



Rep. La Shawn K. Ford

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LRB098 15623 MLW 57635 a

1 AMENDMENT TO HOUSE BILL 4066

2 AMENDMENT NO. _____. Amend House Bill 4066 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Nelson Mandela Memorial Road Act.

6 Section 5. Mandela Road. Illinois Route 50, beginning at
7 U.S. Route 45 in Kankakee, Illinois and ending at U.S. Route 41
8 in Skokie, Illinois, is designated as Mandela Road in honor of
9 Nelson Mandela. Local units of government affected by this
10 designation shall erect appropriate signage, remove signs
11 displaying a former designation, and make whatever other
12 changes are necessary to give effect to this designation.

13 Section 10. Home rule. The naming or designation of
14 Illinois Route 50, beginning at U.S. Route 45 in Kankakee,
15 Illinois and ending at U.S. Route 41 in Skokie, Illinois, is an

1 exclusive power and function of the State. A home rule unit may
2 not change this designation or provide alternative
3 designations for this roadway. This Section is a denial and
4 limitation of home rule powers and functions under subsection
5 (h) of Section 6 of Article VII of the Illinois Constitution.

6 Section 15. Address changes. A person who has been issued a
7 driver's license under the Illinois Vehicle Code or an Illinois
8 Identification Card under the Illinois Identification Card Act
9 that is valid on the effective date of this Act and lists a
10 former designation of Mandela Road as his or her address of
11 record is not required to change his or her address on the
12 driver's license or Illinois Identification Card until that
13 driver's license or Illinois Identification Card expires.

14 Section 905. The Local Government Facility Lease Act is
15 amended by changing Section 15 as follows:

16 (50 ILCS 615/15)

17 Sec. 15. Limitation on the expansion of airport property.
18 Chicago Midway International Airport is facility property used
19 for airport purposes under this Act. No runway of Chicago
20 Midway International Airport shall be expanded beyond the
21 territory bounded by 55th Street on the north, Mandela Road
22 ~~Cicero Avenue~~ on the east, 63rd Street on the south, and
23 Central Avenue on the west, as those avenues and streets are

1 situated on the effective date of this Act.

2 (Source: P.A. 94-750, eff. 5-9-06.)

3 Section 910. The Metropolitan Pier and Exposition
4 Authority Act is amended by changing Section 13 as follows:

5 (70 ILCS 210/13) (from Ch. 85, par. 1233)

6 Sec. 13. (a) The Authority shall not have power to levy
7 taxes for any purpose, except as provided in subsections (b),
8 (c), (d), (e), and (f).

9 (b) By ordinance the Authority shall, as soon as
10 practicable after the effective date of this amendatory Act of
11 1991, impose a Metropolitan Pier and Exposition Authority
12 Retailers' Occupation Tax upon all persons engaged in the
13 business of selling tangible personal property at retail within
14 the territory described in this subsection at the rate of 1.0%
15 of the gross receipts (i) from the sale of food, alcoholic
16 beverages, and soft drinks sold for consumption on the premises
17 where sold and (ii) from the sale of food, alcoholic beverages,
18 and soft drinks sold for consumption off the premises where
19 sold by a retailer whose principal source of gross receipts is
20 from the sale of food, alcoholic beverages, and soft drinks
21 prepared for immediate consumption.

22 The tax imposed under this subsection and all civil
23 penalties that may be assessed as an incident to that tax shall
24 be collected and enforced by the Illinois Department of

1 Revenue. The Department shall have full power to administer and
2 enforce this subsection, to collect all taxes and penalties so
3 collected in the manner provided in this subsection, and to
4 determine all rights to credit memoranda arising on account of
5 the erroneous payment of tax or penalty under this subsection.
6 In the administration of and compliance with this subsection,
7 the Department and persons who are subject to this subsection
8 shall have the same rights, remedies, privileges, immunities,
9 powers, and duties, shall be subject to the same conditions,
10 restrictions, limitations, penalties, exclusions, exemptions,
11 and definitions of terms, and shall employ the same modes of
12 procedure applicable to this Retailers' Occupation Tax as are
13 prescribed in Sections 1, 2 through 2-65 (in respect to all
14 provisions of those Sections other than the State rate of
15 taxes), 2c, 2h, 2i, 3 (except as to the disposition of taxes
16 and penalties collected), 4, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5i,
17 5j, 6, 6a, 6b, 6c, 7, 8, 9, 10, 11, 12, 13, and, until January
18 1, 1994, 13.5 of the Retailers' Occupation Tax Act, and, on and
19 after January 1, 1994, all applicable provisions of the Uniform
20 Penalty and Interest Act that are not inconsistent with this
21 Act, as fully as if provisions contained in those Sections of
22 the Retailers' Occupation Tax Act were set forth in this
23 subsection.

24 Persons subject to any tax imposed under the authority
25 granted in this subsection may reimburse themselves for their
26 seller's tax liability under this subsection by separately

1 stating that tax as an additional charge, which charge may be
2 stated in combination, in a single amount, with State taxes
3 that sellers are required to collect under the Use Tax Act,
4 pursuant to bracket schedules as the Department may prescribe.
5 The retailer filing the return shall, at the time of filing the
6 return, pay to the Department the amount of tax imposed under
7 this subsection, less a discount of 1.75%, which is allowed to
8 reimburse the retailer for the expenses incurred in keeping
9 records, preparing and filing returns, remitting the tax, and
10 supplying data to the Department on request.

11 Whenever the Department determines that a refund should be
12 made under this subsection to a claimant instead of issuing a
13 credit memorandum, the Department shall notify the State
14 Comptroller, who shall cause a warrant to be drawn for the
15 amount specified and to the person named in the notification
16 from the Department. The refund shall be paid by the State
17 Treasurer out of the Metropolitan Pier and Exposition Authority
18 trust fund held by the State Treasurer as trustee for the
19 Authority.

20 Nothing in this subsection authorizes the Authority to
21 impose a tax upon the privilege of engaging in any business
22 that under the Constitution of the United States may not be
23 made the subject of taxation by this State.

24 The Department shall forthwith pay over to the State
25 Treasurer, ex officio, as trustee for the Authority, all taxes
26 and penalties collected under this subsection for deposit into

1 a trust fund held outside of the State Treasury.

2 As soon as possible after the first day of each month,
3 beginning January 1, 2011, upon certification of the Department
4 of Revenue, the Comptroller shall order transferred, and the
5 Treasurer shall transfer, to the STAR Bonds Revenue Fund the
6 local sales tax increment, as defined in the Innovation
7 Development and Economy Act, collected under this subsection
8 during the second preceding calendar month for sales within a
9 STAR bond district.

10 After the monthly transfer to the STAR Bonds Revenue Fund,
11 on or before the 25th day of each calendar month, the
12 Department shall prepare and certify to the Comptroller the
13 amounts to be paid under subsection (g) of this Section, which
14 shall be the amounts, not including credit memoranda, collected
15 under this subsection during the second preceding calendar
16 month by the Department, less any amounts determined by the
17 Department to be necessary for the payment of refunds, less 2%
18 of such balance, which sum shall be deposited by the State
19 Treasurer into the Tax Compliance and Administration Fund in
20 the State Treasury from which it shall be appropriated to the
21 Department to cover the costs of the Department in
22 administering and enforcing the provisions of this subsection,
23 and less any amounts that are transferred to the STAR Bonds
24 Revenue Fund. Within 10 days after receipt by the Comptroller
25 of the certification, the Comptroller shall cause the orders to
26 be drawn for the remaining amounts, and the Treasurer shall

1 administer those amounts as required in subsection (g).

2 A certificate of registration issued by the Illinois
3 Department of Revenue to a retailer under the Retailers'
4 Occupation Tax Act shall permit the registrant to engage in a
5 business that is taxed under the tax imposed under this
6 subsection, and no additional registration shall be required
7 under the ordinance imposing the tax or under this subsection.

8 A certified copy of any ordinance imposing or discontinuing
9 any tax under this subsection or effecting a change in the rate
10 of that tax shall be filed with the Department, whereupon the
11 Department shall proceed to administer and enforce this
12 subsection on behalf of the Authority as of the first day of
13 the third calendar month following the date of filing.

14 The tax authorized to be levied under this subsection may
15 be levied within all or any part of the following described
16 portions of the metropolitan area:

17 (1) that portion of the City of Chicago located within
18 the following area: Beginning at the point of intersection
19 of the Cook County - DuPage County line and York Road, then
20 North along York Road to its intersection with Touhy
21 Avenue, then east along Touhy Avenue to its intersection
22 with the Northwest Tollway, then southeast along the
23 Northwest Tollway to its intersection with Lee Street, then
24 south along Lee Street to Higgins Road, then south and east
25 along Higgins Road to its intersection with Mannheim Road,
26 then south along Mannheim Road to its intersection with

1 Irving Park Road, then west along Irving Park Road to its
2 intersection with the Cook County - DuPage County line,
3 then north and west along the county line to the point of
4 beginning; and

5 (2) that portion of the City of Chicago located within
6 the following area: Beginning at the intersection of West
7 55th Street with Central Avenue, then east along West 55th
8 Street to its intersection with Mandela Road ~~South Cicero~~
9 ~~Avenue~~, then south along Mandela Road ~~South Cicero~~
10 ~~Avenue~~ to its intersection with West 63rd Street, then west along
11 West 63rd Street to its intersection with South Central
12 Avenue, then north along South Central Avenue to the point
13 of beginning; and

14 (3) that portion of the City of Chicago located within
15 the following area: Beginning at the point 150 feet west of
16 the intersection of the west line of North Ashland Avenue
17 and the north line of West Diversey Avenue, then north 150
18 feet, then east along a line 150 feet north of the north
19 line of West Diversey Avenue extended to the shoreline of
20 Lake Michigan, then following the shoreline of Lake
21 Michigan (including Navy Pier and all other improvements
22 fixed to land, docks, or piers) to the point where the
23 shoreline of Lake Michigan and the Adlai E. Stevenson
24 Expressway extended east to that shoreline intersect, then
25 west along the Adlai E. Stevenson Expressway to a point 150
26 feet west of the west line of South Ashland Avenue, then

1 north along a line 150 feet west of the west line of South
2 and North Ashland Avenue to the point of beginning.

3 The tax authorized to be levied under this subsection may
4 also be levied on food, alcoholic beverages, and soft drinks
5 sold on boats and other watercraft departing from and returning
6 to the shoreline of Lake Michigan (including Navy Pier and all
7 other improvements fixed to land, docks, or piers) described in
8 item (3).

9 (c) By ordinance the Authority shall, as soon as
10 practicable after the effective date of this amendatory Act of
11 1991, impose an occupation tax upon all persons engaged in the
12 corporate limits of the City of Chicago in the business of
13 renting, leasing, or letting rooms in a hotel, as defined in
14 the Hotel Operators' Occupation Tax Act, at a rate of 2.5% of
15 the gross rental receipts from the renting, leasing, or letting
16 of hotel rooms within the City of Chicago, excluding, however,
17 from gross rental receipts the proceeds of renting, leasing, or
18 letting to permanent residents of a hotel, as defined in that
19 Act. Gross rental receipts shall not include charges that are
20 added on account of the liability arising from any tax imposed
21 by the State or any governmental agency on the occupation of
22 renting, leasing, or letting rooms in a hotel.

23 The tax imposed by the Authority under this subsection and
24 all civil penalties that may be assessed as an incident to that
25 tax shall be collected and enforced by the Illinois Department
26 of Revenue. The certificate of registration that is issued by

1 the Department to a lessor under the Hotel Operators'
2 Occupation Tax Act shall permit that registrant to engage in a
3 business that is taxable under any ordinance enacted under this
4 subsection without registering separately with the Department
5 under that ordinance or under this subsection. The Department
6 shall have full power to administer and enforce this
7 subsection, to collect all taxes and penalties due under this
8 subsection, to dispose of taxes and penalties so collected in
9 the manner provided in this subsection, and to determine all
10 rights to credit memoranda arising on account of the erroneous
11 payment of tax or penalty under this subsection. In the
12 administration of and compliance with this subsection, the
13 Department and persons who are subject to this subsection shall
14 have the same rights, remedies, privileges, immunities,
15 powers, and duties, shall be subject to the same conditions,
16 restrictions, limitations, penalties, and definitions of
17 terms, and shall employ the same modes of procedure as are
18 prescribed in the Hotel Operators' Occupation Tax Act (except
19 where that Act is inconsistent with this subsection), as fully
20 as if the provisions contained in the Hotel Operators'
21 Occupation Tax Act were set out in this subsection.

22 Whenever the Department determines that a refund should be
23 made under this subsection to a claimant instead of issuing a
24 credit memorandum, the Department shall notify the State
25 Comptroller, who shall cause a warrant to be drawn for the
26 amount specified and to the person named in the notification

1 from the Department. The refund shall be paid by the State
2 Treasurer out of the Metropolitan Pier and Exposition Authority
3 trust fund held by the State Treasurer as trustee for the
4 Authority.

5 Persons subject to any tax imposed under the authority
6 granted in this subsection may reimburse themselves for their
7 tax liability for that tax by separately stating that tax as an
8 additional charge, which charge may be stated in combination,
9 in a single amount, with State taxes imposed under the Hotel
10 Operators' Occupation Tax Act, the municipal tax imposed under
11 Section 8-3-13 of the Illinois Municipal Code, and the tax
12 imposed under Section 19 of the Illinois Sports Facilities
13 Authority Act.

14 The person filing the return shall, at the time of filing
15 the return, pay to the Department the amount of tax, less a
16 discount of 2.1% or \$25 per calendar year, whichever is
17 greater, which is allowed to reimburse the operator for the
18 expenses incurred in keeping records, preparing and filing
19 returns, remitting the tax, and supplying data to the
20 Department on request.

21 The Department shall forthwith pay over to the State
22 Treasurer, ex officio, as trustee for the Authority, all taxes
23 and penalties collected under this subsection for deposit into
24 a trust fund held outside the State Treasury. On or before the
25 25th day of each calendar month, the Department shall certify
26 to the Comptroller the amounts to be paid under subsection (g)

1 of this Section, which shall be the amounts (not including
2 credit memoranda) collected under this subsection during the
3 second preceding calendar month by the Department, less any
4 amounts determined by the Department to be necessary for
5 payment of refunds. Within 10 days after receipt by the
6 Comptroller of the Department's certification, the Comptroller
7 shall cause the orders to be drawn for such amounts, and the
8 Treasurer shall administer those amounts as required in
9 subsection (g).

10 A certified copy of any ordinance imposing or discontinuing
11 a tax under this subsection or effecting a change in the rate
12 of that tax shall be filed with the Illinois Department of
13 Revenue, whereupon the Department shall proceed to administer
14 and enforce this subsection on behalf of the Authority as of
15 the first day of the third calendar month following the date of
16 filing.

17 (d) By ordinance the Authority shall, as soon as
18 practicable after the effective date of this amendatory Act of
19 1991, impose a tax upon all persons engaged in the business of
20 renting automobiles in the metropolitan area at the rate of 6%
21 of the gross receipts from that business, except that no tax
22 shall be imposed on the business of renting automobiles for use
23 as taxicabs or in livery service. The tax imposed under this
24 subsection and all civil penalties that may be assessed as an
25 incident to that tax shall be collected and enforced by the
26 Illinois Department of Revenue. The certificate of

1 registration issued by the Department to a retailer under the
2 Retailers' Occupation Tax Act or under the Automobile Renting
3 Occupation and Use Tax Act shall permit that person to engage
4 in a business that is taxable under any ordinance enacted under
5 this subsection without registering separately with the
6 Department under that ordinance or under this subsection. The
7 Department shall have full power to administer and enforce this
8 subsection, to collect all taxes and penalties due under this
9 subsection, to dispose of taxes and penalties so collected in
10 the manner provided in this subsection, and to determine all
11 rights to credit memoranda arising on account of the erroneous
12 payment of tax or penalty under this subsection. In the
13 administration of and compliance with this subsection, the
14 Department and persons who are subject to this subsection shall
15 have the same rights, remedies, privileges, immunities,
16 powers, and duties, be subject to the same conditions,
17 restrictions, limitations, penalties, and definitions of
18 terms, and employ the same modes of procedure as are prescribed
19 in Sections 2 and 3 (in respect to all provisions of those
20 Sections other than the State rate of tax; and in respect to
21 the provisions of the Retailers' Occupation Tax Act referred to
22 in those Sections, except as to the disposition of taxes and
23 penalties collected, except for the provision allowing
24 retailers a deduction from the tax to cover certain costs, and
25 except that credit memoranda issued under this subsection may
26 not be used to discharge any State tax liability) of the

1 Automobile Renting Occupation and Use Tax Act, as fully as if
2 provisions contained in those Sections of that Act were set
3 forth in this subsection.

4 Persons subject to any tax imposed under the authority
5 granted in this subsection may reimburse themselves for their
6 tax liability under this subsection by separately stating that
7 tax as an additional charge, which charge may be stated in
8 combination, in a single amount, with State tax that sellers
9 are required to collect under the Automobile Renting Occupation
10 and Use Tax Act, pursuant to bracket schedules as the
11 Department may prescribe.

12 Whenever the Department determines that a refund should be
13 made under this subsection to a claimant instead of issuing a
14 credit memorandum, the Department shall notify the State
15 Comptroller, who shall cause a warrant to be drawn for the
16 amount specified and to the person named in the notification
17 from the Department. The refund shall be paid by the State
18 Treasurer out of the Metropolitan Pier and Exposition Authority
19 trust fund held by the State Treasurer as trustee for the
20 Authority.

21 The Department shall forthwith pay over to the State
22 Treasurer, ex officio, as trustee, all taxes and penalties
23 collected under this subsection for deposit into a trust fund
24 held outside the State Treasury. On or before the 25th day of
25 each calendar month, the Department shall certify to the
26 Comptroller the amounts to be paid under subsection (g) of this

1 Section (not including credit memoranda) collected under this
2 subsection during the second preceding calendar month by the
3 Department, less any amount determined by the Department to be
4 necessary for payment of refunds. Within 10 days after receipt
5 by the Comptroller of the Department's certification, the
6 Comptroller shall cause the orders to be drawn for such
7 amounts, and the Treasurer shall administer those amounts as
8 required in subsection (g).

9 Nothing in this subsection authorizes the Authority to
10 impose a tax upon the privilege of engaging in any business
11 that under the Constitution of the United States may not be
12 made the subject of taxation by this State.

13 A certified copy of any ordinance imposing or discontinuing
14 a tax under this subsection or effecting a change in the rate
15 of that tax shall be filed with the Illinois Department of
16 Revenue, whereupon the Department shall proceed to administer
17 and enforce this subsection on behalf of the Authority as of
18 the first day of the third calendar month following the date of
19 filing.

20 (e) By ordinance the Authority shall, as soon as
21 practicable after the effective date of this amendatory Act of
22 1991, impose a tax upon the privilege of using in the
23 metropolitan area an automobile that is rented from a rentor
24 outside Illinois and is titled or registered with an agency of
25 this State's government at a rate of 6% of the rental price of
26 that automobile, except that no tax shall be imposed on the

1 privilege of using automobiles rented for use as taxicabs or in
2 livery service. The tax shall be collected from persons whose
3 Illinois address for titling or registration purposes is given
4 as being in the metropolitan area. The tax shall be collected
5 by the Department of Revenue for the Authority. The tax must be
6 paid to the State or an exemption determination must be
7 obtained from the Department of Revenue before the title or
8 certificate of registration for the property may be issued. The
9 tax or proof of exemption may be transmitted to the Department
10 by way of the State agency with which or State officer with
11 whom the tangible personal property must be titled or
12 registered if the Department and that agency or State officer
13 determine that this procedure will expedite the processing of
14 applications for title or registration.

15 The Department shall have full power to administer and
16 enforce this subsection, to collect all taxes, penalties, and
17 interest due under this subsection, to dispose of taxes,
18 penalties, and interest so collected in the manner provided in
19 this subsection, and to determine all rights to credit
20 memoranda or refunds arising on account of the erroneous
21 payment of tax, penalty, or interest under this subsection. In
22 the administration of and compliance with this subsection, the
23 Department and persons who are subject to this subsection shall
24 have the same rights, remedies, privileges, immunities,
25 powers, and duties, be subject to the same conditions,
26 restrictions, limitations, penalties, and definitions of

1 terms, and employ the same modes of procedure as are prescribed
2 in Sections 2 and 4 (except provisions pertaining to the State
3 rate of tax; and in respect to the provisions of the Use Tax
4 Act referred to in that Section, except provisions concerning
5 collection or refunding of the tax by retailers, except the
6 provisions of Section 19 pertaining to claims by retailers,
7 except the last paragraph concerning refunds, and except that
8 credit memoranda issued under this subsection may not be used
9 to discharge any State tax liability) of the Automobile Renting
10 Occupation and Use Tax Act, as fully as if provisions contained
11 in those Sections of that Act were set forth in this
12 subsection.

13 Whenever the Department determines that a refund should be
14 made under this subsection to a claimant instead of issuing a
15 credit memorandum, the Department shall notify the State
16 Comptroller, who shall cause a warrant to be drawn for the
17 amount specified and to the person named in the notification
18 from the Department. The refund shall be paid by the State
19 Treasurer out of the Metropolitan Pier and Exposition Authority
20 trust fund held by the State Treasurer as trustee for the
21 Authority.

22 The Department shall forthwith pay over to the State
23 Treasurer, ex officio, as trustee, all taxes, penalties, and
24 interest collected under this subsection for deposit into a
25 trust fund held outside the State Treasury. On or before the
26 25th day of each calendar month, the Department shall certify

1 to the State Comptroller the amounts to be paid under
2 subsection (g) of this Section, which shall be the amounts (not
3 including credit memoranda) collected under this subsection
4 during the second preceding calendar month by the Department,
5 less any amounts determined by the Department to be necessary
6 for payment of refunds. Within 10 days after receipt by the
7 State Comptroller of the Department's certification, the
8 Comptroller shall cause the orders to be drawn for such
9 amounts, and the Treasurer shall administer those amounts as
10 required in subsection (g).

11 A certified copy of any ordinance imposing or discontinuing
12 a tax or effecting a change in the rate of that tax shall be
13 filed with the Illinois Department of Revenue, whereupon the
14 Department shall proceed to administer and enforce this
15 subsection on behalf of the Authority as of the first day of
16 the third calendar month following the date of filing.

17 (f) By ordinance the Authority shall, as soon as
18 practicable after the effective date of this amendatory Act of
19 1991, impose an occupation tax on all persons, other than a
20 governmental agency, engaged in the business of providing
21 ground transportation for hire to passengers in the
22 metropolitan area at a rate of (i) \$4 per taxi or livery
23 vehicle departure with passengers for hire from commercial
24 service airports in the metropolitan area, (ii) for each
25 departure with passengers for hire from a commercial service
26 airport in the metropolitan area in a bus or van operated by a

1 person other than a person described in item (iii): \$18 per bus
2 or van with a capacity of 1-12 passengers, \$36 per bus or van
3 with a capacity of 13-24 passengers, and \$54 per bus or van
4 with a capacity of over 24 passengers, and (iii) for each
5 departure with passengers for hire from a commercial service
6 airport in the metropolitan area in a bus or van operated by a
7 person regulated by the Interstate Commerce Commission or
8 Illinois Commerce Commission, operating scheduled service from
9 the airport, and charging fares on a per passenger basis: \$2
10 per passenger for hire in each bus or van. The term "commercial
11 service airports" means those airports receiving scheduled
12 passenger service and enplaning more than 100,000 passengers
13 per year.

14 In the ordinance imposing the tax, the Authority may
15 provide for the administration and enforcement of the tax and
16 the collection of the tax from persons subject to the tax as
17 the Authority determines to be necessary or practicable for the
18 effective administration of the tax. The Authority may enter
19 into agreements as it deems appropriate with any governmental
20 agency providing for that agency to act as the Authority's
21 agent to collect the tax.

22 In the ordinance imposing the tax, the Authority may
23 designate a method or methods for persons subject to the tax to
24 reimburse themselves for the tax liability arising under the
25 ordinance (i) by separately stating the full amount of the tax
26 liability as an additional charge to passengers departing the

1 airports, (ii) by separately stating one-half of the tax
2 liability as an additional charge to both passengers departing
3 from and to passengers arriving at the airports, or (iii) by
4 some other method determined by the Authority.

5 All taxes, penalties, and interest collected under any
6 ordinance adopted under this subsection, less any amounts
7 determined to be necessary for the payment of refunds and less
8 the taxes, penalties, and interest attributable to any increase
9 in the rate of tax authorized by Public Act 96-898, shall be
10 paid forthwith to the State Treasurer, ex officio, for deposit
11 into a trust fund held outside the State Treasury and shall be
12 administered by the State Treasurer as provided in subsection
13 (g) of this Section. All taxes, penalties, and interest
14 attributable to any increase in the rate of tax authorized by
15 Public Act 96-898 shall be paid by the State Treasurer as
16 follows: 25% for deposit into the Convention Center Support
17 Fund, to be used by the Village of Rosemont for the repair,
18 maintenance, and improvement of the Donald E. Stephens
19 Convention Center and for debt service on debt instruments
20 issued for those purposes by the village and 75% to the
21 Authority to be used for grants to an organization meeting the
22 qualifications set out in Section 5.6 of this Act, provided the
23 Metropolitan Pier and Exposition Authority has entered into a
24 marketing agreement with such an organization.

25 (g) Amounts deposited from the proceeds of taxes imposed by
26 the Authority under subsections (b), (c), (d), (e), and (f) of

1 this Section and amounts deposited under Section 19 of the
2 Illinois Sports Facilities Authority Act shall be held in a
3 trust fund outside the State Treasury and shall be administered
4 by the Treasurer as follows:

5 (1) An amount necessary for the payment of refunds with
6 respect to those taxes shall be retained in the trust fund
7 and used for those payments.

8 (2) On July 20 and on the 20th of each month
9 thereafter, provided that the amount requested in the
10 annual certificate of the Chairman of the Authority filed
11 under Section 8.25f of the State Finance Act has been
12 appropriated for payment to the Authority, 1/8 of the local
13 tax transfer amount, together with any cumulative
14 deficiencies in the amounts transferred into the McCormick
15 Place Expansion Project Fund under this subparagraph (2)
16 during the fiscal year for which the certificate has been
17 filed, shall be transferred from the trust fund into the
18 McCormick Place Expansion Project Fund in the State
19 treasury until 100% of the local tax transfer amount has
20 been so transferred. "Local tax transfer amount" shall mean
21 the amount requested in the annual certificate, minus the
22 reduction amount. "Reduction amount" shall mean \$41.7
23 million in fiscal year 2011, \$36.7 million in fiscal year
24 2012, \$36.7 million in fiscal year 2013, \$36.7 million in
25 fiscal year 2014, and \$31.7 million in each fiscal year
26 thereafter until 2032, provided that the reduction amount

1 shall be reduced by (i) the amount certified by the
2 Authority to the State Comptroller and State Treasurer
3 under Section 8.25 of the State Finance Act, as amended,
4 with respect to that fiscal year and (ii) in any fiscal
5 year in which the amounts deposited in the trust fund under
6 this Section exceed \$318.3 million, exclusive of amounts
7 set aside for refunds and for the reserve account, one
8 dollar for each dollar of the deposits in the trust fund
9 above \$318.3 million with respect to that year, exclusive
10 of amounts set aside for refunds and for the reserve
11 account.

12 (3) On July 20, 2010, the Comptroller shall certify to
13 the Governor, the Treasurer, and the Chairman of the
14 Authority the 2010 deficiency amount, which means the
15 cumulative amount of transfers that were due from the trust
16 fund to the McCormick Place Expansion Project Fund in
17 fiscal years 2008, 2009, and 2010 under Section 13(g) of
18 this Act, as it existed prior to May 27, 2010 (the
19 effective date of Public Act 96-898), but not made. On July
20 20, 2011 and on July 20 of each year through July 20, 2014,
21 the Treasurer shall calculate for the previous fiscal year
22 the surplus revenues in the trust fund and pay that amount
23 to the Authority. On July 20, 2015 and on July 20 of each
24 year thereafter, as long as bonds and notes issued under
25 Section 13.2 or bonds and notes issued to refund those
26 bonds and notes are outstanding, the Treasurer shall

1 calculate for the previous fiscal year the surplus revenues
2 in the trust fund and pay one-half of that amount to the
3 State Treasurer for deposit into the General Revenue Fund
4 until the 2010 deficiency amount has been paid and shall
5 pay the balance of the surplus revenues to the Authority.
6 "Surplus revenues" means the amounts remaining in the trust
7 fund on June 30 of the previous fiscal year (A) after the
8 State Treasurer has set aside in the trust fund (i) amounts
9 retained for refunds under subparagraph (1) and (ii) any
10 amounts necessary to meet the reserve account amount and
11 (B) after the State Treasurer has transferred from the
12 trust fund to the General Revenue Fund 100% of any
13 post-2010 deficiency amount. "Reserve account amount"
14 means \$15 million in fiscal year 2011 and \$30 million in
15 each fiscal year thereafter. The reserve account amount
16 shall be set aside in the trust fund and used as a reserve
17 to be transferred to the McCormick Place Expansion Project
18 Fund in the event the proceeds of taxes imposed under this
19 Section 13 are not sufficient to fund the transfer required
20 in subparagraph (2). "Post-2010 deficiency amount" means
21 any deficiency in transfers from the trust fund to the
22 McCormick Place Expansion Project Fund with respect to
23 fiscal years 2011 and thereafter. It is the intention of
24 this subparagraph (3) that no surplus revenues shall be
25 paid to the Authority with respect to any year in which a
26 post-2010 deficiency amount has not been satisfied by the

1 Authority.

2 Moneys received by the Authority as surplus revenues may be
3 used (i) for the purposes of paying debt service on the bonds
4 and notes issued by the Authority, including early redemption
5 of those bonds or notes, (ii) for the purposes of repair,
6 replacement, and improvement of the grounds, buildings, and
7 facilities of the Authority, and (iii) for the corporate
8 purposes of the Authority in fiscal years 2011 through 2015 in
9 an amount not to exceed \$20,000,000 annually or \$80,000,000
10 total, which amount shall be reduced \$0.75 for each dollar of
11 the receipts of the Authority in that year from any contract
12 entered into with respect to naming rights at McCormick Place
13 under Section 5(m) of this Act. When bonds and notes issued
14 under Section 13.2, or bonds or notes issued to refund those
15 bonds and notes, are no longer outstanding, the balance in the
16 trust fund shall be paid to the Authority.

17 (h) The ordinances imposing the taxes authorized by this
18 Section shall be repealed when bonds and notes issued under
19 Section 13.2 or bonds and notes issued to refund those bonds
20 and notes are no longer outstanding.

21 (Source: P.A. 97-333, eff. 8-12-11; 98-463, eff. 8-16-13.)

22 Section 915. The Metropolitan Water Reclamation District
23 Act is amended by changing Section 17 as follows:

24 (70 ILCS 2605/17) (from Ch. 42, par. 337)

1 Sec. 17. When it shall be necessary in making any
2 improvements which any district is authorized by this Act to
3 make, to enter upon any public property or property held for
4 public use, such district shall have the power so to do and may
5 acquire the necessary right of way over public property or such
6 property held for public use in the same manner as is above
7 provided for acquiring private property, and may enter upon,
8 use, widen, deepen and improve any navigable or other waters,
9 waterways, canal or lake; and the channel or bed of any river,
10 water course or stream used by such district as an outlet for
11 drainage, may be changed in order to straighten the same, if
12 the capacity of the channel is maintained unimpaired: Provided,
13 the public use thereof shall not be unnecessarily interrupted
14 or interfered with. Provided, further, that before any work
15 shall be started, plans for such proposed change or
16 straightening of streams shall first be submitted to the
17 Department of Natural Resources of the State for approval and a
18 permit obtained therefor under the seal of the Director of the
19 Department. Provided, further, that the district shall have the
20 power to acquire by purchase or contract, but not by
21 condemnation, existing sanitary facilities, including, but not
22 limited to, drains, ditches, outlets, sewers and sewage
23 treatment plants owned by any sanitary district, city, village,
24 incorporated town or other municipal corporation, township or
25 county.

26 Every such district may build suitable bridges with

1 suitable approaches thereto, with roadways and sidewalks
2 thereon for public travel across its main drainage channel on
3 the line of Crawford Avenue, sometimes called Fortieth Avenue,
4 in the City of Chicago, as extended across the main channel;
5 and also on the line of California Avenue in the City of
6 Chicago as extended across the main drainage channel; also on
7 the line of Mandela Road ~~Cicero Avenue~~, sometimes called
8 Forty-eight Avenue, in the City of Chicago, as extended across
9 the main drainage channel; and on the line of Harlem Avenue,
10 sometimes called Seventy-second Avenue, as extended across the
11 main drainage channel, all in the county of Cook; Provided,
12 that such bridges shall be without center piers and shall
13 otherwise conform to the requirements of the Federal government
14 with regard to the width of the channel, clearance and other
15 regulations designed to prevent interference with commerce. In
16 building such bridges and approaches thereto, such district
17 shall have the power to go beyond the limits of its own
18 property, to build viaducts over or subways under public or
19 private property or the right-of-way of any railroad, and to
20 acquire by purchase, condemnation or otherwise, the necessary
21 land, and to do all other things necessary to make access to
22 any such bridge more convenient and practicable. Said bridges
23 with approaches, roadways and sidewalks thereon shall be
24 thereafter maintained in good order for public travel by any
25 such district as a corporate expense, and no compensation shall
26 be demanded or required to be paid any such district for its

1 land necessarily taken to form part of a street or highway to
2 afford access to any such bridge or as compensation for such
3 bridges and their appurtenances as aforesaid: Provided,
4 however, that if any such bridges with approaches, viaducts,
5 subways, roadways and sidewalks thereon shall lie wholly within
6 the territorial limits of any one municipality, then any such
7 bridges with approaches, viaducts, subways, roadways,
8 sidewalks and appurtenances shall on completion be turned over
9 to the corporate authorities of any such municipality free of
10 cost, and shall thereupon become the property of such
11 municipality, and be maintained in good order for public travel
12 by such municipality: And, provided, further, however, that if
13 any land of such district or other land acquired by purchase,
14 condemnation or otherwise is necessarily taken to form a part
15 of a street or roadway leading to any such bridge, which land
16 lies wholly within such municipality, or if such district shall
17 enter into a contract with any such municipality for the
18 dedication of the right of way for a street across or over any
19 lands of such district adjoining such main channel for an
20 approach, or roadway leading to any such bridge lying wholly
21 within any such municipality, then such street shall become a
22 part of the public highways of such municipality, and such
23 municipality shall thereafter maintain such street and all
24 parts and portions thereof and shall place any and all
25 improvements that such municipality may deem necessary in such
26 street without any cost or charge of any kind to the district.

1 (Source: P.A. 89-445, eff. 2-7-96.)".