improvements, or water use improvements and  
6 may obtain financing for such improvements through the process  
7 set forth in the ordinance establishing the green special  
8 service area. A green special service area may consist of a  
9 single building, structure, facility, improvement, or lot or  
10 parcel of land. The corporate authorities of a municipality or  
11 county may establish multiple green special service areas  
12 pursuant to a single ordinance or within a single green special  
13 service area identify multiple buildings, structures,  
14 facilities, improvements, or lots or parcels of land, whether  
15 or not contiguous. Revenues from multiple green special service  
16 areas or revenues from multiple buildings, structures,  
17 facilities, improvements or lots or parcels of land within a  
18 single green special service area may be aggregated for a  
19 pledge as security for bonds issued pursuant to Section 27-45  
20 of this Act.

21 Municipalities and counties shall have the power to issue  
22 bonds under Section 27-45 for the public purposes set forth in  
23 this Section 27-97; provided that it is not necessary to  
24 conduct a public hearing, as required in Section 27-45, in  
25 connection with the issuance of those bonds.

26 (b) The corporate authorities of a county or municipality

1 that establishes a green special service area shall levy a tax  
2 pursuant to Section 27-75 of this Act on all property in a  
3 green special service area where each owner of record has  
4 entered into a contract or agreement for improvements; provided  
5 that it is not necessary to file a copy of the notice of public  
6 hearing with the County Clerk as otherwise required by Section  
7 27-45. The contract or agreement entered into with the owner of  
8 the property shall be conclusive as to the due authorization  
9 and establishment of the applicable green special service area  
10 as it relates to that property and to the amount of special tax  
11 to be levied and extended against the property for such  
12 improvements. A contract or agreement may specify tax levies  
13 pursuant to Section 27-75 of this Act related to the applicable  
14 energy efficiency improvements, renewable energy improvements,  
15 water use improvements, or a combination thereof, or as  
16 applicable to the principal of and interest on bonds issued,  
17 including as a part of a larger pooled or composite issue, for  
18 financing such improvements. The specified tax levies in a  
19 contract or agreement when recorded as provided in subsection  
20 (c) of this Section and filed with the county clerk shall be  
21 authority for each affected county to extend and collect the  
22 levied taxes for the applicable municipality or county, or  
23 both, with respect to each such contract or agreement.  
24 Municipalities must have consent from the County Clerk before  
25 creating a green special service area.

26 (c) The contract or agreement in subsection (b) of this



1 Section shall be in recordable form and shall be recorded in  
2 the office of the recorder in the county where the property is  
3 located.

4 (d) Any unit of local government with the authority to  
5 provide special service area financing in connection with green  
6 special service area projects, as provided in the Special  
7 Service Area Tax Law, is authorized to do any of the following:  
8 (i) issue special service area bonds, (ii) sell or assign those  
9 bonds to the Authority, and (iii) assign or pledge those  
10 special service area bonds, agreements relating to public and  
11 private green special service area projects, or both to the  
12 Illinois Finance Authority.

13 (e) This Section shall be liberally construed to affect the  
14 legislative purpose of enabling taxpayers to make energy  
15 efficiency improvements, renewable energy improvements, or  
16 water use improvements to their properties.

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

19 (55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

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

21 1. To purchase and hold the real and personal estate  
22 necessary for the uses of the county, and to purchase and  
23 hold, for the benefit of the county, real estate sold by  
24 virtue of judicial proceedings in which the county is

1 plaintiff.

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

4 3. To make all contracts and do all other acts in  
5 relation to the property and concerns of the county  
6 necessary to the exercise of its corporate powers.

7 4. To take all necessary measures and institute  
8 proceedings to enforce all laws for the prevention of  
9 cruelty to animals.

10 5. To purchase and hold or lease real estate upon which  
11 may be erected and maintained buildings to be utilized for  
12 purposes of agricultural experiments and to purchase, hold  
13 and use personal property for the care and maintenance of  
14 such real estate in connection with such experimental  
15 purposes.

16 6. To cause to be erected, or otherwise provided,  
17 suitable buildings for, and maintain a county hospital and  
18 necessary branch hospitals and/or a county sheltered care  
19 home or county nursing home for the care of such sick,  
20 chronically ill or infirm persons as may by law be proper  
21 charges upon the county, or upon other governmental units,  
22 and to provide for the management of the same. The county  
23 board may establish rates to be paid by persons seeking  
24 care and treatment in such hospital or home in accordance  
25 with their financial ability to meet such charges, either  
26 personally or through a hospital plan or hospital

1 insurance, and the rates to be paid by governmental units,  
2 including the State, for the care of sick, chronically ill  
3 or infirm persons admitted therein upon the request of such  
4 governmental units. Any hospital maintained by a county  
5 under this Section is authorized to provide any service and  
6 enter into any contract or other arrangement not prohibited  
7 for a hospital that is licensed under the Hospital  
8 Licensing Act, incorporated under the General  
9 Not-For-Profit Corporation Act, and exempt from taxation  
10 under paragraph (3) of subsection (c) of Section 501 of the  
11 Internal Revenue Code.

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

16 8. To purchase and hold real estate for the  
17 preservation of forests, prairies and other natural areas  
18 and to maintain and regulate the use thereof.

19 9. To purchase and hold real estate for the purpose of  
20 preserving historical spots in the county, to restore,  
21 maintain and regulate the use thereof and to donate any  
22 historical spot to the State.

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

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

4           12. To authorize the closing on Saturday mornings of  
5 all offices of all county officers at the county seat of  
6 each county, and to otherwise regulate and fix the days and  
7 the hours of opening and closing of such offices, except  
8 when the days and the hours of opening and closing of the  
9 office of any county officer are otherwise fixed by law;  
10 but the power herein conferred shall not apply to the  
11 office of State's Attorney and the offices of judges and  
12 clerks of courts and, in counties of 500,000 or more  
13 population, the offices of county clerk.

14           13. To provide for the conservation, preservation and  
15 propagation of insectivorous birds through the expenditure  
16 of funds provided for such purpose.

17           14. To appropriate funds from the county treasury and  
18 expend the same for care and treatment of tuberculosis  
19 residents.

20           15. In counties having less than 1,000,000  
21 inhabitants, to take all necessary or proper steps for the  
22 extermination of mosquitoes, flies or other insects within  
23 the county.

24           16. To install an adequate system of accounts and  
25 financial records in the offices and divisions of the  
26 county, suitable to the needs of the office and in

1           accordance with generally accepted principles of  
2           accounting for governmental bodies, which system may  
3           include such reports as the county board may determine.

4           17. To purchase and hold real estate for the  
5           construction and maintenance of motor vehicle parking  
6           facilities for persons using county buildings, but the  
7           purchase and use of such real estate shall not be for  
8           revenue producing purposes.

9           18. To acquire and hold title to real property located  
10          within the county, or partly within and partly outside the  
11          county by dedication, purchase, gift, legacy or lease, for  
12          park and recreational purposes and to charge reasonable  
13          fees for the use of or admission to any such park or  
14          recreational area and to provide police protection for such  
15          park or recreational area. Personnel employed to provide  
16          such police protection shall be conservators of the peace  
17          within such park or recreational area and shall have power  
18          to make arrests on view of the offense or upon warrants for  
19          violation of any of the ordinances governing such park or  
20          recreational area or for any breach of the peace in the  
21          same manner as the police in municipalities organized and  
22          existing under the general laws of the State. All such real  
23          property outside the county shall be contiguous to the  
24          county and within the boundaries of the State of Illinois.

25          19. To appropriate funds from the county treasury to be  
26          used to provide supportive social services designed to

1 prevent the unnecessary institutionalization of elderly  
2 residents, or, for operation of, and equipment for, senior  
3 citizen centers providing social services to elderly  
4 residents.

5 20. To appropriate funds from the county treasury and  
6 loan such funds to a county water commission created under  
7 the "Water Commission Act", approved June 30, 1984, as now  
8 or hereafter amended, in such amounts and upon such terms  
9 as the county may determine or the county and the  
10 commission may agree. The county shall not under any  
11 circumstances be obligated to make such loans. The county  
12 shall not be required to charge interest on any such loans.

13 21. To appropriate and expend funds from the county  
14 treasury for economic development purposes, including the  
15 making of grants to any other governmental entity or  
16 commercial enterprise deemed necessary or desirable for  
17 the promotion of economic development in the county.

18 22. To lease space on a telecommunications tower to a  
19 public or private entity.

20 23. In counties having a population of 100,000 or less  
21 and a public building commission organized by the county  
22 seat of the county, to cause to be erected or otherwise  
23 provided, and to maintain or cause to be maintained,  
24 suitable facilities to house students pursuing a  
25 post-secondary education at an academic institution  
26 located within the county. The county may provide for the

1 management of the facilities.

2 24. To engage in and undertake activities related to  
3 and in connection with governmental and private energy  
4 efficiency improvements, renewable energy improvements,  
5 and water use improvements as defined in the Special  
6 Service Area Tax Law, including, but not limited to,  
7 special service areas related to green special service area  
8 financing for energy efficiency improvements, renewable  
9 energy improvements, and water use improvements whether on  
10 public or private property, under the Special Service Area  
11 Tax Law. This item shall be liberally construed to effect  
12 the legislative purpose of enabling taxpayers to make  
13 energy efficiency improvements, renewable energy  
14 improvements, and water use improvements to or serving the  
15 designated properties.

16 All contracts for the purchase of coal under this Section  
17 shall be subject to the provisions of "An Act concerning the  
18 use of Illinois mined coal in certain plants and institutions",  
19 filed July 13, 1937, as amended.

20 (Source: P.A. 95-197, eff. 8-16-07; 95-813, eff. 1-1-09;  
21 96-622, eff. 8-24-09.)

22 Section 20. The Illinois Municipal Code is amended by  
23 adding Division 15.4 and Section 11-15.4-1 to Article 11 as  
24 follows:

1 (65 ILCS 5/Art. 11 Div. 15.4 heading new)

2 DIVISION 15.4. GREEN SPECIAL SERVICE AREAS

3 (65 ILCS 5/11-15.4-1 new)

4 Sec. 11-15.4-1. Green special service areas. Each  
5 municipality shall have the power and authority to engage in  
6 and undertake activities related to and in connection with  
7 governmental and private energy efficiency improvements,  
8 renewable energy improvements, and water use improvements as  
9 defined in the Special Service Area Tax Law, including, but not  
10 limited to, special service area financing related to green  
11 special service areas for energy efficiency improvements,  
12 renewable energy improvements, and water use improvements  
13 whether on public or private property, under the Special  
14 Service Area Tax Law. This Section shall be liberally construed  
15 to effect the legislative purpose of enabling taxpayers to make  
16 energy efficiency improvements, renewable energy improvements,  
17 or water use improvements to or serving the designated  
18 properties.

19 Section 99. Effective date. This Act takes effect upon  
20 becoming law.



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