



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB4206

Introduced 5/18/2026, by Sen. Darby A. Hills

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-12025 new
65 ILCS 5/11-13-30 new

Amends the Counties Code. Allows a county to establish standards for the construction of data centers by ordinance. Provides that the standards may include, without limitation, the size, height, and design of structures and the number of facilities that may be located within a geographic area. Provides that a county may regulate the siting of data centers in unincorporated areas of the county outside of the zoning jurisdiction of a municipality and the 1.5-mile radius surrounding the zoning jurisdiction of a municipality and may establish other specified standards. Sets forth provisions concerning notice and hearings. Provides that any provision of a county zoning ordinance pertaining to data centers that is in effect prior to the effective date may remain in effect. Amends the Illinois Municipal Code. Provides that a municipality may, by ordinance, regulate the siting of data centers within the municipality's zoning jurisdiction and within the 1.5-mile radius surrounding its zoning jurisdiction and may establish other specified standards. Sets forth provisions concerning notice and hearings.

LRB104 21947 TRT 37880 b

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 Counties Code is amended by adding Section
5 5-12025 as follows:

6 (55 ILCS 5/5-12025 new)

7 Sec. 5-12025. Data centers.

8 (a) For the purposes of this Section, "data center" means
9 a facility: (1) whose primary services are the storage,
10 management, and processing of digital data; and (2) that is
11 used to house (i) computer and network systems, including
12 associated components such as servers, network equipment and
13 appliances, telecommunications, and data storage systems, (ii)
14 systems for monitoring and managing infrastructure
15 performance, (iii) Internet-related equipment and services,
16 (iv) data communications connections, (v) environmental
17 controls, (vi) fire protection systems, and (vii) security
18 systems and services.

19 (b) A county may, by ordinance, establish standards for
20 the construction of data centers. The standards may include,
21 without limitation, the size, height, and design of structures
22 and the number of facilities that may be located within a
23 geographic area. A county may also regulate the siting of data

1 centers in unincorporated areas of the county outside of the
2 zoning jurisdiction of a municipality and the 1.5-mile radius
3 surrounding the zoning jurisdiction of a municipality. A
4 county may not allow the siting of a data center within 3 miles
5 of the corporate boundaries of another municipality unless the
6 corporate authorities of that municipality have granted prior
7 written consent. A county may establish additional standards
8 for data centers to protect the availability, sustainability,
9 and purity of water and other water resources, including
10 limitations on water withdrawal, requirements for water reuse
11 or conservation systems, and safeguards to prevent
12 contamination. A county may also establish additional
13 standards to mitigate noise pollution.

14 (c) There shall be at least one public hearing not more
15 than 30 days prior to a siting decision by the county board.
16 Notice of the hearing shall be published in a newspaper of
17 general circulation in the county.

18 (d) Notwithstanding any requirements of this Section, any
19 provision of a county zoning ordinance pertaining to data
20 centers that is in effect prior to the effective date of this
21 amendatory Act of the 104th General Assembly may remain in
22 effect.

23 Section 10. The Illinois Municipal Code is amended by
24 adding Section 11-13-30 as follows:

1 (65 ILCS 5/11-13-30 new)

2 Sec. 11-13-30. Data centers.

3 (a) For the purposes of this Section, "data center" means
4 a facility: (1) whose primary services are the storage,
5 management, and processing of digital data; and (2) that is
6 used to house (i) computer and network systems, including
7 associated components such as servers, network equipment and
8 appliances, telecommunications, and data storage systems, (ii)
9 systems for monitoring and managing infrastructure
10 performance, (iii) Internet-related equipment and services,
11 (iv) data communications connections, (v) environmental
12 controls, (vi) fire protection systems, and (vii) security
13 systems and services.

14 (b) A municipality may, by ordinance, regulate the siting
15 of data centers within the municipality's zoning jurisdiction
16 and within the 1.5-mile radius surrounding its zoning
17 jurisdiction. A municipality may not allow the siting of a
18 data center within 3 miles of the corporate boundaries of
19 another municipality unless the corporate authorities of that
20 municipality have granted prior written consent. A
21 municipality may establish additional standards for data
22 centers to protect the availability, sustainability, and
23 purity of water and other water resources, including
24 limitations on water withdrawal, requirements for water reuse
25 or conservation systems, and safeguards to prevent
26 contamination. A municipality may also establish additional

1 standards to mitigate noise pollution.

2 (c) There shall be at least one public hearing not more
3 than 30 days prior to a siting decision by the corporate
4 authorities of a municipality. Notice of the hearing shall be
5 published in a newspaper of general circulation in the
6 municipality.