



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1854

Introduced 2/20/2015, by Sen. Terry Link

SYNOPSIS AS INTRODUCED:

See Index

Amends the North Shore Sanitary District Act. Changes the title of the Act from the North Shore Sanitary District Act to the North Shore Water Reclamation District Act. Provides that the board of the sanitary district may increase the pay of the president and the other members. Provides that the board may enact ordinances regarding rates or charges for the treatment and disposal of sewage and surface or ground water. Allows the board to impose civil fines, liens, and declare a nuisance regarding unlawful discharge of waste into the sewerage system or any sewer tributary. Provides that the sanitary district may sell, dispose of, or otherwise expend recovered resources and renewable energy resources and may construct, maintain, finance, and operate facilities necessary for this purpose. Further provides that the sanitary district may capture recovered resources and produce renewable energy resources from materials previously discarded. Amends the Special Assessment Supplemental Bond and Procedures Act, the Sanitary District Act of 1917, and the Eminent Domain Act making conforming changes. Effective immediately.

LRB099 11056 AWJ 31443 b

FISCAL NOTE ACT
MAY APPLY

HOUSING
AFFORDABILITY
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Special Assessment Supplemental Bond and
5 Procedures Act is amended by changing Section 10 as follows:

6 (50 ILCS 460/10)

7 Sec. 10. Definitions. As used in this Act, unless the
8 context or usage clearly indicates otherwise:

9 "Governing body" means the legislative body, council,
10 board, commission, trustees, or any other body by whatever name
11 it is known having charge of the corporate affairs of a
12 governmental unit.

13 "Governmental unit" means a county, township,
14 municipality, municipal corporation, unit of local government,
15 or a special district, by whatever name known, authorized by
16 any special assessment law to make local improvements by
17 special assessment.

18 "Special assessment bond" means any instrument evidencing
19 the obligation to pay money authorized or issued by or on
20 behalf of a governmental unit under a special assessment law or
21 under this Act, being payable from assessments made under a
22 special assessment law, and when applicable, as supplemented by
23 this Act.

1 "Special assessment law" means any law of the State of
2 Illinois authorizing governmental units to make local
3 improvements payable wholly or in part by special assessment,
4 and includes, without limitation, Division 2 of Article 9 of
5 the Illinois Municipal Code, Division 5-32 of Article 5 of the
6 Counties Code, Section 21 of the North Shore Water Reclamation
7 ~~Sanitary~~ District Act, Section 19 of the Sanitary District Act
8 of 1917, Sections 22a.1 through 22a.55 of the Sanitary District
9 Act of 1917, and Section 28 of the Sanitary District Act of
10 1936.

11 "Special assessment proceeding" means the proceeding by
12 any governmental unit under a special assessment law to provide
13 for the making of a specific local improvement by special
14 assessment.

15 "Special assessment ordinance" means an ordinance, or when
16 applicable a resolution, as provided for by any special
17 assessment law by which the governing body institutes, calls
18 for, or provides for the making of a local improvement to be
19 paid by the imposition of a special assessment pursuant to such
20 special assessment law.

21 "Supplemental Act Assessment Bonds" are those special
22 assessment bonds issued under Section 100 of this Act.

23 "Voucher" means any voucher issued under a special
24 assessment law for work done in connection with the making of a
25 local improvement.

26 (Source: P.A. 90-480, eff. 8-17-97.)

1 Section 10. The North Shore Sanitary District Act is
2 amended by changing the title of the Act and Sections 0.1, 4,
3 8, 11, and 15 and by adding Sections 0.5, 7.6, 7.7, 18.5, and
4 31 as follows:

5 (70 ILCS 2305/Act title)

6 An Act to create water reclamation ~~sanitary~~ districts, and
7 to provide for sewage disposal.

8 (70 ILCS 2305/0.1) (from Ch. 42, par. 276.99)

9 Sec. 0.1. This Act shall be known and may be cited as the
10 "North Shore Water Reclamation ~~Sanitary~~ District Act".

11 (Source: P.A. 77-699.)

12 (70 ILCS 2305/0.5 new)

13 Sec. 0.5. Sanitary district references. On and after the
14 date the sanitary district renames itself under Section 4 of
15 this Act, any references to "sanitary district" in this Act
16 shall mean "water reclamation district". Any references to
17 "North Shore Sanitary District" in this Act shall mean "North
18 Shore Water Reclamation District."

19 (70 ILCS 2305/4) (from Ch. 42, par. 280)

20 Sec. 4. Board of trustees; powers; compensation. The
21 trustees shall constitute a board of trustees for the district.

1 The board of trustees is the corporate authority of the
2 district, and shall exercise all the powers and manage and
3 control all the affairs and property of the district. The board
4 shall elect a president and vice-president from among their own
5 number. In case of the death, resignation, absence from the
6 state, or other disability of the president, the powers, duties
7 and emoluments of the office of the president shall devolve
8 upon the vice-president, until the disability is removed or
9 until a successor to the president is appointed and chosen in
10 the manner provided in this Act. The board may select a
11 secretary, treasurer, executive director, and attorney, and
12 may provide by ordinance for the employment of other employees
13 as the board may deem necessary for the municipality. The board
14 may appoint such other officers and hire such employees to
15 manage and control the operations of the district as it deems
16 necessary; provided, however, that the board shall not employ
17 an individual as a wastewater operator whose Certificate of
18 Technical Competency is suspended or revoked under rules
19 adopted by the Pollution Control Board under item (4) of
20 subsection (a) of Section 13 of the Environmental Protection
21 Act. All employees selected by the board shall hold their
22 respective offices during the pleasure of the board, and give
23 such bond as may be required by the board. The board may
24 prescribe the duties and fix the compensation of all the
25 officers and employees of the sanitary district. However, the
26 president of the board of trustees shall not receive more than

1 \$10,000 per year and the other members of the board shall not
2 receive more than \$7,000 per year. However, beginning with the
3 commencement of the new term of each board member in 1993, the
4 president shall not receive more than \$11,000 per year and each
5 other member of the board shall not receive more than \$8,000
6 per year. Beginning with the commencement of the first new term
7 after the effective date of this amendatory Act of the 95th
8 General Assembly, the president of the board shall not receive
9 more than \$14,000 per year, and each other member of the board
10 shall not receive more than \$11,000 per year. Notwithstanding
11 any other provision of this Section, the board of trustees may
12 increase the annual rate of compensation at a separate flat
13 amount for the president and the other members with a vote by
14 at least 4 of the 5 trustees, and the increased annual rate of
15 compensation shall apply to the president and the other members
16 whose terms as members of the board commence after the increase
17 in compensation is adopted by the board. The board of trustees
18 has full power to pass all necessary ordinances, rules and
19 regulations for the proper management and conduct of the
20 business of the board and of the corporation, and for carrying
21 into effect the objects for which the sanitary district was
22 formed. The ordinances may provide for a fine for each offense
23 of not less than \$100 or more than \$1,000. Each day's
24 continuance of a violation shall be a separate offense. Fines
25 under this Section are recoverable by the sanitary district in
26 a civil action. The sanitary district is authorized to apply to

1 the circuit court for injunctive relief or mandamus when, in
2 the opinion of the chief administrative officer, the relief is
3 necessary to protect the sewerage system of the sanitary
4 district.

5 The board of trustees shall have the authority to change
6 the name of the District, by ordinance, to the North Shore
7 Water Reclamation District. Any such name change shall not
8 impair the legal status of any act by the sanitary district. If
9 an ordinance is passed pursuant to this paragraph, all
10 provisions of this Act shall apply to the newly renamed
11 district No rights, duties or privilege of such sanitary
12 district or of any person existing before the change of name
13 shall be affected by the change in the name of the sanitary
14 district. All proceedings pending in any court relating to such
15 sanitary district may continue to final consummation under the
16 name in which they were commenced.

17 (Source: P.A. 98-162, eff. 8-2-13.)

18 (70 ILCS 2305/7.6 new)

19 Sec. 7.6. Rates for treatment and disposal of sewage and
20 surface or ground water. The board of trustees shall have the
21 authority by ordinance to establish, revise, and maintain rates
22 or charges for the treatment and disposal of sewage and surface
23 or ground water. Any user charge, industrial waste surcharge,
24 or industrial cost recovery charge imposed by the sanitary
25 district, together with all penalties, interest, and costs

1 imposed in connection therewith, shall be liens against the
2 real estate which receives the service or benefit for which the
3 charges are being imposed; provided, however, such liens shall
4 not attach to such real estate until such charges or rates have
5 become delinquent as provided by the ordinance of the sanitary
6 district and provided further, that nothing in this Section
7 shall be construed to give the sanitary district a preference
8 over the rights of any purchaser, mortgagee, judgment creditor,
9 or other lien holder arising prior to the filing in the office
10 of the recorder of the county in which real estate is located,
11 or in the office of the Registrar of Titles of such county if
12 the property affected is registered under "An Act concerning
13 land titles", approved May 1, 1897, as amended, of notice of
14 the lien, which notice shall consist of a sworn statement
15 setting out (1) a description of the real estate for which the
16 service or the benefit was rendered sufficient to identify the
17 real estate, (2) the amount or amounts of money due for such
18 service or benefit, and (3) the date or dates when such amount
19 or amounts became delinquent. The sanitary district shall have
20 the power to foreclose such lien in the same manner and with
21 the same effect as in the foreclosure of mortgages on real
22 estate.

23 The assertion of liens against real estate by the sanitary
24 district to secure payment of user charges, industrial waste
25 surcharges, or industrial cost recovery charges imposed by the
26 sanitary district as indicated in the previous paragraph shall

1 be in addition to any other remedy or right of recovery which
2 the sanitary district may have with respect to the collection
3 or recovery of such charges imposed by the sanitary district.
4 Judgment in a civil action brought by the sanitary district to
5 recover or collect such charges shall not operate as a release
6 and waiver of the lien upon the real estate for the amount of
7 the judgment. Only satisfaction of the judgment or the filing
8 of a release or satisfaction of lien shall release said lien.
9 The lien for charges on account of services or benefits
10 provided for in this Section and the rights created hereunder
11 shall be in addition to the lien upon real estate created by
12 and imposed for general real estate taxes.

13 (70 ILCS 2305/7.7 new)

14 Sec. 7.7. Discharge into sewers of the sanitary district.

15 (a) As used in this Section:

16 "Executive director" means the executive director of the
17 sanitary district.

18 "Industrial wastes" means all solids, liquids, or gaseous
19 wastes resulting from any commercial, industrial,
20 manufacturing, agricultural, trade, or business operation or
21 process, or from the development, recovery, or processing of
22 natural resources.

23 "Other wastes" means decayed wood, sawdust, shavings,
24 bark, lime, refuse, ashes, garbage, offal, oil, tar, chemicals,
25 and all other substances except sewage and industrial wastes.

1 "Person" means any individual, firm, association, joint
2 venture, sole proprietorship, company, partnership, estate
3 copartnership, corporation, joint stock company, trust, school
4 district, unit of local government, or private corporation
5 organized or existing under the laws of this or any other state
6 or country.

7 "Sewage" means water carried human wastes or a combination
8 of water carried wastes from residences, buildings,
9 businesses, industrial establishments, institutions, or other
10 places together with any ground, surface, storm, or other water
11 that may be present.

12 (b) It shall be unlawful for any person to discharge
13 sewage, industrial waste, or other wastes into the sewerage
14 system of the sanitary district or into any sewer tributary
15 therewith, except upon the terms and conditions that the
16 sanitary district might reasonably impose by way of ordinance,
17 permit, rule, or regulation.

18 The sanitary district, in addition to all other powers
19 vested in it and in the interest of public health and safety,
20 or as authorized by subsections (b) and (c) of Section 46 of
21 the Environmental Protection Act, is hereby empowered to pass
22 all ordinances, rules, or regulations necessary to implement
23 this Section, including but not limited to, the imposition of
24 charges based on factors that influence the cost of treatment,
25 including strength and volume, and including the right of
26 access during reasonable hours to the premises of a person for

1 enforcement of adopted ordinances, rules, or regulations.

2 (c) Whenever the sanitary district, acting through the
3 executive director, determines that sewage, industrial wastes,
4 or other wastes are being discharged into the sewerage system
5 and when, in the opinion of the executive director, the
6 discharge is in violation of an ordinance, rules, or
7 regulations adopted by the board of trustees under this Section
8 governing industrial wastes or other wastes, the executive
9 director shall order the offending party to cease and desist.
10 The order shall be served by certified mail or personally on
11 the owner, officer, registered agent, or individual designated
12 by permit.

13 In the event the offending party fails or refuses to
14 discontinue the discharge within 90 days after notification of
15 the cease and desist order, the executive director may order
16 the offending party to show cause before the board of trustees
17 of the sanitary district why the discharge should not be
18 discontinued. A notice shall be served on the offending party
19 directing him, her, or it to show cause before the board of
20 trustees why an order should not be entered directing the
21 discontinuance of the discharge. The notice shall specify the
22 time and place where a hearing will be held and shall be served
23 personally or by registered or certified mail at least 10 days
24 before the hearing; and in the case of a unit of local
25 government or a corporation the service shall be upon an
26 officer or agent thereof. After reviewing the evidence, the

1 board of trustees may issue an order to the party responsible
2 for the discharge, directing that within a specified period of
3 time the discharge be discontinued. The board of trustees may
4 also order the party responsible for the discharge to pay a
5 civil penalty in an amount specified by the board of trustees
6 that is not less than \$1,000 nor more than \$2,000 per day for
7 each day of discharge of effluent in violation of this Act as
8 provided in subsection (d). The board of trustees may also
9 order the party responsible for the violation to pay court
10 reporter costs and hearing officer fees in an amount not
11 exceeding \$3,000.

12 (d) The board of trustees shall establish procedures for
13 assessing civil penalties and issuing orders under subsection
14 (c) as follows:

15 (1) In making its orders and determinations, the board
16 of trustees shall take into consideration all the facts and
17 circumstances bearing on the activities involved and the
18 assessment of civil penalties as shown by the record
19 produced at the hearing.

20 (2) The board of trustees shall establish a panel of
21 one or more independent hearing officers to conduct all
22 hearings on the assessment of civil penalties and issuance
23 of orders under subsection (c). All hearing officers shall
24 be attorneys licensed to practice law in this State.

25 (3) The board of trustees shall promulgate procedural
26 rules governing the proceedings, the assessment of civil

1 penalties, and the issuance of orders.

2 (4) All hearings shall be on the record, and testimony
3 taken must be under oath and recorded stenographically.
4 Transcripts so recorded must be made available to any
5 member of the public or any party to the hearing upon
6 payment of the usual charges for transcripts. At the
7 hearing, the hearing officer may issue, in the name of the
8 board of trustees, notices of hearing requesting the
9 attendance and testimony of witnesses, the production of
10 evidence relevant to any matter involved in the hearing,
11 and may examine witnesses.

12 (5) The hearing officer shall conduct a full and
13 impartial hearing on the record, with an opportunity for
14 the presentation of evidence and cross examination of the
15 witnesses. The hearing officer shall issue findings of
16 fact, conclusions of law, a recommended civil penalty, and
17 an order based solely on the record. The hearing officer
18 may also recommend, as part of the order, that the
19 discharge of industrial waste be discontinued within a
20 specified time.

21 (6) The findings of fact, conclusions of law,
22 recommended civil penalty, and order shall be transmitted
23 to the board of trustees along with a complete record of
24 the hearing.

25 (7) The board of trustees shall either approve or
26 disapprove the findings of fact, conclusions of law,

1 recommended civil penalty, and order. If the findings of
2 fact, conclusions of law, recommended civil penalty, or
3 order are rejected, the board of trustees shall remand the
4 matter to the hearing officer for further proceedings. If
5 the order is accepted by the board of trustees, it shall
6 constitute the final order of the board of trustees.

7 (8) The civil penalty specified by the board of
8 trustees shall be paid within 35 days after the party on
9 whom it is imposed receives a written copy of the order of
10 the board of trustees, unless the person or persons to whom
11 the order is issued seeks judicial review.

12 (9) If a person seeks judicial review of the order
13 assessing civil penalties, the person shall, within 35 days
14 after the date of the final order, pay the amount of the
15 civil penalties into an escrow account maintained by the
16 sanitary district for that purpose or file a bond
17 guaranteeing payment of the civil penalties if the civil
18 penalties are upheld on review.

19 (10) Civil penalties not paid by the times specified
20 above shall be delinquent and subject to a lien recorded
21 against the property of the person ordered to pay the
22 penalty. The foregoing provisions for asserting liens
23 against real estate by the sanitary district shall be in
24 addition to any other remedy or right of recovery that the
25 sanitary district may have with respect to the collection
26 or recovery of penalties and charges imposed by the

1 sanitary district. Judgment in a civil action brought by
2 the sanitary district to recover or collect the charges
3 shall not operate as a release and waiver of the lien upon
4 the real estate for the amount of the judgment. Only
5 satisfaction of the judgment or the filing of a release or
6 satisfaction of lien shall release the lien.

7 (e) The executive director may order a person to cease the
8 discharge of industrial waste upon a finding by the executive
9 director that the final order of the board of trustees entered
10 after a hearing to show cause has been violated. The executive
11 director shall serve the person with a copy of his or her order
12 either by certified mail or personally by serving the owner,
13 officer, registered agent, or individual designated by permit.
14 The order of the executive director shall also schedule an
15 expedited hearing before a hearing officer designated by the
16 board of trustees for the purpose of determining whether the
17 person has violated the final order of the board of trustees.
18 The board of trustees shall adopt rules of procedure governing
19 expedited hearings. In no event shall the hearing be conducted
20 less than 7 days after service of the executive director's
21 order.

22 At the conclusion of the expedited hearing, the hearing
23 officer shall prepare a report with his or her findings and
24 recommendations and transmit it to the board of trustees. If
25 the board of trustees, after reviewing the findings and
26 recommendations, and the record produced at the hearing,

1 determines that the person has violated the board of trustee's
2 final order, the board of trustees may authorize the plugging
3 of the sewer. The executive director shall give not less than
4 10 days written notice of the board of trustee's order to the
5 owner, officer, registered agent, or individual designated by
6 permit, as well as the owner of record of the real estate and
7 other parties known to be affected, that the sewer will be
8 plugged.

9 The foregoing provision for plugging a sewer shall be in
10 addition to any other remedy that the sanitary district may
11 have to prevent violation of its ordinances and orders of its
12 board of trustees.

13 (f) A violation of the final order of the board of trustees
14 shall be considered a nuisance. If any person discharges
15 sewage, industrial wastes, or other wastes into any waters
16 contrary to the final order of the board of trustees, the
17 sanitary district, acting through the executive director, has
18 the power to commence an action or proceeding in the circuit
19 court in and for the county in which the sanitary district is
20 located for the purpose of having the discharge stopped either
21 by mandamus or injunction, or to remedy the violation in any
22 manner provided for in this Section.

23 The court shall specify a time, not exceeding 20 days after
24 the service of the copy of the complaint, in which the party
25 complained of must plead to the complaint, and in the meantime,
26 the party may be restrained. In case of default or after

1 pleading, the court shall immediately inquire into the facts
2 and circumstances of the case and enter an appropriate judgment
3 in respect to the matters complained of. Appeals may be taken
4 as in other civil cases.

5 (g) The sanitary district, acting through the executive
6 director, has the power to commence an action or proceeding for
7 mandamus or injunction in the circuit court ordering a person
8 to cease its discharge, when, in the opinion of the executive
9 director, the person's discharge presents an imminent danger to
10 the public health, welfare, or safety; presents or may present
11 an endangerment to the environment; or threatens to interfere
12 with the operation of the sewerage system or a water
13 reclamation plant under the jurisdiction of the sanitary
14 district. The initiation of a show cause hearing is not a
15 prerequisite to the commencement by the sanitary district of an
16 action or proceeding for mandamus or injunction in the circuit
17 court. The court shall specify a time, not exceeding 20 days
18 after the service of a copy of the petition, in which the party
19 complained of must answer the petition, and in the meantime,
20 the party may be restrained. In case of default in answer or
21 after answer, the court shall immediately inquire into the
22 facts and circumstances of the case and enter an appropriate
23 judgment order in respect to the matters complained of. An
24 appeal may be taken from the final judgment in the same manner
25 and with the same effect as appeals are taken from judgment of
26 the circuit court in other actions for mandamus or injunction.

1 (h) Whenever the sanitary district commences an action
2 under subsection (f) of this Section, the court shall assess a
3 civil penalty of not less than \$1,000 nor more than \$10,000 for
4 each day the person violates the board of trustee's order.
5 Whenever the sanitary district commences an action under
6 subsection (g) of this Section, the court shall assess a civil
7 penalty of not less than \$1,000 nor more than \$10,000 for each
8 day the person violates the ordinance. Each day's continuance
9 of the violation is a separate offense. The penalties provided
10 in this Section plus interest at the rate set forth in the
11 Interest Act on unpaid penalties, costs, and fees, imposed by
12 the board of trustees under subsection (d); the reasonable
13 costs to the sanitary district of removal or other remedial
14 action caused by discharges in violation of this Act;
15 reasonable attorney's fees; court costs; other expenses of
16 litigation; and costs for inspection, sampling, analysis, and
17 administration related to the enforcement action against the
18 offending party are recoverable by the sanitary district in a
19 civil action.

20 (i) The board of trustees may establish fees for late
21 filing of reports with the sanitary district required by an
22 ordinance governing discharges. The sanitary district shall
23 provide by certified mail a written notice of the fee
24 assessment that states the person has 30 days after the receipt
25 of the notice to request a conference with the executive
26 director's designee to discuss or dispute the appropriateness

1 of the assessed fee. Unless a person objects to paying the fee
2 for filing a report late by timely requesting in writing a
3 conference with a designee of the executive director, that
4 person waives his or her right to a conference and the sanitary
5 district may impose a lien recorded against the property of the
6 person for the amount of the unpaid fee.

7 If a person requests a conference and the matter is not
8 resolved at the conference, the person subject to the fee may
9 request an administrative hearing before an impartial hearing
10 officer appointed under subsection (d) to determine the
11 person's liability for and the amount of the fee. If the
12 hearing officer finds that the late filing fees are owed to the
13 sanitary district, the sanitary district shall notify the
14 responsible person or persons of the hearing officer's
15 decision. If payment is not made within 30 days after the
16 notice, the sanitary district may impose a lien on the property
17 of the person or persons.

18 Any liens filed under this subsection shall apply only to
19 the property to which the late filing fees are related. A claim
20 for lien shall be filed in the office of the recorder of the
21 county in which the property is located. The filing of a claim
22 for lien by the sanitary district does not prevent the sanitary
23 district from pursuing other means for collecting late filing
24 fees. If a claim for lien is filed, the sanitary district shall
25 notify the person whose property is subject to the lien, and
26 the person may challenge the lien by filing an action in the

1 circuit court. The action shall be filed within 90 days after
2 the person receives the notice of the filing of the claim for
3 lien. The court shall hear evidence concerning the underlying
4 reasons for the lien only if an administrative hearing has not
5 been held under this subsection.

6 (j) To be effective service under this Section, a demand or
7 order sent by certified or registered mail to the last known
8 address need not be received by the offending party. Service of
9 the demand or order by registered or certified mail shall be
10 deemed effective upon deposit in the United States mail with
11 proper postage prepaid and addressed as provided in this
12 Section.

13 (k) The provisions of the Administrative Review Law and all
14 amendments and rules adopted pursuant to that Law apply to and
15 govern all proceedings for the judicial review of final
16 administrative decisions of the board of trustees in the
17 enforcement of any ordinance, rule, or regulation adopted under
18 this Act. The cost of preparing the record on appeal shall be
19 paid by the person seeking a review of an order or action
20 pursuant to the Administrative Review Law.

21 (l) The provisions of this Section are severable under
22 Section 1.31 of the Statute on Statutes.

23 (70 ILCS 2305/11) (from Ch. 42, par. 287)

24 Sec. 11. Except as otherwise provided in this Section, all
25 contracts for purchases or sales by the municipality, the

1 expense of which will exceed the mandatory competitive bid
2 threshold, shall be let to the lowest responsible bidder
3 therefor upon not less than 14 days' public notice of the terms
4 and conditions upon which the contract is to be let, having
5 been given by publication in a newspaper of general circulation
6 published in the district, and the board may reject any and all
7 bids and readvertise. In determining the lowest responsible
8 bidder, the board shall take into consideration the qualities
9 and serviceability of the articles supplied, their conformity
10 with specifications, their suitability to the requirements of
11 the district, the availability of support services, the
12 uniqueness of the service, materials, equipment, or supplies as
13 it applies to network integrated computer systems, the
14 compatibility of the service, materials, equipment or supplies
15 with existing equipment, and the delivery terms. Contracts for
16 services in excess of the mandatory competitive bid threshold
17 may, subject to the provisions of this Section, be let by
18 competitive bidding at the discretion of the district board of
19 trustees. All contracts for purchases or sales that will not
20 exceed the mandatory competitive bid threshold may be made in
21 the open market without publication in a newspaper as above
22 provided, but whenever practical shall be based on at least 3
23 competitive bids. For purposes of this Section, the "mandatory
24 competitive bid threshold" is a dollar amount equal to 0.1% of
25 the total general fixed assets of the district as reported in
26 the most recent required audit report. In no event, however,

1 shall the mandatory competitive bid threshold dollar amount be
2 less than \$10,000, nor more than \$40,000.

3 Cash, a cashier's check, a certified check, or a bid bond
4 with adequate surety approved by the board of trustees as a
5 deposit of good faith, in a reasonable amount, but not in
6 excess of 10% of the contract amount, may be required of each
7 bidder by the district on all bids involving amounts in excess
8 of the mandatory competitive bid threshold and, if so required,
9 the advertisement for bids shall so specify.

10 Contracts which by their nature are not adapted to award by
11 competitive bidding, including, without limitation, contracts
12 for the services of individuals, groups or firms possessing a
13 high degree of professional skill where the ability or fitness
14 of the individual or organization plays an important part,
15 contracts for financial management services undertaken
16 pursuant to "An Act relating to certain investments of public
17 funds by public agencies", approved July 23, 1943, as now or
18 hereafter amended, contracts for the purchase or sale of
19 utilities, contracts for commodities including supply
20 contracts for natural gas and electricity, contracts for
21 materials economically procurable only from a single source of
22 supply, contracts for services, supplies, materials, parts, or
23 equipment which are available only from a single source or
24 contracts for maintenance, repairs, OEM supplies, or OEM parts
25 from the manufacturer or from a source authorized by the
26 manufacturer, contracts for the use, purchase, delivery,

1 movement, or installation of data processing equipment,
2 software, or services and telecommunications and interconnect
3 equipment, software, or services, contracts for duplicating
4 machines and supplies, contracts for goods or services procured
5 from another governmental agency, purchases of equipment
6 previously owned by an entity other than the district itself,
7 purchases of used equipment, purchases at auction or similar
8 transactions which by their very nature are not suitable to
9 competitive bids, and leases of real property where the
10 sanitary district is the lessee shall not be subject to the
11 competitive bidding requirements of this Section.

12 The District may use a design-build procurement method for
13 any public project which shall not be subject to the
14 competitive bidding requirements of this Section provided the
15 Board of Trustees approves the contract for the public project
16 by a vote of 4 of the 5 trustees. For the purposes of this
17 Section, "design-build" means a delivery system that provides
18 responsibility within a single contract for the furnishing of
19 architecture, engineering, land surveying and related services
20 as required, and the labor, materials, equipment, and other
21 construction services for the project.

22 In the case of an emergency affecting the public health or
23 safety so declared by the Board of Trustees of the municipality
24 at a meeting thereof duly convened, which declaration shall
25 require the affirmative vote of four of the five Trustees, and
26 shall set forth the nature of the danger to the public health

1 or safety, contracts totaling not more than the emergency
2 contract cap may be let to the extent necessary to resolve such
3 emergency without public advertisement or competitive bidding.
4 For purposes of this Section, the dollar amount of an emergency
5 contract shall not be less than \$40,000, nor more than
6 \$350,000. The Resolution or Ordinance in which such declaration
7 is embodied shall fix the date upon which such emergency shall
8 terminate which date may be extended or abridged by the Board
9 of Trustees as in their judgment the circumstances require. A
10 full written account of any such emergency, together with a
11 requisition for the materials, supplies, labor or equipment
12 required therefor shall be submitted immediately upon
13 completion and shall be open to public inspection for a period
14 of at least one year subsequent to the date of such emergency
15 purchase. ~~Within 30 days after the passage of the resolution or~~
16 ~~ordinance declaring an emergency affecting the public health or~~
17 ~~safety, the municipality shall submit to the Illinois~~
18 ~~Environmental Protection Agency the full written account of any~~
19 ~~such emergency along with a copy of the resolution or ordinance~~
20 ~~declaring the emergency, in accordance with requirements as may~~
21 ~~be provided by rule.~~

22 To address operating emergencies not affecting the public
23 health or safety, the Board of Trustees shall authorize, in
24 writing, officials or employees of the sanitary district to
25 purchase in the open market and without advertisement any
26 supplies, materials, equipment, or services for immediate

1 delivery to meet the bona fide operating emergency, without
2 filing a requisition or estimate therefor, in an amount not in
3 excess of \$100,000; provided that the Board of Trustees must be
4 notified of the operating emergency. A full, written account of
5 each operating emergency and a requisition for the materials,
6 supplies, equipment, and services required to meet the
7 operating emergency must be immediately submitted by the
8 officials or employees authorized to make purchases to the
9 Board of Trustees. The account must be available for public
10 inspection for a period of at least one year after the date of
11 the operating emergency purchase. The exercise of authority
12 with respect to purchases for a bona fide operating emergency
13 is not dependent on a declaration of an operating emergency by
14 the Board of Trustees.

15 The competitive bidding requirements of this Section do not
16 apply to contracts, including contracts for both materials and
17 services incidental thereto, for the repair or replacement of a
18 sanitary district's treatment plant, sewers, equipment, or
19 facilities damaged or destroyed as the result of a sudden or
20 unexpected occurrence, including, but not limited to, a flood,
21 fire, tornado, earthquake, storm, or other natural or man-made
22 disaster, if the board of trustees determines in writing that
23 the awarding of those contracts without competitive bidding is
24 reasonably necessary for the sanitary district to maintain
25 compliance with a permit issued under the National Pollution
26 Discharge Elimination System (NPDES) or any successor system or

1 with any outstanding order relating to that compliance issued
2 by the United States Environmental Protection Agency, the
3 Illinois Environmental Protection Agency, or the Illinois
4 Pollution Control Board. The authority to issue contracts
5 without competitive bidding pursuant to this paragraph expires
6 6 months after the date of the writing determining that the
7 awarding of contracts without competitive bidding is
8 reasonably necessary.

9 No Trustee shall be interested, directly or indirectly, in
10 any contract, work or business of the municipality, or in the
11 sale of any article, whenever the expense, price or
12 consideration of the contract work, business or sale is paid
13 either from the treasury or by any assessment levied by any
14 Statute or Ordinance. No Trustee shall be interested, directly
15 or indirectly, in the purchase of any property which (1)
16 belongs to the municipality, or (2) is sold for taxes or
17 assessments of the municipality, or (3) is sold by virtue of
18 legal process in the suit of the municipality.

19 A contract for any work or other public improvement, to be
20 paid for in whole or in part by special assessment or special
21 taxation, shall be entered into and the performance thereof
22 controlled by the provisions of Division 2 of Article 9 of the
23 "Illinois Municipal Code", approved May 29, 1961, as heretofore
24 or hereafter amended, as near as may be. However, contracts may
25 be let for making proper and suitable connections between the
26 mains and outlets of the respective sanitary sewers in the

1 district with any conduit, conduits, main pipe or pipes that
2 may be constructed by such sanitary district.

3 (Source: P.A. 98-162, eff. 8-2-13.)

4 (70 ILCS 2305/18.5 new)

5 Sec. 18.5. Contracts. The sanitary district may enter into
6 contracts with municipalities or other parties outside the
7 sanitary district that may request service from the sanitary
8 district at higher rates than the existing rates for like
9 consumers within the sanitary district to allow the sanitary
10 district to obtain a fair return to cover the costs of
11 financing, constructing, operating, and maintaining its
12 facilities. In the event that thereafter such rates are not
13 agreed upon by the parties or are not otherwise provided for by
14 contract, such rates shall be fixed and determined by the
15 circuit court of Lake County after a petition has been filed
16 with that court.

17 (70 ILCS 2305/31 new)

18 Sec. 31. Resource recovery.

19 (a) As used in this Section:

20 "Recovered resources" means any material produced by or
21 extracted from the operation of sanitary district facilities,
22 including, but not limited to:

23 (1) solids, including solids from the digestion
24 process, semi-solids, or liquid materials;

1 (2) gases, including biogas, carbon dioxide, and
2 methane;

3 (3) nutrients;

4 (4) algae;

5 (5) treated effluent; and

6 (6) thermal energy or hydropower.

7 "Renewable energy facility" shall have the same meaning as
8 a facility defined under Section 5 of the Renewable Energy
9 Production District Act.

10 "Renewable energy resources" means resources as defined
11 under Section 1-10 of the Illinois Power Agency Act.

12 "Resource recovery" means the recovery of material or
13 energy from waste as defined under Section 3.435 of the
14 Environmental Protection Act.

15 (b) The General Assembly finds that:

16 (1) technological advancements in wastewater treatment
17 have resulted in the ability to capture recovered resources
18 and produce renewable energy resources from material
19 previously discarded;

20 (2) the capture and beneficial reuse of recovered
21 resources and the production of renewable energy resources
22 serve a wide variety of environmental benefits including,
23 but not limited to, improved water quality, reduction of
24 greenhouse gases, reduction of carbon footprint, reduction
25 of landfill usage, reduced usage of hydrocarbon-based
26 fuels, return of nutrients to the food cycle, and reduced

1 water consumption;

2 (3) the sanitary district is a leader in the field of
3 wastewater treatment and possesses the expertise and
4 experience necessary to capture and beneficially reuse or
5 prepare for beneficial reuse recovered resources,
6 including renewable energy resources; and

7 (4) the sanitary district has the opportunity and
8 ability to change the approach to wastewater treatment from
9 that of a waste material to be disposed of to one of a
10 collection of resources to be recovered, reused, and sold,
11 with the opportunity to provide the sanitary district with
12 additional sources of revenue and reduce operating costs.

13 (c) The sanitary district may sell or otherwise dispose of
14 recovered resources or renewable energy resources resulting
15 from the operation of sanitary district facilities, and may
16 construct, maintain, finance, and operate such activities,
17 facilities, and other works as are necessary for that purpose.

18 (d) The sanitary district may take in materials which are
19 used in the generation of usable products from recovered
20 resources, or which increase the production of renewable energy
21 resources, including but not limited to food waste, organic
22 fraction of solid waste, commercial or industrial organic
23 wastes, fats, oils, greases, and vegetable debris.

24 (e) The authorizations granted to the sanitary district
25 under this Section shall not be construed as modifying or
26 limiting any other law or regulation. Any actions taken

1 pursuant to the authorities granted in this Section must be in
2 compliance with all applicable laws and regulations,
3 including, but not limited to, the Environmental Protection
4 Act, and rules adopted under that Act.

5 Section 15. The Sanitary District Act of 1917 is amended by
6 changing Section 17.1 as follows:

7 (70 ILCS 2405/17.1) (from Ch. 42, par. 316.1)

8 Sec. 17.1. Acquiring district or municipal treatment
9 works.

10 (a) After incorporation, any district organized under this
11 Act may, in accordance with this Act and an intergovernmental
12 agreement with the sanitary district being acquired or the
13 municipality from whom the treatment works and lines are to be
14 acquired, acquire the territory, treatment works, lines,
15 appurtenances, and other property of (i) any sanitary district
16 organized under this Act, the Sanitary District Act of 1907,
17 the North Shore Water Reclamation Sanitary District Act, the
18 Sanitary District Act of 1936, or the Metro-East Sanitary
19 District Act of 1974 or (ii) any municipality whose treatment
20 works were established under the Illinois Municipal Code or the
21 Municipal Wastewater Disposal Zones Act, regardless of whether
22 that district or municipality is contiguous to the acquiring
23 sanitary district. The distance between the sanitary district
24 being acquired or municipality and the acquiring sanitary

1 district, however, as measured between the points on their
2 corporate boundaries that are nearest to each other, shall not
3 exceed 20 miles. In the case of a municipality, only that
4 property used by the municipality for transport, treatment, and
5 discharge of wastewater and for disposal of sewage sludge shall
6 be transferred to the acquiring sanitary district.

7 (b) The board of trustees of the sanitary district being
8 acquired, or the corporate authorities of a municipality whose
9 treatment works is being acquired, shall, jointly with the
10 board of trustees of the acquiring sanitary district, petition
11 the circuit court of the county containing all or the larger
12 portion of the sanitary district being acquired or the
13 municipality to permit the acquisition. The petition shall show
14 the following:

15 (1) The reason for the acquisition.

16 (2) That there are no debts of the sanitary district
17 being acquired or municipality outstanding, or that there
18 are sufficient funds on hand or available to satisfy those
19 debts.

20 (3) That no contract or federal or State permit or
21 grant will be impaired by the acquisition.

22 (4) That all assets and responsibilities of the
23 sanitary district being acquired or municipality, as they
24 relate to wastewater treatment, have been properly
25 assigned to the acquiring sanitary district.

26 (5) That the acquiring sanitary district will pay any

1 court costs incurred in connection with the petition.

2 (6) The boundaries of the acquired sanitary district or
3 municipality as of the date of the petition.

4 (c) Upon adequate notice, including appropriate notice to
5 the Illinois Environmental Protection Agency, the circuit
6 court shall hold a hearing to determine whether there is good
7 cause for the acquisition by the acquiring district and whether
8 the allegations of the petition are true. If the court finds
9 that there is good cause and that the allegations are true, it
10 shall order the acquisition to proceed. If the court finds that
11 there is not good cause for the acquisition or that the
12 allegations of the petition are not true, the court shall
13 dismiss the petition. In either event, the costs shall be taxed
14 against the acquiring sanitary district. The order shall be
15 final. Separate or joint appeals may be taken by any party
16 affected by the order as in other civil cases.

17 (d) If the court orders the acquisition contemplated in the
18 petition, there shall be no further appointments of trustees if
19 the acquired agency is a sanitary district. The trustees of the
20 acquired sanitary district acting at the time of the order
21 shall close up the business affairs of the sanitary district
22 and make the necessary conveyances of title to the sanitary
23 district property in accordance with the intergovernmental
24 agreement between the acquiring and acquired sanitary
25 districts. In the case of a municipality, the governing body of
26 the municipality shall make the necessary conveyances of title

1 to municipal property to the acquiring sanitary district in
2 accordance with the intergovernmental agreement between the
3 municipality and the acquiring sanitary district. The
4 acquiring sanitary district's ordinances take effect in the
5 acquired territory upon entry of the order.

6 (e) The acquisition of any sanitary district by another
7 sanitary district or the acquisition of a treatment works from
8 a municipality by another sanitary district shall not affect
9 the obligation of any bonds issued or contracts entered into by
10 the acquired sanitary district or the municipality, nor
11 invalidate the levy, extension, or collection of any taxes or
12 special assessments upon a property in the acquired sanitary
13 district, but all those bonds and contracts shall be
14 discharged. The general obligation indebtedness of the
15 acquired sanitary district shall be paid from the proceeds of
16 continuing taxes and special assessments as provided in this
17 Act.

18 All money remaining after the business affairs of the
19 acquired sanitary district or acquired treatment works of the
20 municipality have been closed up and all debts and obligations
21 of the entities paid shall be paid to the acquiring sanitary
22 district in accordance with the intergovernmental agreement
23 between the parties.

24 (f) The board of trustees of the acquiring sanitary
25 district required to provide sewer service under this Act may
26 levy and collect, for that purpose, a tax on the taxable

1 property within that district. The aggregate amount of the tax
2 shall be as provided in this Act.

3 (g) Any intergovernmental agreement entered into by the
4 parties under this Section shall provide for the imposition or
5 continuance of a user charge system in accordance with the
6 acquiring district's ordinance, the Illinois Environmental
7 Protection Act, and the federal Clean Water Act.

8 (h) All courts shall take judicial notice of the
9 acquisition of the sanitary district being acquired or
10 municipal treatment works by the acquiring sanitary district.

11 (Source: P.A. 87-1060.)

12 Section 20. The Eminent Domain Act is amended by changing
13 Section 15-5-15 as follows:

14 (735 ILCS 30/15-5-15)

15 Sec. 15-5-15. Eminent domain powers in ILCS Chapters 70
16 through 75. The following provisions of law may include express
17 grants of the power to acquire property by condemnation or
18 eminent domain:

19 (70 ILCS 5/8.02 and 5/9); Airport Authorities Act; airport
20 authorities; for public airport facilities.

21 (70 ILCS 5/8.05 and 5/9); Airport Authorities Act; airport
22 authorities; for removal of airport hazards.

23 (70 ILCS 5/8.06 and 5/9); Airport Authorities Act; airport

1 authorities; for reduction of the height of objects or
2 structures.

3 (70 ILCS 10/4); Interstate Airport Authorities Act; interstate
4 airport authorities; for general purposes.

5 (70 ILCS 15/3); Kankakee River Valley Area Airport Authority
6 Act; Kankakee River Valley Area Airport Authority; for
7 acquisition of land for airports.

8 (70 ILCS 200/2-20); Civic Center Code; civic center
9 authorities; for grounds, centers, buildings, and parking.

10 (70 ILCS 200/5-35); Civic Center Code; Aledo Civic Center
11 Authority; for grounds, centers, buildings, and parking.

12 (70 ILCS 200/10-15); Civic Center Code; Aurora Metropolitan
13 Exposition, Auditorium and Office Building Authority; for
14 grounds, centers, buildings, and parking.

15 (70 ILCS 200/15-40); Civic Center Code; Benton Civic Center
16 Authority; for grounds, centers, buildings, and parking.

17 (70 ILCS 200/20-15); Civic Center Code; Bloomington Civic
18 Center Authority; for grounds, centers, buildings, and
19 parking.

20 (70 ILCS 200/35-35); Civic Center Code; Brownstown Park
21 District Civic Center Authority; for grounds, centers,
22 buildings, and parking.

23 (70 ILCS 200/40-35); Civic Center Code; Carbondale Civic Center
24 Authority; for grounds, centers, buildings, and parking.

25 (70 ILCS 200/55-60); Civic Center Code; Chicago South Civic
26 Center Authority; for grounds, centers, buildings, and

1 parking.

2 (70 ILCS 200/60-30); Civic Center Code; Collinsville
3 Metropolitan Exposition, Auditorium and Office Building
4 Authority; for grounds, centers, buildings, and parking.

5 (70 ILCS 200/70-35); Civic Center Code; Crystal Lake Civic
6 Center Authority; for grounds, centers, buildings, and
7 parking.

8 (70 ILCS 200/75-20); Civic Center Code; Decatur Metropolitan
9 Exposition, Auditorium and Office Building Authority; for
10 grounds, centers, buildings, and parking.

11 (70 ILCS 200/80-15); Civic Center Code; DuPage County
12 Metropolitan Exposition, Auditorium and Office Building
13 Authority; for grounds, centers, buildings, and parking.

14 (70 ILCS 200/85-35); Civic Center Code; Elgin Metropolitan
15 Exposition, Auditorium and Office Building Authority; for
16 grounds, centers, buildings, and parking.

17 (70 ILCS 200/95-25); Civic Center Code; Herrin Metropolitan
18 Exposition, Auditorium and Office Building Authority; for
19 grounds, centers, buildings, and parking.

20 (70 ILCS 200/110-35); Civic Center Code; Illinois Valley Civic
21 Center Authority; for grounds, centers, buildings, and
22 parking.

23 (70 ILCS 200/115-35); Civic Center Code; Jasper County Civic
24 Center Authority; for grounds, centers, buildings, and
25 parking.

26 (70 ILCS 200/120-25); Civic Center Code; Jefferson County

1 Metropolitan Exposition, Auditorium and Office Building
2 Authority; for grounds, centers, buildings, and parking.

3 (70 ILCS 200/125-15); Civic Center Code; Jo Daviess County
4 Civic Center Authority; for grounds, centers, buildings,
5 and parking.

6 (70 ILCS 200/130-30); Civic Center Code; Katherine Dunham
7 Metropolitan Exposition, Auditorium and Office Building
8 Authority; for grounds, centers, buildings, and parking.

9 (70 ILCS 200/145-35); Civic Center Code; Marengo Civic Center
10 Authority; for grounds, centers, buildings, and parking.

11 (70 ILCS 200/150-35); Civic Center Code; Mason County Civic
12 Center Authority; for grounds, centers, buildings, and
13 parking.

14 (70 ILCS 200/155-15); Civic Center Code; Matteson Metropolitan
15 Civic Center Authority; for grounds, centers, buildings,
16 and parking.

17 (70 ILCS 200/160-35); Civic Center Code; Maywood Civic Center
18 Authority; for grounds, centers, buildings, and parking.

19 (70 ILCS 200/165-35); Civic Center Code; Melrose Park
20 Metropolitan Exposition Auditorium and Office Building
21 Authority; for grounds, centers, buildings, and parking.

22 (70 ILCS 200/170-20); Civic Center Code; certain Metropolitan
23 Exposition, Auditorium and Office Building Authorities;
24 for general purposes.

25 (70 ILCS 200/180-35); Civic Center Code; Normal Civic Center
26 Authority; for grounds, centers, buildings, and parking.

1 (70 ILCS 200/185-15); Civic Center Code; Oak Park Civic Center
2 Authority; for grounds, centers, buildings, and parking.

3 (70 ILCS 200/195-35); Civic Center Code; Ottawa Civic Center
4 Authority; for grounds, centers, buildings, and parking.

5 (70 ILCS 200/200-15); Civic Center Code; Pekin Civic Center
6 Authority; for grounds, centers, buildings, and parking.

7 (70 ILCS 200/205-15); Civic Center Code; Peoria Civic Center
8 Authority; for grounds, centers, buildings, and parking.

9 (70 ILCS 200/210-35); Civic Center Code; Pontiac Civic Center
10 Authority; for grounds, centers, buildings, and parking.

11 (70 ILCS 200/215-15); Civic Center Code; Illinois Quad City
12 Civic Center Authority; for grounds, centers, buildings,
13 and parking.

14 (70 ILCS 200/220-30); Civic Center Code; Quincy Metropolitan
15 Exposition, Auditorium and Office Building Authority; for
16 grounds, centers, buildings, and parking.

17 (70 ILCS 200/225-35); Civic Center Code; Randolph County Civic
18 Center Authority; for grounds, centers, buildings, and
19 parking.

20 (70 ILCS 200/230-35); Civic Center Code; River Forest
21 Metropolitan Exposition, Auditorium and Office Building
22 Authority; for grounds, centers, buildings, and parking.

23 (70 ILCS 200/235-40); Civic Center Code; Riverside Civic Center
24 Authority; for grounds, centers, buildings, and parking.

25 (70 ILCS 200/245-35); Civic Center Code; Salem Civic Center
26 Authority; for grounds, centers, buildings, and parking.

1 (70 ILCS 200/255-20); Civic Center Code; Springfield
2 Metropolitan Exposition and Auditorium Authority; for
3 grounds, centers, and parking.

4 (70 ILCS 200/260-35); Civic Center Code; Sterling Metropolitan
5 Exposition, Auditorium and Office Building Authority; for
6 grounds, centers, buildings, and parking.

7 (70 ILCS 200/265-20); Civic Center Code; Vermilion County
8 Metropolitan Exposition, Auditorium and Office Building
9 Authority; for grounds, centers, buildings, and parking.

10 (70 ILCS 200/270-35); Civic Center Code; Waukegan Civic Center
11 Authority; for grounds, centers, buildings, and parking.

12 (70 ILCS 200/275-35); Civic Center Code; West Frankfort Civic
13 Center Authority; for grounds, centers, buildings, and
14 parking.

15 (70 ILCS 200/280-20); Civic Center Code; Will County
16 Metropolitan Exposition and Auditorium Authority; for
17 grounds, centers, and parking.

18 (70 ILCS 210/5); Metropolitan Pier and Exposition Authority
19 Act; Metropolitan Pier and Exposition Authority; for
20 general purposes, including quick-take power.

21 (70 ILCS 405/22.04); Soil and Water Conservation Districts Act;
22 soil and water conservation districts; for general
23 purposes.

24 (70 ILCS 410/10 and 410/12); Conservation District Act;
25 conservation districts; for open space, wildland, scenic
26 roadway, pathway, outdoor recreation, or other

1 conservation benefits.

2 (70 ILCS 503/25); Chanhute-Rantoul National Aviation Center
3 Redevelopment Commission Act; Chanhute-Rantoul National
4 Aviation Center Redevelopment Commission; for general
5 purposes.

6 (70 ILCS 507/15); Fort Sheridan Redevelopment Commission Act;
7 Fort Sheridan Redevelopment Commission; for general
8 purposes or to carry out comprehensive or redevelopment
9 plans.

10 (70 ILCS 520/8); Southwestern Illinois Development Authority
11 Act; Southwestern Illinois Development Authority; for
12 general purposes, including quick-take power.

13 (70 ILCS 605/4-17 and 605/5-7); Illinois Drainage Code;
14 drainage districts; for general purposes.

15 (70 ILCS 615/5 and 615/6); Chicago Drainage District Act;
16 corporate authorities; for construction and maintenance of
17 works.

18 (70 ILCS 705/10); Fire Protection District Act; fire protection
19 districts; for general purposes.

20 (70 ILCS 750/20); Flood Prevention District Act; flood
21 prevention districts; for general purposes.

22 (70 ILCS 805/6); Downstate Forest Preserve District Act;
23 certain forest preserve districts; for general purposes.

24 (70 ILCS 805/18.8); Downstate Forest Preserve District Act;
25 certain forest preserve districts; for recreational and
26 cultural facilities.

1 (70 ILCS 810/8); Cook County Forest Preserve District Act;
2 Forest Preserve District of Cook County; for general
3 purposes.

4 (70 ILCS 810/38); Cook County Forest Preserve District Act;
5 Forest Preserve District of Cook County; for recreational
6 facilities.

7 (70 ILCS 910/15 and 910/16); Hospital District Law; hospital
8 districts; for hospitals or hospital facilities.

9 (70 ILCS 915/3); Illinois Medical District Act; Illinois
10 Medical District Commission; for general purposes.

11 (70 ILCS 915/4.5); Illinois Medical District Act; Illinois
12 Medical District Commission; quick-take power for the
13 Illinois State Police Forensic Science Laboratory
14 (obsolete).

15 (70 ILCS 920/5); Tuberculosis Sanitarium District Act;
16 tuberculosis sanitarium districts; for tuberculosis
17 sanitariums.

18 (70 ILCS 925/20); Mid-Illinois Medical District Act;
19 Mid-Illinois Medical District; for general purposes.

20 (70 ILCS 930/20); Mid-America Medical District Act;
21 Mid-America Medical District Commission; for general
22 purposes.

23 (70 ILCS 935/20); Roseland Community Medical District Act;
24 medical district; for general purposes.

25 (70 ILCS 1005/7); Mosquito Abatement District Act; mosquito
26 abatement districts; for general purposes.

1 (70 ILCS 1105/8); Museum District Act; museum districts; for
2 general purposes.

3 (70 ILCS 1205/7-1); Park District Code; park districts; for
4 streets and other purposes.

5 (70 ILCS 1205/8-1); Park District Code; park districts; for
6 parks.

7 (70 ILCS 1205/9-2 and 1205/9-4); Park District Code; park
8 districts; for airports and landing fields.

9 (70 ILCS 1205/11-2 and 1205/11-3); Park District Code; park
10 districts; for State land abutting public water and certain
11 access rights.

12 (70 ILCS 1205/11.1-3); Park District Code; park districts; for
13 harbors.

14 (70 ILCS 1225/2); Park Commissioners Land Condemnation Act;
15 park districts; for street widening.

16 (70 ILCS 1230/1 and 1230/1-a); Park Commissioners Water Control
17 Act; park districts; for parks, boulevards, driveways,
18 parkways, viaducts, bridges, or tunnels.

19 (70 ILCS 1250/2); Park Commissioners Street Control (1889) Act;
20 park districts; for boulevards or driveways.

21 (70 ILCS 1290/1); Park District Aquarium and Museum Act;
22 municipalities or park districts; for aquariums or
23 museums.

24 (70 ILCS 1305/2); Park District Airport Zoning Act; park
25 districts; for restriction of the height of structures.

26 (70 ILCS 1310/5); Park District Elevated Highway Act; park

1 districts; for elevated highways.

2 (70 ILCS 1505/15); Chicago Park District Act; Chicago Park
3 District; for parks and other purposes.

4 (70 ILCS 1505/25.1); Chicago Park District Act; Chicago Park
5 District; for parking lots or garages.

6 (70 ILCS 1505/26.3); Chicago Park District Act; Chicago Park
7 District; for harbors.

8 (70 ILCS 1570/5); Lincoln Park Commissioners Land Condemnation
9 Act; Lincoln Park Commissioners; for land and interests in
10 land, including riparian rights.

11 (70 ILCS 1801/30); Alexander-Cairo Port District Act;
12 Alexander-Cairo Port District; for general purposes.

13 (70 ILCS 1805/8); Havana Regional Port District Act; Havana
14 Regional Port District; for general purposes.

15 (70 ILCS 1810/7); Illinois International Port District Act;
16 Illinois International Port District; for general
17 purposes.

18 (70 ILCS 1815/13); Illinois Valley Regional Port District Act;
19 Illinois Valley Regional Port District; for general
20 purposes.

21 (70 ILCS 1820/4); Jackson-Union Counties Regional Port
22 District Act; Jackson-Union Counties Regional Port
23 District; for removal of airport hazards or reduction of
24 the height of objects or structures.

25 (70 ILCS 1820/5); Jackson-Union Counties Regional Port
26 District Act; Jackson-Union Counties Regional Port

1 District; for general purposes.

2 (70 ILCS 1825/4.9); Joliet Regional Port District Act; Joliet
3 Regional Port District; for removal of airport hazards.

4 (70 ILCS 1825/4.10); Joliet Regional Port District Act; Joliet
5 Regional Port District; for reduction of the height of
6 objects or structures.

7 (70 ILCS 1825/4.18); Joliet Regional Port District Act; Joliet
8 Regional Port District; for removal of hazards from ports
9 and terminals.

10 (70 ILCS 1825/5); Joliet Regional Port District Act; Joliet
11 Regional Port District; for general purposes.

12 (70 ILCS 1830/7.1); Kaskaskia Regional Port District Act;
13 Kaskaskia Regional Port District; for removal of hazards
14 from ports and terminals.

15 (70 ILCS 1830/14); Kaskaskia Regional Port District Act;
16 Kaskaskia Regional Port District; for general purposes.

17 (70 ILCS 1831/30); Massac-Metropolis Port District Act;
18 Massac-Metropolis Port District; for general purposes.

19 (70 ILCS 1835/5.10); Mt. Carmel Regional Port District Act; Mt.
20 Carmel Regional Port District; for removal of airport
21 hazards.

22 (70 ILCS 1835/5.11); Mt. Carmel Regional Port District Act; Mt.
23 Carmel Regional Port District; for reduction of the height
24 of objects or structures.

25 (70 ILCS 1835/6); Mt. Carmel Regional Port District Act; Mt.
26 Carmel Regional Port District; for general purposes.

1 (70 ILCS 1837/30); Ottawa Port District Act; Ottawa Port
2 District; for general purposes.

3 (70 ILCS 1845/4.9); Seneca Regional Port District Act; Seneca
4 Regional Port District; for removal of airport hazards.

5 (70 ILCS 1845/4.10); Seneca Regional Port District Act; Seneca
6 Regional Port District; for reduction of the height of
7 objects or structures.

8 (70 ILCS 1845/5); Seneca Regional Port District Act; Seneca
9 Regional Port District; for general purposes.

10 (70 ILCS 1850/4); Shawneetown Regional Port District Act;
11 Shawneetown Regional Port District; for removal of airport
12 hazards or reduction of the height of objects or
13 structures.

14 (70 ILCS 1850/5); Shawneetown Regional Port District Act;
15 Shawneetown Regional Port District; for general purposes.

16 (70 ILCS 1855/4); Southwest Regional Port District Act;
17 Southwest Regional Port District; for removal of airport
18 hazards or reduction of the height of objects or
19 structures.

20 (70 ILCS 1855/5); Southwest Regional Port District Act;
21 Southwest Regional Port District; for general purposes.

22 (70 ILCS 1860/4); Tri-City Regional Port District Act; Tri-City
23 Regional Port District; for removal of airport hazards.

24 (70 ILCS 1860/5); Tri-City Regional Port District Act; Tri-City
25 Regional Port District; for the development of facilities.

26 (70 ILCS 1863/11); Upper Mississippi River International Port

1 District Act; Upper Mississippi River International Port
2 District; for general purposes.
3 (70 ILCS 1865/4.9); Waukegan Port District Act; Waukegan Port
4 District; for removal of airport hazards.
5 (70 ILCS 1865/4.10); Waukegan Port District Act; Waukegan Port
6 District; for restricting the height of objects or
7 structures.
8 (70 ILCS 1865/5); Waukegan Port District Act; Waukegan Port
9 District; for the development of facilities.
10 (70 ILCS 1870/8); White County Port District Act; White County
11 Port District; for the development of facilities.
12 (70 ILCS 1905/16); Railroad Terminal Authority Act; Railroad
13 Terminal Authority (Chicago); for general purposes.
14 (70 ILCS 1915/25); Grand Avenue Railroad Relocation Authority
15 Act; Grand Avenue Railroad Relocation Authority; for
16 general purposes, including quick-take power (now
17 obsolete).
18 (70 ILCS 1935/25); Elmwood Park Grade Separation Authority Act;
19 Elmwood Park Grade Separation Authority; for general
20 purposes.
21 (70 ILCS 2105/9b); River Conservancy Districts Act; river
22 conservancy districts; for general purposes.
23 (70 ILCS 2105/10a); River Conservancy Districts Act; river
24 conservancy districts; for corporate purposes.
25 (70 ILCS 2205/15); Sanitary District Act of 1907; sanitary
26 districts; for corporate purposes.

- 1 (70 ILCS 2205/18); Sanitary District Act of 1907; sanitary
2 districts; for improvements and works.
- 3 (70 ILCS 2205/19); Sanitary District Act of 1907; sanitary
4 districts; for access to property.
- 5 (70 ILCS 2305/8); North Shore Water Reclamation ~~Sanitary~~
6 District Act; North Shore Water Reclamation ~~Sanitary~~
7 District; for corporate purposes.
- 8 (70 ILCS 2305/15); North Shore Water Reclamation ~~Sanitary~~
9 District Act; North Shore Water Reclamation ~~Sanitary~~
10 District; for improvements.
- 11 (70 ILCS 2405/7.9); Sanitary District Act of 1917; Sanitary
12 District of Decatur; for carrying out agreements to sell,
13 convey, or disburse treated wastewater to a private entity.
- 14 (70 ILCS 2405/8); Sanitary District Act of 1917; sanitary
15 districts; for corporate purposes.
- 16 (70 ILCS 2405/15); Sanitary District Act of 1917; sanitary
17 districts; for improvements.
- 18 (70 ILCS 2405/16.9 and 2405/16.10); Sanitary District Act of
19 1917; sanitary districts; for waterworks.
- 20 (70 ILCS 2405/17.2); Sanitary District Act of 1917; sanitary
21 districts; for public sewer and water utility treatment
22 works.
- 23 (70 ILCS 2405/18); Sanitary District Act of 1917; sanitary
24 districts; for dams or other structures to regulate water
25 flow.
- 26 (70 ILCS 2605/8); Metropolitan Water Reclamation District Act;

1 Metropolitan Water Reclamation District; for corporate
2 purposes.

3 (70 ILCS 2605/16); Metropolitan Water Reclamation District
4 Act; Metropolitan Water Reclamation District; quick-take
5 power for improvements.

6 (70 ILCS 2605/17); Metropolitan Water Reclamation District
7 Act; Metropolitan Water Reclamation District; for bridges.

8 (70 ILCS 2605/35); Metropolitan Water Reclamation District
9 Act; Metropolitan Water Reclamation District; for widening
10 and deepening a navigable stream.

11 (70 ILCS 2805/10); Sanitary District Act of 1936; sanitary
12 districts; for corporate purposes.

13 (70 ILCS 2805/24); Sanitary District Act of 1936; sanitary
14 districts; for improvements.

15 (70 ILCS 2805/26i and 2805/26j); Sanitary District Act of 1936;
16 sanitary districts; for drainage systems.

17 (70 ILCS 2805/27); Sanitary District Act of 1936; sanitary
18 districts; for dams or other structures to regulate water
19 flow.

20 (70 ILCS 2805/32k); Sanitary District Act of 1936; sanitary
21 districts; for water supply.

22 (70 ILCS 2805/32l); Sanitary District Act of 1936; sanitary
23 districts; for waterworks.

24 (70 ILCS 2905/2-7); Metro-East Sanitary District Act of 1974;
25 Metro-East Sanitary District; for corporate purposes.

26 (70 ILCS 2905/2-8); Metro-East Sanitary District Act of 1974;

1 Metro-East Sanitary District; for access to property.
2 (70 ILCS 3010/10); Sanitary District Revenue Bond Act; sanitary
3 districts; for sewerage systems.
4 (70 ILCS 3205/12); Illinois Sports Facilities Authority Act;
5 Illinois Sports Facilities Authority; quick-take power for
6 its corporate purposes (obsolete).
7 (70 ILCS 3405/16); Surface Water Protection District Act;
8 surface water protection districts; for corporate
9 purposes.
10 (70 ILCS 3605/7); Metropolitan Transit Authority Act; Chicago
11 Transit Authority; for transportation systems.
12 (70 ILCS 3605/8); Metropolitan Transit Authority Act; Chicago
13 Transit Authority; for general purposes.
14 (70 ILCS 3605/10); Metropolitan Transit Authority Act; Chicago
15 Transit Authority; for general purposes, including
16 railroad property.
17 (70 ILCS 3610/3 and 3610/5); Local Mass Transit District Act;
18 local mass transit districts; for general purposes.
19 (70 ILCS 3615/2.13); Regional Transportation Authority Act;
20 Regional Transportation Authority; for general purposes.
21 (70 ILCS 3705/8 and 3705/12); Public Water District Act; public
22 water districts; for waterworks.
23 (70 ILCS 3705/23a); Public Water District Act; public water
24 districts; for sewerage properties.
25 (70 ILCS 3705/23e); Public Water District Act; public water
26 districts; for combined waterworks and sewerage systems.

1 (70 ILCS 3715/6); Water Authorities Act; water authorities; for
2 facilities to ensure adequate water supply.

3 (70 ILCS 3715/27); Water Authorities Act; water authorities;
4 for access to property.

5 (75 ILCS 5/4-7); Illinois Local Library Act; boards of library
6 trustees; for library buildings.

7 (75 ILCS 16/30-55.80); Public Library District Act of 1991;
8 public library districts; for general purposes.

9 (75 ILCS 65/1 and 65/3); Libraries in Parks Act; corporate
10 authorities of city or park district, or board of park
11 commissioners; for free public library buildings.

12 (Source: P.A. 97-333, eff. 8-12-11; 97-813, eff. 7-13-12;
13 incorporates 98-564, eff. 8-27-13; 98-756, eff. 7-16-14.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.

1		INDEX
2		Statutes amended in order of appearance
3	50 ILCS 460/10	
4	70 ILCS 2305/Act title	
5	70 ILCS 2305/0.1	from Ch. 42, par. 276.99
6	70 ILCS 2305/0.5 new	
7	70 ILCS 2305/4	from Ch. 42, par. 280
8	70 ILCS 2305/7.6 new	
9	70 ILCS 2305/7.7 new	
10	70 ILCS 2305/11	from Ch. 42, par. 287
11	70 ILCS 2305/18.5 new	
12	70 ILCS 2305/31 new	
13	70 ILCS 2405/17.1	from Ch. 42, par. 316.1
14	735 ILCS 30/15-5-15	