

Government Affairs Update

Second Quarter 2018

State of Illinois:

The General Assembly ended its spring session with sending over 600 pieces of Legislation to the Governor to sign or veto. The GA also passed a budget for FY 19. This was the first time in three years that the State will have a budget in place and it is the first time since Bruce Rauner was elected Governor that the State will have a budget.

Below is significant legislation that GCSI is tracking and issues that GCSI is working on in conjunction with the Village and its staff:

Legislation of Interest:

- **Status of HB 109 (FY 19 Budget)**
This bill contains the FY 19 Budget as well as FY 18 supplemental appropriations and contains \$2.9 billion in IDOT Pay-as-You-Go capital projects. Governor signed into law June 4, 2018.
 - **Status of SA 2**
Senate amendment on HB 109, contains monies for Municipal Capitol projects.
 - **Status of SA 3**
This bill restores the cut to the LGDF for 10% to 5% for the FY 19 budget.
- **Status of SB 7 (HA3)**
Gaming expansion, HA 3, contains language for a race track in Cook County. Tinley Park was mentioned at Legislative Hearing.
Last Action: Assigned to Rules Committee (5/3/2018)
- **Status of SB 1335 (Pencd-Dnst Fire-Secondary Empt):**
This bill amends the Downstate Firefighter Article of the Illinois Pension Code. Requires a unit of local government that employs a firefighter who is a full-time firefighter in a different downstate firefighter pension fund to make specified contributions to that downstate firefighter pension fund. Requires a specified additional contribution to the pension fund from that firefighter's primary employer. Establishes reporting requirements. Authorizes the State comptroller to intercept State funds in the event the unit of local government does not make its required contribution to the primary employer's downstate pension fund. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.
Last Action: Referred to Assignments (4/27/2018)
- **Status of HB 4101 (Tax Compliance Fund-Transfer):**
This bill amends the State Finance Act, Counties Code, Illinois Municipal Code, Metro-East Park and Recreation District Act, Local Mass Transit District Act, Regional Transportation Authority Act, and Water Commission Act of 1985. Provides that the amounts transferred into the Tax Compliance and Administration Fund shall be reduced from 2% to 1%.
Last Action: Re-referred to Rule (4/13/2018)

- **Status of HB 4246 (Local Government Expenses):**
 This bill creates the Local Government Convention Expense Control Act. The bill provides that on or after the effective date of the Act, public funds shall not be expended by a unit of local government or expenses connected with attendance by an employee or contractor of the unit of local government at a convention or gathering of personnel. Excludes public funds expended (1) at any convention or gathering of public safety personnel or (2) pursuant to a contract entered into before the effective date of the Act. Effective immediately.
Last Action: Referred to Rules Committee (1/16/2018)
- **Status of HB 4247 (Convention Space Appropriation):**
 This bill amends the State Finance Act and provides that, for contracts entered into on or after the effective date of the amendatory Act, State appropriations may not be expended to rent or pay for access to physical space for booths, hospitality suites, or other physical space for units of local government, school districts, community college districts, or other taxing bodies at a convention or gathering of personnel. Excludes appropriations for physical space expenditures at any convention or gathering of public safety personnel. Effective immediately.
Last Action: Re-referred to Rules Committee (4/27/2018)
- **Status of HB 4248 (Convention Expense Limitations):**
 This bill creates the Local Government Convention Expense Control Act. Provides that on or after the effective date of the Act, public funds shall not be expended by a unit of local government for expenses connected with attendance by an employee or contractor of the unit of local government at a convention or gathering of personnel. Excludes public funds expended (1) at any convention or gathering of public safety personnel or (2) pursuant to a contract entered into before the effective date of the Act. Amends the State Finance Act. Provides that, for contracts entered into on or after the effective date of the amendatory Act by units of local government, school districts, community college districts, or local taxing bodies, State appropriations shall not be expended to rent or pay for access to physical space for booths, hospitality suites, or other physical space at a convention or gathering of personnel. Excludes appropriations for physical space expenditures at any convention or gathering of public safety personnel. Effective immediately.
Last Action: Referred to rules Committee (1/16/2018)
- **Status of HB 4532 (Use/OCC-Motor Fuel-Local Government):**
 This bill amends the State Finance Act, the Motor Fuel Tax Law, the Emergency Telephone System Act, the Riverboat Gambling Act, and the Video Gaming Act. Provides that, in the absence of an appropriation for any State fiscal year, moneys that are required to be distributed to units of local government and other entities from the State and Local Sales Tax Reform Fund, the Motor Fuel Tax Fund, the State Gaming Fund, the Local Government Video Gaming Distributive Fund, and the Statewide 9-1-1 Fund are subject to a continuing appropriation. Effective immediately.
Last Action: Referred to Rules Committee (4/13/2018)
- **Status of HB 4990 (Tourism Promotion Grants):**
 This bill amends the Illinois Promotion Act. Provides that grants from the Tourism Promotion Fund awarded to a unit of local government, municipal convention center, or convention center authority may be made by the Department of Commerce and Economic Opportunity from appropriations for those purposes for any fiscal year, without regard to the fact that the qualification or obligation may have occurred in a prior fiscal year. Provides that the Department of Commerce and Economic Opportunity shall submit a

report on the effectiveness of the program no later than January 1, 2022 (currently, January 1, 2020). Effective immediately.

Last Action: Governor signs into Law (7/27/2018)

- **Status of HB 5581 (TIF-School District Approval)**

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that after July 1, 2018, a municipality may not adopt or amend a redevelopment plan or extend the life of a redevelopment project area unless each school district and community college district with territory inside the proposed redevelopment project area agrees to be subject to the redevelopment plan by a resolution adopted by a majority of each board. Provides that if a municipality adopts or amends a redevelopment plan or extends the life of a redevelopment project area without each school district or community college district adopting a resolution agreeing to the change, the portion of ad valorem taxes arising from the levies upon taxable real property in the redevelopment project area attributable to each school district or community college district that did not adopt the resolution may not be taken or used for any purpose under the Tax Increment Allocation Redevelopment Act. Effective immediately.

Last Action: Rule 19(a) / Re-referred to Rules Committee (4/13/2018)

- **Status of HB 5724 (TIF-MONEY TRANSFERS/WEB NOTICE)**

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that on or after the effective date of the amendatory Act, tax increment revenues may be utilized for jointly undertaken and performed redevelopment projects only in an amount equal to the percentage of eligible costs undertaken within the redevelopment project area that received the revenue. Provides that tax increment revenues received in one redevelopment project area may not be used for eligible costs in another redevelopment project area and tax increment revenues may not be transferred to another redevelopment project area. Provides that if there are any contracts or agreements in force on the effective date of the amendatory Act, tax increment revenues may continue to be used or transferred to another redevelopment project area or utilized for jointly undertaken and performed redevelopment projects only to the extent necessary to comply with the contract or agreement. Provides that a municipality must post on its website, at least quarterly, how all revenue received under this Act was expended, including to whom each expense was paid.

Last Action: Rule 19(a) / Re-referred to Rules Committee (4/13/2018)

- **Status of HB 5799 (TIF-TRANSFERS BETWEEN AREAS)**

Amends the Tax Increment Allocation Redevelopment Act of the Illinois Municipal Code. Provides that on or after the effective date of the amendatory Act, tax increment revenues may be utilized for jointly undertaken and performed redevelopment projects only in an amount equal to the percentage of eligible costs undertaken within the redevelopment project area that received the revenue. Provides that tax increment revenues received in one redevelopment project area may not be used for eligible costs in another redevelopment project area and tax increment revenues may not be transferred to another redevelopment project area. Provides that if there are any contracts or agreements in force on the effective date of the amendatory Act, tax increment revenues may continue to be used or transferred to another redevelopment project area or utilized for jointly undertaken and performed redevelopment projects after only to the extent necessary to comply with the contract or agreement.

Last Action: Re-referred to Rules Committee (4/13/2018)

- **Status of SB 1451 (SMALL WIRELESS FACILITIES)**
Creates the Small Wireless Facilities Deployment Act. Provides for legislative intent for the Act and definitions. Provides that an authority (a unit of local government with control over rights-of-way) may not prohibit, regulate, or charge for the collocation of small wireless facilities (the installation, mounting, maintaining, modifying, operating, or replacement of small wireless facilities on or adjacent to a wireless support structure or utility pole). Provides that small wireless facilities shall be classified as permitted uses and not subject to zoning review and approval under specified circumstances. Provides requirements for applications, fees, application review, and issuance of permits for collocation of small wireless facilities. Provides that an authority may not require applications for routine maintenance or replacement of wireless facilities with wireless facilities that are substantially similar, of the same size, or smaller. Requires authorities to allow the collocation of small wireless facilities on authority utility poles under specified circumstances. Prohibits authorities from regulating the design, engineering, construction, installation, or operation of any small wireless facility in specified circumstances. Provides that a circuit court has jurisdiction to resolve all disputes arising under the Act. Prohibits an authority from requiring a wireless provider to indemnify the authority or its officers or employees and from naming the authority on a wireless provider's insurance policy. Limits home rule powers. Amends the Counties Code making conforming changes.
Last Action: Public Act100-0585 (4/12/2018)
- **Status of SB 2249 (Tax Compliance Fund-Transfer):**
This bill amends the State Finance Act, Counties Code, Illinois Municipal Code, Metro-East Park and Recreation District Act, Local Mass Transit District Act, Regional Transportation Authority Act, and Water Commission Act of 1985, provides that the amounts transferred into the Tax Compliance and Administration Fund shall be reduced from 2% to 1%.
Last Action: Re-referred to Assignments (5/3/2018)
- **Status of SB 2328 (LOCAL GOV PROFESSIONAL SERVICE)**
Amends the Local Government Professional Services Selection Act. Provides that a political subdivision may waive the public hearing, evaluation procedure, and selection procedure for the selection of architectural, engineering, or land surveying services in an emergency for a project that is expected to cost less than \$150,000 (currently, \$25,000). Provides that this amount shall be increased annually by a percentage equal to the annual unadjusted percentage increase, if any, as determined by the consumer price index-u.
Last Action: Referred to Rules Committee (4/26/2018)
- **Status of SB 2528 (Finance Tourism Promotion):**
This bill amends the Illinois Promotion Act. Removes a sunset date from provisions concerning grants from the Tourism Promotion Fund. Effective immediately.
Last Action: Referred to Rules Committee (5/31/2018)

Capital and Grants:

- **New:**
Discussions have been occurring regarding a potential Capital Bill. I will be working with the Village Manager and Staff regarding a potential list of projects.

- **Old:**
Invest in Cook County” program, under Cook County Board applied for \$240K for the resurfacing of 84th Avenue from 159th Street to 171st Street.
- Grants awarded in 2014, but not yet disbursed in the State of Illinois:
 - 15 – 203343
 - 14 – 203037
 - 15 – 203046
 - 14 – 203484
- HB 109: Contains re-appropriation for old projects. Working with DCEO on release of said re-appropriations.

State Agency Issues:

- **Tourism:**
Convention Center conversations regarding Tourism Bureau and Tinley Park Convention Center with DCEO and other pertinent staff.
- **Howe Property**
Actively meeting with staff of CMS and Legislative Leaders:
 - Environmental info on property
 - Three appraisals determining FAR market value
 - Possible Legislation

Cook County:

- **Tax Incentive Ordinance 17-9977 Amendment:**
PROPOSED SUBSTITUTE TO ITEM 17-9977 PROPOSED ORDINANCE AMENDMENT TAX INCENTIVE ORDINANCE BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 74 TAXATION, ARTICLE II REAL PROPERTY TAXATION, DIVISION 2. - CLASSIFICATION SYSTEM FOR ASSESSMENT:
Section 74-75 of the Cook County Code is hereby amended as follows: Sec. 74-75 - Incentive Classification Affidavit Requirement Waiver. (a) This Section shall apply to existing incentives classifications, pending applications and eligibility/renewal applications submitted during the 2017 and 2018 assessment year. The Assessor's Office shall liberally construe this Section to effectuate its intent as set forth in subsections (b) and (c) below. (b) Compliance with the existing affidavit requirements of Sections 74-71(b)(2), 74-72 and 74-74 (b) and (d) shall be waived for the 2017 and 2018 assessment years. Such waiver shall be lifted at the beginning of the 2019 assessment year and the affidavit requirements of Section.

Sponsor: Toni Preckwinkle (President)

In Control: Business and Economic Development Committee

Last Action: Committee Reports (11/9/2017)

- **Property Class Tax Classification:**
Discussing a 7B-7D Classification for certain parcels of property.

