



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB6607

by Rep. Luis Arroyo

#### SYNOPSIS AS INTRODUCED:

65 ILCS 5/Art. 11 Div. 117.2 heading new  
65 ILCS 5/11-117.2-1 new

Amends the Illinois Municipal Code. Creates the Water and Sewer Tax Relief Division of the Municipal Utilities Article of the Code. Provides that for a period of 10 years after September 14, 2016, a municipality with a population of more than 1,000,000 may not increase: (1) the amount or rate of any tax imposed on the provision or sale of water, utility, or sewer service, or any combination thereof; or (2) the amount or rate of any charge or fee imposed for the provision or sale of water, utility, or sewer service, or any combination thereof. Further provides that any ordinance passed implementing any tax, or any charge or fee imposed, in contradiction to these restrictions is null and void. Limits home rule powers. Effective immediately.

LRB099 23500 AWJ 50969 b

FISCAL NOTE ACT  
MAY APPLY

HOME RULE NOTE  
ACT MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

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 Illinois Municipal Code is amended by adding  
5 Division 117.2 of Article 11 as follows:

6 (65 ILCS 5/Art. 11 Div. 117.2 heading new)

7 DIVISION 117.2. WATER AND SEWER TAX RELIEF

8 (65 ILCS 5/11-117.2-1 new)

9 Sec. 11-117.2-1. Water and sewer tax relief.

10 (a) Notwithstanding any provision of law to the contrary,  
11 between September 14, 2016 and September 14, 2026, a  
12 municipality with a population of more than 1,000,000 may not  
13 increase: (1) the amount or rate of any tax imposed on the  
14 provision or sale of water, utility, or sewer service, or any  
15 combination thereof; or (2) the amount or rate of any charge or  
16 fee imposed for the provision or sale of water, utility, or  
17 sewer service, or any combination thereof.

18 (b) Any ordinance passed implementing any tax, or any  
19 charge or fee imposed, in contradiction to the provisions of  
20 subsection (a) is null and void.

21 (c) A home rule unit may not tax or charge an rate amount  
22 or for the provision or sale of water, utility, or sewer

1 service, or any combination thereof, in contradiction to the  
2 provisions of subsection (a) of this Section. To the extent  
3 that the provisions of any ordinance would operate in  
4 contradiction to the provisions of subsection (a) of this  
5 Section, such provisions shall be null and void. This Section  
6 is a denial and limitation of home rule powers and functions  
7 under subsection (g) of Section 6 of Article VII of the  
8 Illinois Constitution.

9       Section 99. Effective date. This Act takes effect upon  
10 becoming law.