

95TH GENERAL ASSEMBLY
State of Illinois
2007 and 2008
SB2743

Introduced 2/15/2008, by Sen. Michael Noland

SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-74.4-3 from Ch. 24, par. 11-74.4-3

Amends the Tax Increment Allocation Redevelopment Act in the Illinois Municipal Code. In the definition of "redevelopment project costs", includes a fire protection district's increased costs attributable to the redevelopment project area. Sets forth a method of calculating amounts to be paid to the fire protection district.

A BILL FOR AN ACT concerning local government.

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

Section 5. The Illinois Municipal Code is amended by changing Section 11-74.4-3 as follows:

(7.9) For redevelopment project areas designated or amended on or after January 1, 2009, a fire protection district's increased costs attributable to the redevelopment project area shall be paid to the fire protection district by the municipality from the Special Tax Allocation Fund when the tax increment revenue is received. The amount paid to a fire protection district under this paragraph (7.9) shall be calculated as follows:

(A) By multiplying (i) the net increase in the number of persons served by the fire protection district by (ii) the fire protection district's per-person cost of providing fire protection services.

(B) If a redevelopment project area contains one or more buildings over 2 stories in height, and if the fire protection district serving the redevelopment project area does not possess a ladder apparatus capable of reaching the roof of the tallest building in the redevelopment project area, the amount paid to the fire protection district under this paragraph (7.9) shall include the cost of a ladder apparatus capable of reaching the roof of the tallest building in the redevelopment project area.

(C) If the development of the redevelopment project area requires the purchase of new apparatus or equipment, or the addition of new personnel to serve the needs of the redevelopment project area, the amount paid to the fire protection district under this paragraph (7.9) shall include the cost of new apparatus or equipment, or the addition of new personnel.

(D) If the development of the redevelopment project area requires the construction of a new fire station to serve the increased needs of the redevelopment project area, the amount paid to the fire protection district under this paragraph (7.9) shall include the cost to design and construct the new fire station, as well as the cost of apparatus, equipment, and personnel for the new fire station. Any fire protection district seeking payment under this paragraph (7.9) shall, after July 1 and before September 30 of each year, provide the municipality with convincing evidence to support its claim for reimbursement before the municipality shall be required to approve or make the payment to the fire protection district. If the fire protection district fails to provide the information during this period in any year, it shall forfeit any claim to reimbursement for that year. Fire protection districts may adopt a resolution waiving the rights to all or a portion of the reimbursement otherwise required by this paragraph (7.9). By acceptance of such reimbursement, the fire protection district shall forfeit any right to directly or indirectly set aside, modify, or contest in any manner whatsoever the establishment of the redevelopment project area or projects.

AMENDMENT TO SENATE BILL 2743

AMENDMENT NO. 001. Amend Senate Bill 2743 on page 50, by replacing line 14 with the following: "amended on or after January 1, 2009, if a fire protection district is not subject to an intergovernmental agreement with the municipality for the purposes of funding increased costs of the district because of new development, then the fire protection".