

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 1. Short title. This Act may be cited as the
5 Climate Bank Loan Financing Act.

6 Section 5. Definitions. As used in this Act:

7 "Alternate bonds", "applicable law", "bond", "general
8 obligation bonds", "limited bonds", "governmental unit",
9 "revenue bonds", "enterprise revenues", and "revenue source"
10 have the respective meanings set forth in Section 3 of the
11 Local Government Debt Reform Act.

12 "Governing body" means the council, board, commission, or
13 body, by whatever name it is known, having charge of the
14 finances of a governmental unit.

15 Section 10. Clean energy infrastructure projects. A
16 governmental unit may own, construct, equip, manage, control,
17 erect, improve, extend, maintain, and operate new or existing
18 clean energy infrastructure projects, may purchase real estate
19 and any property rights to be used for clean energy
20 infrastructure projects, and may charge for the use of clean
21 energy infrastructure.

1 Section 15. Authorization to borrow from Illinois Finance
2 Authority Illinois Climate Bank loan programs. A governmental
3 unit may borrow money and access loans from the Illinois
4 Finance Authority to finance the acquisition, construction, or
5 improvement of new or existing clean energy infrastructure, in
6 each case, qualified for financing by the Illinois Finance
7 Authority under the Illinois Climate Bank bond loan programs
8 of the Illinois Finance Authority.

9 Section 20. Bond authorization. A governmental unit may
10 issue from time to time general obligation bonds, including
11 alternate bonds and limited bonds, and revenue bonds pursuant
12 to applicable law for the purpose of evidencing its obligation
13 to repay its loans from the Illinois Finance Authority.

14 Section 25. Bond terms. Bonds issued under Section 20
15 shall bear interest at a rate or rates not to exceed the
16 maximum rate permitted by the Bond Authorization Act at the
17 time of the making of the loan from the Illinois Finance
18 Authority. The bonds shall mature within 30 years from the
19 date issued. General obligation bonds shall be the direct
20 general obligations of the governmental unit and the full
21 faith and credit of the governmental unit shall be pledged for
22 the punctual payment of the principal of and interest on the
23 general obligation bonds. Revenue bonds shall be limited
24 obligations of the governmental unit payable from the

1 enterprise revenues or revenue sources of the governmental
2 unit pledged as security for the punctual payment of the
3 principal of and interest on the revenue bonds.

4 Section 30. Adoption of ordinance or resolution. In order
5 to authorize participation in a loan from the Illinois Finance
6 Authority and to authorize and issue the bonds, the governing
7 body shall adopt an ordinance, or resolution when appropriate,
8 providing for the determination of the amount of bonds, the
9 maturity of bonds, and the rate of interest of the bonds. In
10 the case of general obligation bonds, the ordinance or
11 resolution shall provide for the levy and collection of a
12 direct annual tax upon all the taxable property in the
13 governmental unit sufficient to pay the principal of and
14 interest on the general obligation bonds to maturity. Upon the
15 filing of a certified copy of an adopted ordinance or
16 resolution levying a direct annual tax under this Section in
17 the office of the county clerk in each county in which the
18 governmental unit is located, the county clerk shall annually
19 extend the tax in addition to all other taxes authorized to be
20 levied by the governmental unit or on behalf of the
21 governmental unit. In the case of revenue bonds, the ordinance
22 or resolution shall provide for covenants and agreements as
23 may be found by the governmental unit to be necessary and
24 appropriate, including any liens granted on enterprise
25 revenues or revenue sources, to secure the punctual payment of

1 the principal of and interest on the revenue bonds. The
2 governmental unit may enter into loan agreements and security
3 agreements with respect to the borrowing of money from the
4 Illinois Finance Authority pursuant to this Act.

5 Section 35. Authority for issuance. The authority to issue
6 bonds by a governmental unit under this Act and applicable law
7 for clean energy infrastructure projects is in addition to any
8 other authority to issue bonds by a governmental unit provided
9 by law.

10 Section 40. Execution. The bonds shall be executed in the
11 name of the governmental unit by manual or facsimile
12 signatures of the officials of the governmental unit as may be
13 designated by the ordinance or resolution.

14 Section 97. Severability. The provisions of this Act are
15 severable under Section 1.31 of the Statute on Statutes.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.