

1 AN ACT concerning conservation.

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

4 Section 5. The Open Space Lands Acquisition and Development  
5 Act is amended by changing Section 3 as follows:

6 (525 ILCS 35/3) (from Ch. 85, par. 2103)

7 Sec. 3. From appropriations made from the Capital  
8 Development Fund, Build Illinois Bond Fund or other available  
9 or designated funds for such purposes, the Department shall  
10 make grants to local governments as financial assistance, on a  
11 reimbursement basis, for the capital development and  
12 improvement of park, recreation or conservation areas, marinas  
13 and shorelines, including planning and engineering costs, and  
14 for the acquisition of open space lands, including acquisition  
15 of easements and other property interests less than fee simple  
16 ownership if the Department determines that such property  
17 interests are sufficient to carry out the purposes of this Act,  
18 subject to the conditions and limitations set forth in this  
19 Act.

20 No more than 10% of the amount so appropriated for any  
21 fiscal year may be committed or expended on any one project  
22 described in an application under this Act.

23 Any grant under this Act to a local government shall be

1 conditioned upon the state providing assistance on a 50/50  
2 matching basis for the acquisition of open space lands and for  
3 capital development and improvement proposals. However, a  
4 local government defined as "distressed" under criteria  
5 adopted by the Department through administrative rule shall be  
6 eligible for assistance up to 90% for the acquisition of open  
7 space lands and for capital development and improvement  
8 proposals, provided that no more than 10% of the amount  
9 appropriated under this Act in any fiscal year is made  
10 available as grants to distressed local governments.

11 (Source: P.A. 94-91, eff. 7-1-05.)

12 Section 99. Effective date. This Act takes effect upon  
13 becoming law.