



Rep. Lou Lang

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1 AMENDMENT TO SENATE BILL 116

2 AMENDMENT NO. _____. Amend Senate Bill 116 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Finance Authority Act is amended
5 by 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

1 defined by the Local Governmental and Governmental Employees
2 Tort Immunity Act and also includes the State and any
3 instrumentality, office, officer, department, division,
4 bureau, commission, college or university thereof.

5 (c) "Energy conservation project" means any improvement,
6 repair, alteration or betterment of any building or facility or
7 any equipment, including but not limited to an Energy
8 Efficiency Project, as defined in item (iii) of subsection (b)
9 of Section 825-65, in connection with any school district or
10 community college district project, and any fixture or
11 furnishing including its energy using mechanical devices to be
12 added to or used in any building or facility that the Director
13 of the Department has certified to the Authority will be a
14 cost-effective energy-related project that will lower energy
15 or utility costs in connection with the operation or
16 maintenance of such building or facility, and will achieve
17 energy cost savings sufficient to cover bond debt service and
18 other project costs within 20 ~~10~~ years from the date of project
19 installation.

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

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

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

3 (a) To purchase from time to time pursuant to negotiated
4 sale or to otherwise acquire from time to time any local
5 government securities issued by one or more units of local
6 government upon such terms and conditions as the Authority may
7 prescribe;

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

20 (c) To provide for the funding of any reserves or other
21 funds or accounts deemed necessary by the Authority in
22 connection with any bonds issued by the Authority or local
23 government securities purchased or otherwise acquired by the
24 Authority;

25 (d) To pledge any local government security, including any
26 payments thereon, and any other funds of the Authority or funds

1 made available to the Authority which may be applied to such
2 purpose, as security for any bonds or any guarantees, letters
3 of credit, insurance contracts or similar credit support or
4 liquidity instruments securing the bonds;

5 (e) To enter into agreements or contracts with third
6 parties, whether public or private, including without
7 limitation the United States of America, the State, or any
8 department or agency thereof to obtain any appropriations,
9 grants, loans or guarantees which are deemed necessary or
10 desirable by the Authority. Any such guarantee, agreement or
11 contract may contain terms and provisions necessary or
12 desirable in connection with the program, subject to the
13 requirements established by this Article;

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

1 (g) To obtain and maintain guarantees, letters of credit,
2 insurance contracts or similar credit support or liquidity
3 instruments which are deemed necessary or desirable in
4 connection with any bonds or other obligations of the Authority
5 or any local government securities;

6 (h) To establish application fees and other service fees
7 and prescribe application, notification, contract, agreement,
8 security and insurance forms and rules and regulations it deems
9 necessary or appropriate;

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

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

26 (k) To sell, transfer or otherwise dispose of local

1 government securities purchased or otherwise acquired by the
2 Authority pursuant to this Article, including without
3 limitation, the sale, transfer or other disposition of
4 undivided fractionalized interests in the right to receive
5 payments of principal and premium, if any, or the right to
6 receive payments of interest or the right to receive payments
7 of principal of and premium, if any, and interest on pools of
8 such local government securities;

9 (l) To acquire, purchase, lease, sell, transfer and
10 otherwise dispose of real and personal property, or any
11 interest therein, and to issue its bonds and enter into leases,
12 contracts and other agreements with units of local government
13 in connection with such acquisitions, purchases, leases, sales
14 and other dispositions of such real and personal property;

15 (m) To make loans to banks, savings and loans and other
16 financial institutions for the purpose of purchasing or
17 otherwise acquiring local government securities, and to issue
18 its bonds, and enter into agreements and contracts in
19 connection with such loans;

20 (n) To enter into agreements or contracts with any person
21 necessary or appropriate to place the payment obligations of
22 the Authority under any of its bonds in whole or in part on any
23 interest rate basis, cash flow basis, or other basis desired by
24 the Authority, including without limitation agreements or
25 contracts commonly known as "interest rate swap agreements",
26 "forward payment conversion agreements", and "futures", or

1 agreements or contracts to exchange cash flows or a series of
2 payments, or agreements or contracts, including without
3 limitation agreements or contracts commonly known as
4 "options", "puts" or "calls", to hedge payment, rate spread, or
5 similar exposure; provided, that any such agreement or contract
6 shall not constitute an obligation for borrowed money, and
7 shall not be taken into account under Section 845-5 of this Act
8 or any other debt limit of the Authority or the State of
9 Illinois;

10 (o) To make and enter into all other agreements and
11 contracts and execute all instruments necessary or incidental
12 to performance of its duties and the execution of its powers
13 under this Article;

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

23 (p-5) To purchase special service area bonds and to accept
24 assignments or pledges, or both, of special service area bonds
25 or agreements relating to green special service area projects,
26 which authority shall be liberally construed; and

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

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

4 (20 ILCS 3501/820-25)

5 Sec. 820-25. Unit of Local Government Participation. Any
6 unit of local government is authorized to voluntarily
7 participate in this program. Any unit of local government which
8 is authorized to issue, sell and deliver its local government
9 securities under any provision of the Constitution or laws of
10 the State may issue, sell and deliver such local government
11 securities to the Authority under this Article; provided that
12 and notwithstanding any other provision of law to the contrary,
13 any such unit of local government may issue and sell any such
14 local government security at any interest rate or rates, which
15 rate or rates may be established by an index or formula which
16 may be implemented by persons appointed or retained for those
17 purposes ~~therefor~~, payable at such time or times, and at such
18 price or prices to which the unit of local government and the
19 Authority may agree. Any unit of local government may pay any
20 amount charged by the Authority pursuant to this Article. Any
21 unit of local government participating in this program may pay
22 out of the proceeds of its local government securities or out
23 of any other moneys or funds available to it for such purposes
24 any costs, fees, interest deemed necessary, premium or reserves
25 incurred or required for financing or refinancing this program,

1 including without limitation any fees charged by the Authority
2 pursuant to this Article and its share, as determined by the
3 Authority, of any costs, fees, interest deemed necessary,
4 premium or reserves incurred or required pursuant to Section
5 820-20 of this Act. All local government securities purchased
6 or otherwise acquired by the Authority pursuant to this Act
7 shall upon delivery to the Authority be accompanied by an
8 approving opinion of bond counsel as to the validity of such
9 securities. The Authority shall have discretion to purchase or
10 otherwise acquire those local government securities, as it
11 shall deem to be in the best interest of its financing program
12 for all units of local government taken as a whole. Any unit of
13 local government with the authority, in connection with green
14 special service area projects, to provide special service area
15 financing under the Special Service Area Tax Law is authorized
16 to issue special service area bonds and sell or assign those
17 special service area bonds to the Authority or to assign or
18 pledge special service area bonds or agreements, or both, to
19 the Authority.

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

21 (20 ILCS 3501/820-37 new)

22 Sec. 820-37. Unit of local government participation;
23 bonds. The Authority may assist units of local government by
24 establishing and implementing a program to issue their bonds
25 secured by special service area agreements assigned or pledged

1 to the Authority by units of local government so as to provide
2 financing for green special service area projects. The bonds of
3 the Authority shall not constitute an indebtedness or
4 obligation of the Authority or the State, and it shall be
5 plainly stated on the face of each such bond that it does not
6 constitute an indebtedness or obligation of the Authority or
7 the State but is payable solely from the revenues, income, or
8 other assets of the Authority that are pledged to the repayment
9 of those bonds.

10 Section 10. The Property Tax Code is amended by changing
11 Section 27-5 and by adding Sections 27-97, 27-100, and 27-105
12 as follows:

13 (35 ILCS 200/27-5)

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

16 When used in this Article:

17 "Energy efficiency improvement" means any installation,
18 modification, or replacement that reduces energy consumption
19 in any multi-family residential, commercial, or industrial
20 building, structure, or other facility, including, but not
21 limited to, all of the following:

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

24 (2) storm windows and doors, multiglazed windows and

1 doors, heat-absorbing or heat-reflective glazed and coated
2 window and door systems, additional glazing, reductions in
3 glass area, and other window and door system modifications;

4 (3) automatic energy control systems;

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

7 (5) caulking and weather-stripping;

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

10 (7) any other installation, modification, replacement,
11 facility, improvement, rehabilitation, repair, or
12 remodeling that is permanently affixed to the property and
13 has the effect of reducing energy consumption.

14 For the purposes of levying a special service area tax or
15 assessment on the real property on which the energy efficiency
16 improvement is located in a green special service area under
17 the Special Service Area Tax Law in the Property Tax Code, any
18 energy efficiency improvement shall be deemed to be real
19 property.

20 "Green special service area" means a special service area
21 created pursuant to Section 27-97 of this Act for the purpose
22 of providing special services that are energy efficiency
23 improvements, renewable energy improvements, water use
24 improvements, or a combination thereof. The corporate
25 authorities of the municipality or county may establish (i)
26 multiple green special service areas pursuant to a single

1 ordinance or (ii) multiple buildings, structures, facilities,
2 improvements, or lots or parcels of land within a single green
3 special service area, which are not required to be contiguous.
4 Revenues from multiple green special service areas and revenues
5 from multiple buildings, structures, facilities, improvements
6 or lots or parcels of land within a single green special
7 service area may be aggregated for a pledge as security for
8 bonds issued pursuant to Section 27-45 of this Act.

9 "Green special service area project" means any energy
10 efficiency improvement, renewable energy improvement, or water
11 use improvement, or any combination thereof.

12 "Multi-family residential" means a building containing
13 more than 4 units that is intended for human habitation, or any
14 mixed residential-commercial buildings or portions thereof
15 that are intended for human habitation.

16 "Renewable energy improvement" means any fixture, product,
17 system, device, or interacting group thereof, for or serving
18 any multi-family residential, commercial, or industrial
19 building, structure, or other facility that is permanently
20 affixed to the property and produces energy from renewable
21 resources as defined in Section 1-10 of the Illinois Power
22 Agency Act. For purposes of levying a special service area tax
23 or assessment on the real property on which the renewable
24 energy improvement is located in a green special service area
25 under the Special Service Area Tax Law in the Property Tax
26 Code, any renewable energy improvement shall be deemed to be

1 real property.

2 "Special Service Area" means a contiguous area, except as
3 provided in this Act concerning green special service areas,
4 within a municipality or county in which special governmental
5 services are provided in addition to those services provided
6 generally throughout the municipality or county, the cost of
7 the special services to be paid from revenues collected from
8 taxes or assessments levied or imposed upon property within
9 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, water
24 use improvements, and improvements permissible under Article 9
25 of the Illinois Municipal Code, and contracts for the supply of
26 water as described in Section 11-124-1 of the Illinois

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

3 "Water use improvement" means any fixture, product,
4 system, device, or interacting group thereof, for or serving
5 any multi-family residential, commercial, or industrial
6 building, structure, or other facility that has the effect of
7 conserving water resources through improved water management
8 or efficiency. For the purposes of levying a special service
9 area tax or assessment on the real property on which the water
10 use improvement is located in a green special service area
11 under the Special Service Area Tax Law in the Property Tax
12 Code, any water use improvement shall be deemed to be real
13 property.

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

15 (35 ILCS 200/27-97 new)

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

17 (a) The corporate authorities of a municipality or a county
18 may establish a green special service area, or multiple green
19 special service areas under a single ordinance, for the purpose
20 of arranging for and financing energy efficiency improvements,
21 renewable energy improvements, or water use improvements, the
22 financing of which shall constitute a public purpose. Each
23 green special service area shall include only property for
24 which each owner of record has executed a contract or agreement
25 consenting to the inclusion of the property within the green

1 special service area, and such contract or agreement may be
2 entered into after the adoption of the ordinance by the
3 corporate authorities establishing the green special service
4 area. The inclusion, or, as applicable, deletion, of property
5 within the green special service area after the adoption of the
6 ordinance by the corporate authorities establishing the green
7 special service area may be made either (i) by the adoption of
8 a supplemental or amending ordinance by the corporate
9 authorities or (ii) pursuant to authority in the establishing
10 ordinance designating one or more county or municipal officers,
11 as applicable, to include or delete other properties. Green
12 special service areas are exempt from the provisions of
13 Sections 27-20, 27-25, 27-30, 27-35, 27-40, 27-50, 27-55,
14 27-60, 27-65, and 27-70 of the Special Service Area Tax Law. A
15 municipality or a county may create a green special service
16 area by an ordinance establishing the green special service
17 area or multiple green special services areas. Notwithstanding
18 anything in the Special Service Area Tax Law to the contrary, a
19 county may establish a green special service area within a
20 municipality without the consent of that municipality. Each
21 owner of record of property within a green special service area
22 may arrange for the specific energy efficiency improvements,
23 renewable energy improvements, or water use improvements, and
24 may obtain financing for such improvements through the process
25 set forth in the ordinance establishing the green special
26 service area. A green special service area may consist of a

1 single building, structure, facility, improvement, or lot or
2 parcel of land. The corporate authorities of a municipality or
3 a county may establish multiple green special service areas
4 pursuant to a single ordinance or may, within a single green
5 special service area, identify multiple buildings, structures,
6 facilities, improvements, or lots or parcels of land, whether
7 or not those buildings, structures, facilities, improvements,
8 lots, or parcels are contiguous. However, each green special
9 service area shall be established with respect to a single
10 contract or agreement. Revenues derived from special service
11 area taxes or assessments levied in multiple green special
12 service areas or revenues from multiple buildings, structures,
13 facilities, improvements or lots or parcels of land within a
14 single green special service area may be aggregated for a
15 pledge as security for bonds issued pursuant to Section 27-45
16 of the Special Service Area Tax Law. Municipalities and
17 counties shall have the power to issue bonds under Section
18 27-45 of the Special Service Area Tax Law for the public
19 purposes set forth in this Section 27-97; provided that it
20 shall not be necessary to give notice of or to conduct a public
21 hearing, as required in Section 27-45 of the Special Service
22 Area Tax Law, in connection with the issuance of those bonds,
23 as otherwise required by Section 27-45 of the Special Service
24 Area Tax Law.

25 (b) The corporate authorities of a county or municipality
26 that establish a green special service area shall have the

1 power to levy a special service area tax or assessment on the
2 real property on which the energy use improvements, the
3 renewable energy improvements, and the water use improvements
4 are located if each owner of record has entered into a contract
5 or agreement for those energy efficiency improvements, those
6 renewable energy improvements, and those water use
7 improvements. It is not necessary to file a copy of the notice
8 of public hearing with the County Clerk as otherwise required
9 by Section 27-75 of the Special Service Area Tax Law. The
10 contract or agreement entered into with the owner of the
11 property shall be conclusive as to the due authorization and
12 establishment of the applicable green special service area as
13 it relates to those energy efficiency improvements, those
14 renewable energy improvements, and those water use
15 improvements and the amount of the special service area taxes
16 or assessments to be levied and extended against the real
17 property on which such energy efficiency improvements, such
18 renewable energy improvements and such water use improvements
19 are located. A contract or agreement may specify the amount of
20 the special service area taxes or assessments levied pursuant
21 to this Section on the real property on which the applicable
22 energy efficiency improvements, renewable energy improvements,
23 water use improvements, or a combination thereof are located or
24 as applicable to the principal of and interest on bonds issued,
25 including as a part of a larger pooled or composite issue, for
26 financing such energy efficiency improvements, renewable

1 energy improvements or water use improvements. The specified
2 special service area tax or assessment levies in a contract or
3 agreement when recorded as provided in subsection (c) of this
4 Section and filed in the office of the recorder of the county
5 where the real property is located shall be authority for each
6 affected municipality or county to extend and collect the
7 levied special service area taxes or assessments for the
8 applicable municipality or county, or both, with respect to
9 each such contract or agreement.

10 In the event that a municipality establishes a green
11 special service area pursuant to this Section, the county clerk
12 of the county in which the green special service area is
13 located may agree to extend, and the county collector of that
14 county may agree to collect, distribute, and account for, the
15 special service area taxes or assessments on behalf of the
16 municipality upon the establishment of the green special
17 service area or at any time thereafter. Upon agreement, the
18 county clerk shall continue to extend, and the county collector
19 shall continue to collect, distribute, and account for the
20 levied special service area taxes or assessments until the
21 green special service area is dissolved. If the county clerk
22 and the county collector agree to extend, collect, and account
23 for the levied special service area taxes or assessments, the
24 ordinance levying the special service area taxes in a green
25 special service area shall be filed with the county clerk of
26 that county.

1 (c) Before entering into a contract or agreement as set
2 forth in subsections (a) and (b) of this Section, a
3 municipality or county must ensure that: (i) there are no
4 delinquent taxes, special assessments, or water or sewer
5 charges on the property; (ii) the amount of the tax or
6 assessment in relation to the greater of the assessed value of
7 the property or the appraised value of the property, as
8 determined by a licensed appraiser, does not exceed 25%; (iii)
9 any existing mortgage holders have provided written consent;
10 (iv) an assessment of the existing water or energy use and a
11 modeling of expected monetary savings have been conducted for
12 the proposed project; (v) the contractors to be used are
13 registered and have agreed to adhere to a set of terms and
14 conditions through a process established by the municipality or
15 county; (vi) the contractors to be used have signed a written
16 acknowledgement that the municipality or county will not
17 authorize payment to the contractor until the municipality or
18 county has received written conformation from the property
19 owner that the improvement was properly installed and is
20 operating as intended; (vii) the term of the tax or assessment
21 does not exceed the useful life of the project paid for by the
22 tax or assessment, provided that projects that consist of
23 multiple improvements with varying lengths of useful life shall
24 have the lengths blended to determine an overall tax or
25 assessment term that does not exceed the useful life of the
26 improvements in aggregate; and (viii) the property owner has

1 signed a certification that the municipality or county has
2 complied with the provisions of this subsection (c), which
3 shall be conclusive evidence as to compliance with those
4 provisions, but shall not relieve any contractor,
5 municipality, or county from any potential liability.

6 (d) The contract or agreement in subsection (b) of this
7 Section shall be in recordable form and shall be recorded in
8 the office of the recorder in the county where the real
9 property is located.

10 (e) Any municipality or county with the authority to
11 provide special service area financing in connection with green
12 special service area projects, as provided in the Special
13 Service Area Tax Law, may do any of the following: (i) issue
14 special service area bonds pursuant to Section 27-45 of the
15 Special Service Area Tax Law, as provided in subsection (a) of
16 this Section, (ii) sell or assign those bonds to the Illinois
17 Finance Authority or to a third party, and (iii) assign or
18 pledge those special service area bonds, agreements relating to
19 green special service area projects, or both to the Illinois
20 Finance Authority or to a third party.

21 (f) A municipality or county may join with any other
22 municipality or county, or with any person, or with any number
23 or combination thereof, by contract or otherwise as may be
24 permitted by law, in a program to implement green special
25 service areas in whole or in part.

26 (g) This Section shall be liberally construed to effect the

1 legislative purpose of enabling eligible property owners to
2 make energy efficiency improvements, renewable energy
3 improvements, or water use improvements, or any combination
4 thereof, to their properties.

5 (35 ILCS 200/27-100 new)

6 Sec. 27-100. Administrative fees. Notwithstanding any
7 other provision of law, each municipality or county may charge
8 administrative fees in connection with the administration of
9 Special Service Areas. Such administrative fees may be
10 collected from Special Service Area tax levies or assessments.

11 (35 ILCS 200/27-105 new)

12 Sec. 27-105. Third-party administration. Notwithstanding
13 any other provision of law, a municipality or county may
14 delegate by municipal or county ordinance a third-party
15 not-for-profit corporation to administer all or any part of its
16 Special Service Area program, including its Green Special
17 Service Area program.

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

20 (55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

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

22 1. To purchase and hold the real and personal estate

1 necessary for the uses of the county, and to purchase and
2 hold, for the benefit of the county, real estate sold by
3 virtue of judicial proceedings in which the county is
4 plaintiff.

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

7 3. To make all contracts and do all other acts in
8 relation to the property and concerns of the county
9 necessary to the exercise of its corporate powers.

10 4. To take all necessary measures and institute
11 proceedings to enforce all laws for the prevention of
12 cruelty to animals.

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

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

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

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

19 8. To purchase and hold real estate for the
20 preservation of forests, prairies and other natural areas
21 and to maintain and regulate the use thereof.

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

26 10. To appropriate funds from the county treasury to be

1 used in any manner to be determined by the board for the
2 suppression, eradication and control of tuberculosis among
3 domestic cattle in such county.

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

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

17 13. To provide for the conservation, preservation and
18 propagation of insectivorous birds through the expenditure
19 of funds provided for such purpose.

20 14. To appropriate funds from the county treasury and
21 expend the same for care and treatment of tuberculosis
22 residents.

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

1 16. To install an adequate system of accounts and
2 financial records in the offices and divisions of the
3 county, suitable to the needs of the office and in
4 accordance with generally accepted principles of
5 accounting for governmental bodies, which system may
6 include such reports as the county board may determine.

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

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

1 county and within the boundaries of the State of Illinois.

2 19. To appropriate funds from the county treasury to be
3 used to provide supportive social services designed to
4 prevent the unnecessary institutionalization of elderly
5 residents, or, for operation of, and equipment for, senior
6 citizen centers providing social services to elderly
7 residents.

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

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

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

23 23. In counties having a population of 100,000 or less
24 and a public building commission organized by the county
25 seat of the county, to cause to be erected or otherwise
26 provided, and to maintain or cause to be maintained,

1 suitable facilities to house students pursuing a
2 post-secondary education at an academic institution
3 located within the county. The county may provide for the
4 management of the facilities.

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

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

22 (Source: P.A. 95-197, eff. 8-16-07; 95-813, eff. 1-1-09;
23 96-622, eff. 8-24-09.)

24 Section 20. The Illinois Municipal Code is amended by
25 adding Division 15.4 to Article 11 as 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 energy efficiency improvements, renewable energy improvements,
8 and water use improvements, all as defined in the Special
9 Service Area Tax Law, including, but not limited to, green
10 special service area financing for those energy efficiency
11 improvements, renewable energy improvements, and water use
12 improvements whether on public or private property, under the
13 Special Service Area Tax Law. This Section shall be liberally
14 construed to effect the legislative purpose of enabling
15 property owners to make energy efficiency improvements,
16 renewable energy improvements, or water use improvements to or
17 servicing the designated properties.

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