



Sen. Melinda Bush

Filed: 4/22/2015

09900SB0544sam002

LRB099 03295 MGM 34652 a

1 AMENDMENT TO SENATE BILL 544

2 AMENDMENT NO. _____. Amend Senate Bill 544 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Nuclear Facility Safety Act is
5 amended by adding Section 10 as follows:

6 (420 ILCS 10/10 new)

7 Sec. 10. Municipal nuclear storage impact fees.

8 (a) Notwithstanding any other provision of law to the
9 contrary, any municipality may establish and collect a nuclear
10 storage impact fee from the entity that operated a nuclear
11 facility within the boundaries of the municipality. The nuclear
12 storage impact fee shall only be imposed on nuclear facilities
13 that ceased generating electricity on or before the effective
14 date of this amendatory Act of the 99th General Assembly.

15 (b) The fee established under this Section shall be charged
16 to the entity that operated a nuclear facility within the

1 boundaries of the municipality immediately before the nuclear
2 facility ceased to generate electricity. The nuclear storage
3 impact fee can only be applied prospectively on or after the
4 effective date of this amendatory Act of the 99th General
5 Assembly and cannot be applied retroactively to the date that
6 the nuclear facility ceased operations.

7 (c) In any calendar year, the nuclear storage impact fee
8 shall not exceed 25% of the average annual amount of property
9 taxes paid to the municipality by the entity that operated the
10 nuclear facility during the last 5 years that the nuclear
11 facility was operational.

12 (d) The municipality shall conduct a public hearing before
13 imposing the nuclear storage impact fees permitted under this
14 Section. The hearing shall be held within the boundaries of the
15 municipality. Notice of the time, place, and purpose of the
16 hearing shall be given at least 10 days before the date of the
17 hearing.

18 (e) The revenue collected under this Section shall be used
19 to offset property taxes for owners of property within the
20 boundaries of the municipality.

21 (f) No sale, assignment, lease, or decommissioning
22 agreement that was executed after a nuclear facility ceased
23 generating electricity and before the effective date of this
24 amendatory Act of the 99th General Assembly shall assign or
25 transfer the obligation to pay any nuclear storage impact fee
26 imposed pursuant to this Section."