



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3004

by Rep. Cynthia Soto

SYNOPSIS AS INTRODUCED:

20 ILCS 3501/820-10
20 ILCS 3501/820-20
20 ILCS 3501/820-25
20 ILCS 3501/820-37 new
35 ILCS 200/27-5
35 ILCS 200/27-97 new
55 ILCS 5/5-1005 from Ch. 34, par. 5-1005
65 ILCS 5/Art. 11 Div. 15.4 heading new
65 ILCS 5/11-15.4-1 new

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.

LRB098 10890 HLH 41411 b

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, including but not limited to an Energy

1 Efficiency Project, as defined in item (iii) of subsection (b)
2 of Section 825-65, in connection with any school district or
3 community college district project, and any fixture or
4 furnishing including its energy using mechanical devices to be
5 added to or used in any building or facility that the Director
6 of the Department has certified to the Authority will be a
7 cost-effective energy-related project that will lower energy
8 or utility costs in connection with the operation or
9 maintenance of such building or facility, and will achieve
10 energy cost savings sufficient to cover bond debt service and
11 other project costs within 10 years from the date of project
12 installation.

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

17 (Source: P.A. 97-760, eff. 7-6-12.)

18 (20 ILCS 3501/820-20)

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

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

1 (b) To issue bonds in one or more series pursuant to one or
2 more resolutions of the Authority for any purpose authorized
3 under this Article, including without limitation purchasing or
4 acquiring local government securities, providing for the
5 payment of any interest deemed necessary on such bonds, paying
6 for the cost of issuance of such bonds, providing for the
7 payment of the cost of any guarantees, letters of credit,
8 insurance contracts or other similar credit support or
9 liquidity instruments, or providing for the funding of any
10 reserves deemed necessary in connection with such bonds and
11 refunding or advance refunding of any such bonds and the
12 interest and any premium thereon, pursuant to this Act;

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

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

24 (e) To enter into agreements or contracts with third
25 parties, whether public or private, including without
26 limitation the United States of America, the State, or any

1 department or agency thereof to obtain any appropriations,
2 grants, loans or guarantees which are deemed necessary or
3 desirable by the Authority. Any such guarantee, agreement or
4 contract may contain terms and provisions necessary or
5 desirable in connection with the program, subject to the
6 requirements established by this Article;

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

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

25 (h) To establish application fees and other service fees
26 and prescribe application, notification, contract, agreement,

1 security and insurance forms and rules and regulations it deems
2 necessary or appropriate;

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

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

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

1 such local government securities;

2 (l) To acquire, purchase, lease, sell, transfer and
3 otherwise dispose of real and personal property, or any
4 interest therein, and to issue its bonds and enter into leases,
5 contracts and other agreements with units of local government
6 in connection with such acquisitions, purchases, leases, sales
7 and other dispositions of such real and personal property;

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

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

1 or any other debt limit of the Authority or the State of
2 Illinois;

3 (o) To make and enter into all other agreements and
4 contracts and execute all instruments necessary or incidental
5 to performance of its duties and the execution of its powers
6 under this Article;

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

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

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

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

24 (20 ILCS 3501/820-25)

25 Sec. 820-25. Unit of Local Government Participation. Any

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

1 shall upon delivery to the Authority be accompanied by an
2 approving opinion of bond counsel as to the validity of such
3 securities. The Authority shall have discretion to purchase or
4 otherwise acquire those local government securities, as it
5 shall deem to be in the best interest of its financing program
6 for all units of local government taken as a whole. Any unit of
7 local government with the authority to provide special service
8 area financing in connection with green energy special service
9 area projects, as provided in the Special Service Area Tax Law,
10 is authorized to do any of the following: (i) issue special
11 service area bonds, (ii) sell or assign those bonds to the
12 Authority, and (iii) assign or pledge those special service
13 area bonds, agreements relating to public and private green
14 energy special service area projects, or both to the Authority.
15 (Source: P.A. 93-205, eff. 1-1-04.)

16 (20 ILCS 3501/820-37 new)

17 Sec. 820-37. Special service area bonds. The Authority may
18 assist units of local government by establishing and
19 implementing a program to issue its bonds secured by special
20 service area agreements assigned or pledged to the Authority by
21 the units of local government so as to provide financing for
22 green energy special service area projects. Such bonds shall
23 not constitute an indebtedness or obligation of the State of
24 Illinois and it shall be plainly stated on the face of each
25 bond that it does not constitute such an indebtedness or

1 obligation but is payable solely from the revenues, income, or
2 other assets of the Authority pledged for those purposes.

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

5 (35 ILCS 200/27-5)

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

8 When used in this Article:

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

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

16 (2) storm windows and doors, multi-glazed windows and
17 doors, heat-absorbing or heat-reflective glazed and coated
18 window and door systems, additional glazing, reductions in
19 glass area, and other window and door system modifications;

20 (3) automatic energy control systems;

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

23 (5) caulking and weather-stripping;

24 (6) facilities, improvements, or systems to bring

1 natural daylight into buildings;
2 (7) installation of energy management systems,
3 upgraded electrical circuits, panels, electric vehicle
4 charging station devises including batteries to enable
5 energy efficiency, renewable energy, transportation
6 electrification and smart grid technology; and
7 (8) any other installation, modification, replacement,
8 facility, improvement, rehabilitation, repair, or
9 remodeling that has the effect of reducing energy
10 consumption.

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

26 "Renewable energy improvement" means any fixture, product,

1 system, device, or interacting group thereof, for any
2 residential, commercial, or industrial building, structure, or
3 other facility that produces energy from renewable energy
4 resources, as the term "renewable energy resources" is defined
5 in Section 1-10 of the Illinois Power Agency Act.

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

24 "Special Services" means all forms of services pertaining
25 to the government and affairs of the municipality or county,
26 including but not limited to weather modification, energy

1 efficiency improvements, renewable energy improvements, and
2 improvements permissible under Article 9 of the Illinois
3 Municipal Code, and contracts for the supply of water as
4 described in Section 11-124-1 of the Illinois Municipal Code
5 which may be entered into by the municipality or by the county
6 on behalf of a county service area.

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

8 (35 ILCS 200/27-97 new)

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

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

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

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

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

1 (d) This Section 27-97 shall be liberally construed to
2 affect the legislative purpose of enabling taxpayers to make
3 energy efficiency improvements or renewable energy
4 improvements to their properties.

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

7 (55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

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

9 1. To purchase and hold the real and personal estate
10 necessary for the uses of the county, and to purchase and
11 hold, for the benefit of the county, real estate sold by
12 virtue of judicial proceedings in which the county is
13 plaintiff.

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

16 3. To make all contracts and do all other acts in
17 relation to the property and concerns of the county
18 necessary to the exercise of its corporate powers.

19 4. To take all necessary measures and institute
20 proceedings to enforce all laws for the prevention of
21 cruelty to animals.

22 5. To purchase and hold or lease real estate upon which
23 may be erected and maintained buildings to be utilized for
24 purposes of agricultural experiments and to purchase, hold

1 and use personal property for the care and maintenance of
2 such real estate in connection with such experimental
3 purposes.

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

26 7. To contribute such sums of money toward erecting,

1 building, maintaining, and supporting any non-sectarian
2 public hospital located within its limits as the county
3 board of the county shall deem proper.

4 8. To purchase and hold real estate for the
5 preservation of forests, prairies and other natural areas
6 and to maintain and regulate the use thereof.

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

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

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

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

1 population, the offices of county clerk.

2 13. To provide for the conservation, preservation and
3 propagation of insectivorous birds through the expenditure
4 of funds provided for such purpose.

5 14. To appropriate funds from the county treasury and
6 expend the same for care and treatment of tuberculosis
7 residents.

8 15. In counties having less than 1,000,000
9 inhabitants, to take all necessary or proper steps for the
10 extermination of mosquitoes, flies or other insects within
11 the county.

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

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

23 18. To acquire and hold title to real property located
24 within the county, or partly within and partly outside the
25 county by dedication, purchase, gift, legacy or lease, for
26 park and recreational purposes and to charge reasonable

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

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

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

1 21. To appropriate and expend funds from the county
2 treasury for economic development purposes, including the
3 making of grants to any other governmental entity or
4 commercial enterprise deemed necessary or desirable for
5 the promotion of economic development in the county.

6 22. To lease space on a telecommunications tower to a
7 public or private entity.

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

16 24. To engage in and undertake activities related to
17 and in connection with governmental and private energy
18 efficiency improvements and renewable energy improvements,
19 as defined in the Special Service Area Tax Law of the
20 Property Tax Code, including, but not limited to, special
21 service areas related to green energy special service area
22 financing for energy efficiency improvements and renewable
23 energy improvements, whether on public or private
24 property, under the Special Service Area Tax Law. This item
25 24 shall be liberally construed to effect the legislative
26 purpose of enabling taxpayers to make energy efficiency

1 improvements or renewable energy improvements to their
2 properties.

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

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

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

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

12 DIVISION 15.4.GREEN ENERGY

13 (65 ILCS 5/11-15.4-1 new)

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

1 Law. This Section shall be liberally construed to effect the
2 legislative purpose of enabling taxpayers to make energy
3 efficiency improvements or renewable energy improvements to
4 their properties.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.