

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Article 1. GENERAL PROVISIONS

5 Section 1-1. Short title. This Act may be cited as the  
6 Government Reporting Enhancement and Transparency Act.

7 Section 1-5. Purpose. The purpose of this Act is to  
8 establish a uniform, simplified reporting framework for local  
9 government reporting requirements to the Comptroller with an  
10 independent review process.

11 Section 1-10. Definitions. In this Act:

12 "Agreed-upon procedures" or "AUPs" is an attestation  
13 engagement performed in accordance with attestation standards  
14 established by the American Institute of Certified Public  
15 Accountants where a CPA firm performs specific procedures on  
16 financial or non-financial information and reports the CPA  
17 firm's findings without providing an opinion or conclusion.

18 "Annual cash receipts from all external sources" means all  
19 cash received by a local government from sources outside of  
20 the local government itself without duplication.

21 "Annual cash receipts from all external sources" includes,

1 but is not limited to, cash receipts from:

2 (1) all tax revenues of any kind, whether ad valorem,  
3 sales, use, excise, special, or otherwise;

4 (2) all fees, charges, assessments, fines,  
5 forfeitures, service charges, and other similar revenues;

6 (3) all grants, reimbursements, shared revenues, or  
7 other intergovernmental revenues received from the federal  
8 government, any state, or any other political subdivision  
9 or public entity;

10 (4) all interest earnings and investment income;

11 (5) deposits and similar unearned income;

12 (6) all noncapital financing activities;

13 (7) all contributions, donations, gifts, and payments  
14 received from private persons, entities, nonprofit  
15 organizations, or other nongovernmental sources; and

16 (8) any other cash inflows received from third  
17 parties:

18 (A) in exchange for goods or services;

19 (B) under applicable law; or

20 (C) from activities not otherwise excluded under  
21 this definition.

22 "Annual cash receipts from all external sources" does not  
23 include cash receipts from:

24 (1) any entity included within the local government's  
25 financial reporting entity, except for discretely  
26 presented component units;

1           (2) the return of principal from investments or  
2 similar financial arrangements, including, but not limited  
3 to:

4                   (A) certificates of deposit;

5                   (B) money market accounts or money market funds;

6                   (C) treasury bills, notes, or other government  
7 securities;

8                   (D) repurchase agreements;

9                   (E) commercial paper;

10                  (F) corporate bonds or other debt securities;

11                  (G) guaranteed investment contracts;

12                  (H) external investment pools;

13                  (I) time deposits; or

14                  (J) other interest-bearing financial instruments  
15 held for income or capital preservation;

16           (3) collections of principal on outstanding loans or  
17 advances made by the local government;

18           (4) proceeds of indebtedness, including the principal  
19 amount and any premium received from the issuance of  
20 bonds, notes, or other debt obligations;

21           (5) refunds received related to an erroneous payment  
22 or overpayment made by the local government;

23           (6) interfund activity, including, but not limited to,  
24 transfers, reimbursements, loans, and interfund services  
25 provided or used;

26           (7) any transaction that is a capital or

1 capital-related financing activity except for capital  
2 grants; or

3 (8) any other transaction that constitutes a  
4 conversion of assets rather than revenue.

5 "Attorney General" means the Attorney General of the State  
6 of Illinois.

7 "Audit committee" means a subcommittee of the responsible  
8 officials of a local government responsible for overseeing  
9 financial reporting, monitoring internal controls, receiving  
10 and reviewing internal audit reports and reports prepared by  
11 an independent CPA firm, providing guidance on accounting,  
12 auditing, and financial reporting matters, and recommending  
13 the selection, retention, and compensation of the local  
14 government's independent CPA firm.

15 "Cash basis of accounting" means a method of accounting  
16 under which revenues are recognized only when cash is received  
17 and expenses are recognized only when cash is paid, without  
18 regard to when the related income is earned or obligations are  
19 incurred. For an entity that qualifies as a government under  
20 applicable guidance issued by the American Institute of  
21 Certified Public Accountants, the term means a method of  
22 accounting applied within the framework of funds recognized  
23 under GAAP promulgated by the Governmental Accounting  
24 Standards Board, under which assets, liabilities, deferred  
25 inflows of resources, and deferred outflows of resources that  
26 do not involve cash are not recorded, inflows of resources are

1 recognized when cash is received by a fund, outflows of  
2 resources are recognized when cash is disbursed by a fund, and  
3 fund balances or net position categories reflect only  
4 available cash classified in accordance with categories  
5 prescribed by the Governmental Accounting Standards Board.

6 "Comptroller" means the Comptroller of the State of  
7 Illinois.

8 "Compliance examination" means an assertion-based  
9 examination engagement performed in accordance with  
10 attestation standards established by the American Institute of  
11 Certified Public Accountants where the objectives of a CPA  
12 firm are to:

13 (1) obtain reasonable assurance about whether the  
14 subject matter as measured or evaluated against the  
15 criteria is free from material misstatement;

16 (2) express an opinion in a written report about  
17 whether the subject matter is in accordance with or based  
18 on the criteria, in all material respects, or the  
19 responsible party's assertion is fairly stated, in all  
20 material respects; and

21 (3) communicate as required by the relevant sections  
22 of the attestation standards.

23 "Consumer Price Index" means the Consumer Price Index for  
24 All Urban Consumers (CPI-U) published by the U.S. Bureau of  
25 Labor Statistics, or its successor index, used to adjust  
26 dollar amounts for inflation.

1 "CPA" means a licensed certified public accountant.

2 "CPA firm" means a sole proprietorship, corporation,  
3 registered limited liability partnership, professional limited  
4 liability company, partnership, professional service  
5 corporation, or any other form of organization issued a  
6 license in accordance with the Illinois Public Accounting Act  
7 or a CPA firm authorized to use the CPA firm title under  
8 Section 5.2 of the Illinois Public Accounting Act.

9 "Corporate authorities" means:

10 (1) the mayor and alderpersons or similar body when  
11 the reference is to cities;

12 (2) the president and trustees or similar body when  
13 the reference is to villages or incorporated towns; and

14 (3) the council when the reference is to  
15 municipalities under the commission form of municipal  
16 government.

17 "Generally accepted accounting principles" or "GAAP" means  
18 the body of accounting principles, standards, conventions,  
19 rules, and procedures that are authoritatively established and  
20 generally accepted in the United States of America as of the  
21 relevant date.

22 "Generally accepted auditing standards" or "GAAS" means  
23 the professional standards governing the conduct of financial  
24 statement audits in the United States of America, as  
25 authoritatively established and generally accepted from time  
26 to time by the Auditing Standards Board of the American

1 Institute of Certified Public Accountants as of the relevant  
2 date.

3 "Generally accepted government auditing standards" or  
4 "GAGAS" means the professional auditing standards applicable  
5 in the United States of America for audits of government  
6 organizations, government programs, activities, and functions,  
7 and for audits of entities that receive government awards, as  
8 authoritatively issued and maintained by the Comptroller  
9 General of the United States through the U.S. Government  
10 Accountability Office as of the relevant date.

11 "Guidelines" means the guidelines developed, maintained,  
12 and published by the Comptroller under Section 15-25.

13 "Independent elector" means an individual who is a  
14 qualified elector of the local government and who has no  
15 direct or indirect financial interest in, and no familial  
16 relationship with, any officer, employee, or vendor of the  
17 local government other than their service as an independent  
18 elector. For the purposes of this subsection, familial  
19 interest means any direct or indirect relationship by blood,  
20 marriage, domestic partnership, or adoption between an  
21 individual participating in the audit selection process and  
22 any owner, partner, principal, or employee of a responding CPA  
23 firm, including, but not limited to, a spouse or domestic  
24 partner, parent, stepparent, child, stepchild, adopted child,  
25 sibling, stepsibling, half-sibling, grandparent, grandchild,  
26 or any relative residing in the same household.

1 "Licensed certified public accountant" means a certified  
2 public accountant who holds a license issued by the Department  
3 of Financial and Professional Regulation or an individual  
4 authorized to use the CPA title under Section 5.2 of the  
5 Illinois Public Accounting Act.

6 "Listing" means the listing of all local governments  
7 within the State that are currently seeking an independent CPA  
8 firm for auditing, attestation, or related professional  
9 accounting services established under Section 5-10.

10 "Local government" means any general or special purpose  
11 political subdivision of the State of Illinois, except for  
12 school districts or an entity subject to mandatory annual or  
13 biennial post-audits which are required to be audited by or  
14 under the direction of the Auditor General.

15 "Local Government Advisory Board" means the State  
16 Comptroller Local Government Advisory Board established under  
17 Section 22.1 of the State Comptroller Act.

18 "Local Government Registry" means the local government  
19 registry administered by the Comptroller created under Section  
20 15-5.

21 "Management" means the persons with the executive  
22 responsibility for the conduct of the local government's  
23 operations, which may include some or all of the Responsible  
24 Officials.

25 "Request for qualifications" or "RFQ" means a solicitation  
26 issued by the responsible officials of a local government to

1 identify CPA firms possessing the professional qualifications,  
2 experience, and capability to provide high-quality auditing,  
3 attestation, or related professional accounting services.

4 "Responsible and responsive firm" means a CPA firm that  
5 meets all the requirements of the RFQ and demonstrates the  
6 ability to perform the required services satisfactorily.

7 "Responsible officials" means the elected or appointed  
8 persons charged with governance and the responsibility for  
9 overseeing the strategic direction of the local government and  
10 the obligations related to the accountability of the local  
11 government.

12 "Single audit" means an engagement performed in accordance  
13 with the audit requirements of Title 2 of the Code of Federal  
14 Regulations Part 200, Uniform Administrative Requirements,  
15 Cost Principles, and Audit Requirements for Federal Awards.

16 "Statewide CPA organization" means a professional  
17 association organized and operating within the State whose  
18 membership consists primarily of CPAs, and which is designated  
19 by the Comptroller for purposes of professional consultation  
20 regarding accounting, auditing and attestation engagements,  
21 financial reporting, and other related matters.

22 "Statewide organization representing circuit clerks" means  
23 a professional association organized and operating within the  
24 State whose membership consists primarily of circuit clerks  
25 and is designated by the Comptroller for the purposes of  
26 professional consultation regarding the fiscal and

1 administrative operations of circuit clerks.

2 "Template" means the template for the applicable fiscal  
3 year created and published by the Comptroller under Section  
4 15-10.

5 Article 5. SELECTION, RETENTION, AND COMPENSATION OF A CPA  
6 FIRM

7 Section 5-5. Purpose. The purpose of this Article is to  
8 establish a fair, transparent, and competitive process for the  
9 selection of a local government's independent CPA firm,  
10 ensuring the engagement team as a whole is qualified,  
11 competent, and capable of providing high-quality auditing,  
12 attestation, or related professional accounting services in  
13 accordance with applicable laws, regulations, and professional  
14 standards.

15 Section 5-10. Posting requests for CPA firms.

16 (a) The Comptroller shall maintain and publish on the  
17 Comptroller's official website a publicly accessible,  
18 up-to-date listing of all local governments within the State  
19 that are currently seeking an independent CPA firm for  
20 auditing, attestation, or related professional accounting  
21 services.

22 (b) The listing shall include, at a minimum, the name and  
23 contact information of the local government, the local

1 government's RFQ, the deadline for the submission of responses  
2 to the local government's audit committee or responsible  
3 officials, and any other information deemed useful by the  
4 Comptroller.

5 (c) The Comptroller shall provide guidance, technical  
6 assistance, and other resources to responsible officials to  
7 support the selection of a qualified independent CPA firm for  
8 auditing, attestation, or related professional accounting  
9 services at each local government. The assistance provided by  
10 the Comptroller may include, but is not limited to, (i)  
11 guidance on the preparation and posting of a RFQ, including a  
12 draft fillable RFQ, (ii) best practices for evaluating the  
13 qualifications, independence, and experience of prospective  
14 CPA firms, (iii) sample engagement agreements, contract terms,  
15 and compensation arrangements consistent with professional  
16 standards and State law, (iv) guides or checklists for  
17 documenting the selection process and rationale for CPA firm  
18 retention, and (v) technical advice on compliance with  
19 applicable professional auditing standards and ethical  
20 requirements.

21 (d) All guidance, checklists, and informational resources  
22 provided by the Comptroller shall be made publicly available  
23 on the Comptroller's official website to ensure transparency  
24 and facilitate ease of access by responsible officials.

25 Section 5-15. Transition fiscal years.

1           (a) The Comptroller shall assign and publish on the  
2 Comptroller's official website each local government a  
3 transition fiscal year for fiscal years beginning after  
4 December 31, 2027 through fiscal year beginning after December  
5 31, 2033, inclusive, no later than June 30, 2027. In  
6 determining a local government's transition year, the  
7 Comptroller shall, to the extent practicable, consider (i) the  
8 size of the local government, (ii) the scope and complexity of  
9 the auditing, attestation, or related professional accounting  
10 services required by the local government, (iii) the local  
11 government's geographic region, (iv) the number of local  
12 governments anticipated to need to issue a RFQ during the  
13 earlier initial transition years, and (v) CPA firm capacity to  
14 balance the amount of RFQs during each fiscal year.

15           (b) During the transition year assigned by the  
16 Comptroller, the responsible officials of a local government  
17 shall initiate the independent CPA firm selection process by  
18 issuing a public RFQ for auditing, attestation, or related  
19 professional accounting services under Section 5-20.

20           (c) The responsible officials of a local government shall  
21 initiate the independent CPA firm selection process by issuing  
22 a public RFQ for auditing, attestation, or related  
23 professional accounting services under Section 5-20 earlier  
24 than the Comptroller's assigned transition year if the local  
25 government's current auditor was not retained under Section  
26 5-25 or the local government did not have an independent CPA

1 firm engaged for the immediately preceding fiscal year.

2 Section 5-20. Independent CPA firm selection process.

3 (a) At least once every 8 fiscal years, responsible  
4 officials of a local government shall initiate the independent  
5 CPA firm selection process by issuing a public RFQ for  
6 auditing, attestation, or related professional accounting  
7 services.

8 (b) The responsible officials or audit committee if  
9 designated by the responsible officials shall develop a RFQ  
10 which includes:

11 (1) a detailed description of the scope of services to  
12 be provided;

13 (2) deadlines for the delivery of anticipated reports,  
14 consistent with applicable laws, regulations, and  
15 contractual requirements;

16 (3) minimum required qualifications for CPA firms;

17 (4) a request for responding CPA firms to provide  
18 information demonstrating their qualifications,  
19 including, but not limited to, the CPA firm's (i)  
20 professional qualifications and certifications, (ii)  
21 independence and continuing professional education, (iii)  
22 current peer review report and related letter of comments  
23 or a description why the CPA firm is not required to have a  
24 current peer review report, (iv) relevant governmental  
25 experience, (v) relevant experience with similar entities

1 (vi) past performance and references, (vii) a description  
2 of the anticipated scope of services, (viii) evidence  
3 about the capacity of proposed team members to complete  
4 the engagement within the required timelines, and (ix)  
5 contact information for an individual authorized to  
6 negotiate with the price negotiator on behalf of the CPA  
7 firm; and

8 (5) the submission deadline, as well as the required  
9 format and delivery method for responding CPA firms to  
10 submit their written response to the RFQ, including all  
11 requested documentation, to either the responsible  
12 officials or audit committee, as determined by the  
13 responsible officials.

14 (c) The responsible officials shall approve the RFQ  
15 developed under subsection (b).

16 (d) The RFQ approved by the responsible officials shall be  
17 posted to the listing on the Comptroller's website for no  
18 fewer than 21 calendar days prior to the submission deadline.

19 (e) The responsible officials shall determine whether all  
20 submissions received shall be reviewed by either the entire  
21 body of responsible officials or the audit committee.

22 (f) The responsible officials shall designate one of its  
23 members to serve as the price negotiator who is not a member of  
24 management, unless all of the responsible officials are also  
25 members of management.

26 (g) All submissions received in response to the RFQ shall

1 be reviewed to determine responsible and responsive firms.

2 (h) Each responsible and responsive firm shall be ranked  
3 and a shortlist of the most qualified CPA firms shall be  
4 prepared for further consideration.

5 (i) Upon establishing the shortlist, the price negotiator  
6 shall request detailed fixed-fee pricing proposals from each  
7 shortlisted firm via electronic mail, directed to the  
8 individual authorized to negotiate on behalf of the firm from  
9 the RFQ. The price negotiator shall establish a submission  
10 deadline for the pricing proposals, which shall be no fewer  
11 than 5 calendar days from the date of the request, and shall  
12 specify the required format and delivery method for the  
13 proposals.

14 (j) After receiving pricing proposals, the price  
15 negotiator may engage in further negotiations with the  
16 highest-ranked respondent to achieve a fair and reasonable  
17 fixed-fee price reflecting the scope, complexity, and  
18 professional standards of the engagement. If a mutually  
19 acceptable price cannot be reached, negotiations shall proceed  
20 down the shortlist until a fair and reasonable fixed-fee price  
21 reflecting the scope, complexity, and professional standards  
22 of the engagement is reached with the most qualified CPA firm.

23 (k) Upon recommendation of the price negotiator, the  
24 responsible officials shall award a contract for auditing,  
25 attestation, or related professional accounting services for  
26 one fiscal year to the CPA firm determined to be both the most

1 qualified and offering a fair and reasonable fixed-fee price.

2 (1) No person participating in the selection process,  
3 including members of the audit committee, responsible  
4 officials, or any other individual involved in the review,  
5 evaluation, or recommendation of CPA firms, shall have a  
6 financial or familial interest in any responding CPA firm. For  
7 the purposes of this subsection, familial interest means any  
8 direct or indirect relationship by blood, marriage, domestic  
9 partnership, or adoption between an individual participating  
10 in the audit selection process and any owner, partner,  
11 principal, or employee of a responding CPA firm, including,  
12 but not limited to, a spouse or domestic partner, parent,  
13 stepparent, child, stepchild, adopted child, sibling,  
14 stepsibling, half-sibling, grandparent, grandchild, or any  
15 relative residing in the same household. The Comptroller may  
16 waive this requirement in writing for good cause.

17 Section 5-25. CPA firm retention.

18 (a) In any fiscal year in which the responsible officials  
19 do not initiate the independent CPA firm selection process  
20 under Section 5-20, the responsible officials shall determine  
21 whether to retain the local government's current independent  
22 CPA firm prior to awarding a contract for the next fiscal  
23 year's auditing, attestation, or related professional  
24 accounting services.

25 (b) The responsible officials shall determine whether its

1 current independent CPA firm shall be evaluated by either the  
2 entire body of responsible officials or the audit committee.

3 (c) The evaluation shall, at a minimum, assess the CPA  
4 firm's (i) independence and interest in continuing as the CPA  
5 firm serving the local government, (ii) compliance with  
6 applicable professional standards and legal requirements,  
7 including members of the assigned engagement team meeting  
8 continuing professional education requirements, (iii) quality,  
9 timeliness, and accuracy of reports and related  
10 communications, (iv) responsiveness to inquiries and requests  
11 from the local government, (v) current peer review report and  
12 related letter of comments or a description why the CPA firm is  
13 not required to have a current peer review report, (vi)  
14 cost-effectiveness, and (vii) any other factors deemed  
15 relevant to ensure continued competent auditing, attestation,  
16 or related professional accounting services.

17 (d) The responsible officials shall consider the results  
18 of the evaluation when determining whether to retain or  
19 terminate its relationship with the independent CPA firm for  
20 the subsequent fiscal year. If the responsible officials  
21 determine to retain the CPA firm, the responsible officials  
22 shall designate one of its members to serve as the price  
23 negotiator who is not a member of management, unless all of the  
24 responsible officials are also members of management. If the  
25 responsible officials determine to terminate its relationship  
26 with the CPA firm or the CPA firm is not interested in

1 providing services to the local government during the upcoming  
2 fiscal year, the responsible officials shall initiate the CPA  
3 firm selection process by issuing a public RFQ for auditing,  
4 attestation, or related professional accounting services under  
5 Section 5-20.

6 (e) The price negotiator shall request a detailed  
7 fixed-fee pricing proposal from the CPA firm by electronic  
8 mail. The price negotiator shall establish a submission  
9 deadline for the pricing proposal, which shall be no fewer  
10 than 5 calendar days from the date of the request, and shall  
11 specify the required format and delivery method for the  
12 proposals.

13 (f) Following receipt of the pricing proposal, the price  
14 negotiator may, at their discretion, engage in further  
15 negotiations with the CPA firm to achieve a fair and  
16 reasonable fixed-fee price that reflects the scope,  
17 complexity, and professional standards of the engagement. If a  
18 mutually acceptable price cannot be reached with the CPA firm,  
19 the responsible officials shall initiate the CPA firm  
20 selection process by issuing a public RFQ for auditing,  
21 attestation, or related professional accounting services under  
22 Section 5-20.

23 (g) Upon recommendation of the price negotiator, the  
24 responsible officials shall award a fixed-fee contract for  
25 auditing, attestation, or related professional accounting  
26 services for the next fiscal year to the CPA firm.

1 (h) No person or entity participating in the retention  
2 process, including members of the audit committee, responsible  
3 officials, or any other individual involved in the review,  
4 evaluation, or recommendation of CPA firms, shall have a  
5 financial or familial interest in the independent CPA firm.  
6 For the purposes of this subsection, familial interest means  
7 any direct or indirect relationship by blood, marriage,  
8 domestic partnership, or adoption between an individual  
9 participating in the audit selection process and any owner,  
10 partner, principal, or employee of a responding CPA firm,  
11 including, but not limited to, a spouse or domestic partner,  
12 parent, stepparent, child, stepchild, adopted child, sibling,  
13 stepsibling, half-sibling, grandparent, grandchild, or any  
14 relative residing in the same household. The Comptroller may  
15 waive this requirement in writing for good cause.

16 Section 5-30. Payments for auditing, attestation, or  
17 related professional accounting services.

18 (a) The costs for auditing, attestation, or related  
19 professional accounting services incurred by a local  
20 government to comply with the requirements of this Act shall  
21 be paid by the local government. Responsible officials shall  
22 make appropriate provisions for payment of these costs during  
23 the local government's budget process.

24 (b) All invoices for payments for auditing, attestation,  
25 or related professional accounting services incurred by a

1 local government to comply with the requirements of this Act  
2 shall be reviewed and approved by the responsible officials  
3 prior to payment.

4 Section 5-35. Other competitive procurement requirements.  
5 Except as expressly provided in this Act, no other contracting  
6 or competitive procurement requirements shall apply to  
7 contracts let for auditing, attestation, or related  
8 professional accounting services.

9 Section 5-40. Auditing tax.

10 (a) The responsible officials of any local government,  
11 except the corporate authorities of a city, village, or  
12 incorporated town, having taxing powers may levy an auditing  
13 tax in an amount that shall not require extension of such tax  
14 at a rate in excess of 0.005% of the value of all taxable  
15 property in the unit as equalized or assessed by the  
16 Department of Revenue. It is the intent of the General  
17 Assembly for this Section to continue the authority for local  
18 governments to levy an auditing tax as provided under Section  
19 9 of the Governmental Account Audit Act for fiscal years  
20 beginning after December 31, 2027.

21 This auditing tax may be in excess of or in addition to any  
22 statutory limitation of rate or amount. Money received from  
23 the auditing tax shall be held in a special fund and used only  
24 for the payment of costs for auditing, attestation, or related

1 professional accounting services incurred by a local  
2 government to comply with the requirements of this Act.

3 (b) The corporate authorities of a city, village, or  
4 incorporated town shall have the power to annually levy an  
5 auditing tax upon all of the taxable property of the  
6 municipalities at the rate on the dollar which shall produce  
7 an amount which shall equal a sum sufficient to meet the cost  
8 of all expenses for auditing, attestation, or related  
9 professional accounting services incurred by a local  
10 government to comply with the requirements of this Act. It is  
11 the intent of the General Assembly for this Section to  
12 continue the authority for local governments to levy an  
13 auditing tax as provided under Section 8-8-8 of the Illinois  
14 Municipal Code for fiscal years beginning after December 31,  
15 2027.

16 This auditing tax may be in excess of or in addition to any  
17 statutory limitation of rate or amount. Money received from  
18 the auditing tax shall be held in a special fund and used only  
19 for the payment of costs for auditing, attestation, or related  
20 professional accounting services incurred by a local  
21 government to comply with the requirements of this Act.

## 22 Article 10. CATEGORIZATION AND REPORTING REQUIREMENTS

### 23 Section 10-5. Categories.

24 (a) Each local government shall annually determine its

1 category, as soon as practicable after the close of its fiscal  
2 year. The local government shall determine its category using  
3 its annual cash receipts from all external sources for each of  
4 the 3 immediately preceding fiscal years.

5 A local government must at a minimum determine its  
6 category to meet the threshold for the lowest category for  
7 which it qualifies under subsection (b). The responsible  
8 officials of the local government may, at their discretion,  
9 determine that the local government qualifies for a higher  
10 category than the minimum.

11 For purposes of this subsection, if a local government  
12 does not meet the applicable dollar threshold for a higher  
13 category in each of the 3 immediately preceding fiscal years,  
14 the local government shall be classified in the lowest  
15 category for which it qualifies based on those fiscal years.

16 (b) For each fiscal year beginning after December 31,  
17 2027, the Comptroller shall, in accordance with subsections  
18 (c) and (d), determine and publish on the Comptroller's  
19 official website, no later than November 15 of the current  
20 calendar year, the category thresholds to be used by local  
21 governments in determining their category for the fiscal year  
22 beginning after December 31 of the current calendar year.

23 (c) For the fiscal year beginning after December 31, 2027,  
24 a local government shall be classified into one of 4  
25 categories based on its annual cash receipts from all external  
26 sources for each of the 3 immediately preceding fiscal years:

1           Category 1: A local government with annual cash  
2           receipts from all external sources of less than \$100,000  
3           during a fiscal year.

4           Category 2: A local government with annual cash  
5           receipts from all external sources of at least \$100,000  
6           but less than \$3,500,000 during a fiscal year.

7           Category 3: A local government with annual cash  
8           receipts from all external sources of at least \$3,500,000  
9           but less than \$35,000,000 during a fiscal year.

10          Category 4: A local government with annual cash  
11          receipts from all external sources of \$35,000,000 or more,  
12          during a fiscal year.

13          (d) For each fiscal year beginning after December 31,  
14          2028, the Comptroller shall calculate the percentage change in  
15          the Consumer Price Index for the 12-month period ending on  
16          September 30 of the current calendar year and shall adjust the  
17          dollar thresholds for the 4 categories described in subsection  
18          (c) to reflect that change.

19          (e) The Comptroller shall develop instructions and  
20          examples in plain language about how responsible officials or  
21          management can determine a local government's category which  
22          are reasonably designed to promote the uniform application of  
23          this Section by local governments. All guidance, materials,  
24          and informational resources provided by the Comptroller shall  
25          be made publicly available on the Comptroller's official  
26          website to ensure transparency and facilitate ease of access

1 by responsible officials.

2 Section 10-10. Category 1 Governments.

3 (a) For fiscal years beginning after December 31, 2027,  
4 the responsible officials of a Category 1 local government  
5 shall appoint an auditing committee composed of 3 independent  
6 electors.

7 (b) The auditing committee shall inspect the Category 1  
8 local government's records for the fiscal year under review,  
9 using the template for that fiscal year published by the  
10 Comptroller.

11 (c) All Category 1 local governments and their responsible  
12 officials, other elected or appointed officers, management,  
13 employees, and agents shall promptly comply with, and aid and  
14 assist the auditing committee in the exercise of its duties  
15 under the Act.

16 At the request of the auditing committee, each Category 1  
17 local government shall, without delay, provide to the CPA  
18 firm's representative any record or information requested and  
19 shall provide for examination or copying all records,  
20 accounts, papers, reports, vouchers, correspondence, books and  
21 other documentation in the custody of the local government,  
22 including information stored in electronic data processing  
23 systems, which is related to or within the scope of any  
24 investigation under this Act.

25 (d) The auditing committee shall complete the template,

1 documenting the procedures performed and the committee's  
2 findings, and submit it electronically to the responsible  
3 officials and management of the Category 1 local government  
4 for review. The auditing committee must ensure that the  
5 template does not include any information exempt from public  
6 disclosure under Section 7 of the Freedom of Information Act.

7 (e) The responsible officials and management of the  
8 Category 1 local government may submit written views within 7  
9 calendar days after receipt of the draft template from  
10 subsection (c) regarding the findings and conclusions of the  
11 auditing committee. Any comments received shall be included in  
12 the appropriate section of the template. Any comments received  
13 shall exclude information that is exempt from public  
14 disclosure under Section 7 of the Freedom of Information Act.

15 (f) Upon receipt of any timely written views of the  
16 responsible officials or management, the auditing committee  
17 may respond to any written views that are inconsistent with or  
18 in conflict with the results of the inspection. The committee  
19 shall then finalize the template. The auditing committee's  
20 response to the written views shall exclude information exempt  
21 from public disclosure under Section 7 of the Freedom of  
22 Information Act.

23 (g) Members of the auditing committee may be compensated  
24 for their services, with each member receiving an amount not  
25 exceeding \$200, payable from the funds of the local  
26 government.

1           (h) Each Category 1 local government shall electronically  
2 submit the final template from the auditing committee to the  
3 Comptroller no later than 7 months after the end of the local  
4 government's fiscal year for inclusion within the Local  
5 Government Registry. The Comptroller may grant extensions in  
6 writing for good cause regarding this reporting deadline.

7           (i) For fiscal years beginning after December 31, 2027,  
8 and all reporting periods thereafter, each Category 1 local  
9 government shall electronically update its information within  
10 the Local Government Registry for the preceding fiscal year no  
11 later than 7 months after the conclusion of the local  
12 government's fiscal year. The Comptroller may grant extensions  
13 in writing for good cause regarding this reporting deadline.

14           (j) For fiscal years beginning after December 31, 2027,  
15 and all reporting periods thereafter, each Category 1 local  
16 government shall electronically submit a spreadsheet of the  
17 names, positions, and amounts paid to every recipient of a  
18 Form W-2 or a Form 1099 during the calendar year ended in a  
19 format prescribed by the Comptroller during the fiscal year no  
20 later than 7 months after the conclusion of the local  
21 government's fiscal year for inclusion within the Local  
22 Government Registry. The Comptroller may grant extensions in  
23 writing for good cause regarding this reporting deadline.

24           (k) The Comptroller shall charge a Category 1 local  
25 government a daily fee of no more than \$100 and no less than \$0  
26 per day late for delinquent reporting under this Section. All

1 fees collected under this subsection shall be deposited into  
2 the Comptroller's Administrative Fund.

3 (1) The Comptroller may waive, in whole or in part, the  
4 requirements of subsections (h), (i), and (j), provided that  
5 such waiver is granted in writing and sets forth the specific  
6 grounds supporting the determination.

7 A written waiver may be granted upon a finding by the  
8 Comptroller that exigent circumstances exist that materially  
9 prevent the local government from complying with a requirement  
10 of subsection (h), (i), or (j). Exigent circumstances may  
11 include, but are not limited to, (i) the complete or  
12 substantial destruction of the local government's financial or  
13 administrative records due to fire, flood, natural disaster,  
14 cyber incident, or other catastrophic event; (ii) the sudden  
15 dissolution, closure, or legal incapacity of the local  
16 government; (iii) the seizure, impoundment, or restriction of  
17 access to records resulting from judicially authorized law  
18 enforcement activity; (iv) the existence of conditions that  
19 would materially limit, restrict, or impair the scope of the  
20 auditing committee's activities such that it is impracticable  
21 or impossible to satisfy the requirements prescribed by this  
22 Act, or (v) any other extraordinary event or circumstance that  
23 renders compliance impracticable.

24 Any written waiver granted by the Comptroller shall be  
25 limited in duration to the period reasonably necessary to  
26 address the exigent circumstances; to specify whether the

1 written waiver applies to all or only certain requirements of  
2 subsection (h), (i), and (j); and to include any conditions,  
3 alternative requirements, or remedial measures the Comptroller  
4 deems appropriate to protect the public interest.

5 Any written waiver granted by the Comptroller shall be  
6 posted in the location within the Local Government Registry  
7 where the Category 1 local government's filing or filings  
8 would have otherwise appeared and shall be delivered by  
9 certified mail, return receipt requested, to (i) the  
10 responsible officials of the Category 1 local government and  
11 (ii) each member of the Illinois House of Representatives and  
12 the Illinois Senate whose legislative district includes all or  
13 any portion of the territory within the jurisdiction of the  
14 Category 1 local government.

15 The Comptroller's determination under this subsection is  
16 final.

17 Section 10-15. Category 2 Governments.

18 (a) The responsible officials of a Category 2 local  
19 government shall enter into AUPs with the independent CPA firm  
20 they have retained under Article 5. The AUPs must align with  
21 the minimum AUPs for the relevant type of local government for  
22 that fiscal year, as published by the Comptroller under  
23 Section 15-15.

24 No Category 2 local government shall adopt procedures that  
25 are less stringent than those provided by the Comptroller.

1       However, Category 2 local governments may include additional  
2       procedures to customize the report's findings and  
3       recommendations to better meet the needs of the responsible  
4       officials.

5               (b) The independent CPA firm retained by the responsible  
6       officials under Article 5 shall perform the AUPs agreed-upon  
7       with the local government's responsible officials following  
8       the applicable attestation standards established by the  
9       American Institute of Certified Public Accountants.

10              (c) If a Category 2 local government has a redevelopment  
11       project under Division 74.4 of the Illinois Municipal Code or  
12       redevelopment project under Division 74.6 of the Illinois  
13       Municipal Code, the responsible officials of a Category 2  
14       local government shall enter into AUPs for each redevelopment  
15       project with the independent CPA firm they have retained under  
16       Article 5.

17              The AUPs shall be the AUPs designated by the Comptroller  
18       under Section 15-20 for each project. No Category 2 local  
19       government shall modify the AUPs published by the Comptroller.

20              (d) The independent CPA firm retained by the responsible  
21       officials under Article 5 shall complete all of the AUPs and  
22       electronically submit the AUP's to the responsible officials  
23       and management of the Category 2 local government for review.  
24       The independent CPA firm retained by the responsible officials  
25       under Article 5 must ensure all of the AUPs do not include any  
26       information exempt from public disclosure under Section 7 of

1 the Freedom of Information Act.

2 (e) The responsible officials and management of the  
3 Category 2 local government may submit written views within 7  
4 calendar days after receipt of the draft report from any AUPs  
5 regarding the findings of the independent CPA firm retained by  
6 the responsible officials under Article 5. Any comments  
7 received shall be included in the appropriate section of the  
8 report. Any comments received shall exclude information that  
9 is exempt from public disclosure under Section 7 of the  
10 Freedom of Information Act.

11 (f) Upon receipt of any timely written views from the  
12 responsible officials or management, the independent CPA firm  
13 retained by the responsible officials under Article 5 may  
14 respond to any written views that are inconsistent with or in  
15 conflict with the results of the inspection. The committee  
16 shall then finalize the report. The response of the  
17 independent CPA firm to the written views shall exclude  
18 information exempt from public disclosure under Section 7 of  
19 the Freedom of Information Act.

20 (g) A Category 2 local government may engage its  
21 independent CPA firm retained by the responsible officials  
22 under Article 5 to perform any additional auditing,  
23 attestation, or other related professional accounting services  
24 to the local government, provided the independent CPA firm  
25 provides a written report at the conclusion of the engagement.

26 (h) All Category 2 local governments and their responsible

1 officials, other elected or appointed officers, management,  
2 employees, and agents shall promptly comply with, and aid and  
3 assist the CPA firm in the exercise of its duties under the  
4 Act.

5 At the request of the CPA firm, each Category 2 local  
6 government shall, without delay, provide to the CPA firm's  
7 representative any record or information requested and shall  
8 provide for examination or copying all records, accounts,  
9 papers, reports, vouchers, correspondence, books and other  
10 documentation in the custody of the local government,  
11 including information stored in electronic data processing  
12 systems, which is related to or within the scope of any  
13 engagement under this Act.

14 (i) Each Category 2 local government shall electronically  
15 submit any reports prepared by the independent CPA firm under  
16 this Section to the Comptroller no later than 7 months after  
17 the end of the local government's fiscal year for inclusion  
18 within the Local Government Registry. The Comptroller may  
19 grant extensions in writing for good cause regarding this  
20 reporting deadline.

21 (j) Each Category 2 local government shall electronically  
22 submit any known or suspected fraud or noncompliance with laws  
23 or regulations communicated to those charged with governance  
24 or management as that term is defined under the attestation  
25 standards established by the American Institute of Certified  
26 Public Accountants arising from the AUPs prepared by the

1 independent CPA firm for engagements performed under this  
2 Section to the Comptroller no later than 7 months after the end  
3 of the local government's fiscal year for inclusion within the  
4 Local Government Registry. The Comptroller may grant  
5 extensions in writing for good cause regarding this reporting  
6 deadline.

7 (k) For fiscal years beginning after December 31, 2027,  
8 and all reporting periods thereafter, each Category 2 local  
9 government shall electronically update its information within  
10 the Local Government Registry for the preceding fiscal year no  
11 later than 7 months after the conclusion of the local  
12 government's fiscal year. The Comptroller may grant extensions  
13 in writing for good cause regarding this reporting deadline.

14 (l) For fiscal years beginning after December 31, 2027,  
15 and all reporting periods thereafter, each Category 2 local  
16 government shall electronically submit a spreadsheet of the  
17 names, positions, and amounts paid to every recipient of a  
18 Form W-2 or a Form 1099 during the calendar year ended in a  
19 format prescribed by the Comptroller during the fiscal year no  
20 later than 7 months after the conclusion of the local  
21 government's fiscal year for inclusion within the Local  
22 Government Registry. The Comptroller may grant extensions in  
23 writing for good cause regarding this reporting deadline.

24 (m) The Comptroller shall charge a Category 2 local  
25 government a daily fee of no more than \$100 and no less than \$0  
26 per day late for delinquent reporting under this Section. All

1 fees collected under this subsection shall be deposited into  
2 the Comptroller's Administrative Fund.

3 (n) The Comptroller may waive, in whole or in part, the  
4 requirements of subsections (i), (j), (k), and (l), if the  
5 waiver is granted in writing and sets forth the specific  
6 grounds supporting the determination.

7 A written waiver may be granted upon a finding by the  
8 Comptroller that exigent circumstances exist that materially  
9 prevent the local government from complying with a requirement  
10 of subsection (i), (j), (k), or (l). Exigent circumstances  
11 include, but are not limited to, (i) the complete or  
12 substantial destruction of the local government's financial or  
13 administrative records due to fire, flood, natural disaster,  
14 cyber incident, or other catastrophic event; (ii) the sudden  
15 dissolution, closure, or legal incapacity of the local  
16 government; (iii) the seizure, impoundment, or restriction of  
17 access to records resulting from judicially authorized law  
18 enforcement activity; (iv) the existence of conditions that  
19 would materially limit, restrict, or impair the scope of the  
20 CPA firm's activities such that it is impracticable or  
21 impossible to satisfy the requirements prescribed by this Act;  
22 or (v) any other extraordinary event or circumstance that  
23 renders compliance impracticable.

24 Any written waiver granted by the Comptroller shall be  
25 limited in duration to the period reasonably necessary to  
26 address the exigent circumstances; to specify whether the

1 written waiver applies to all or only certain requirements of  
2 subsection (i), (j), (k), or (l); and to include any  
3 conditions, alternative requirements, or remedial measures the  
4 Comptroller deems appropriate to protect the public interest.

5 Any written waiver granted by the Comptroller shall be  
6 posted in the location within the Local Government Registry  
7 where the Category 2 local government's filing or filings  
8 would have otherwise appeared and shall be delivered by  
9 certified mail, return receipt requested, to (i) the  
10 responsible officials of the Category 2 local government and  
11 (ii) each member of the Illinois House of Representatives and  
12 the Illinois Senate whose legislative district includes all or  
13 any portion of the territory within the jurisdiction of the  
14 Category 2 local government.

15 The Comptroller's determination under this subsection is  
16 final.

17 (o) Within 60 days after the date of any report completed  
18 by the independent CPA firm pursuant to this Section, a  
19 partner at the independent CPA firm and such additional  
20 personnel from the CPA firm as deemed necessary by the  
21 independent CPA firm shall attend a public meeting of the  
22 responsible officials either in person or by a live phone or  
23 online virtual meeting to answer questions posed by the  
24 responsible officials about the engagement and present the  
25 major findings of the report. A public body may hold a closed  
26 session to consider internal control weaknesses,

1 identification of potential fraud risk areas, known or  
2 suspected frauds, and fraud interviews with the independent  
3 CPA firm's partner and such additional personnel from the CPA  
4 firm as deemed necessary by the independent CPA firm under  
5 Section 2 of the Open Meetings Act.

6 Section 10-20. Category 3 Governments.

7 (a) For fiscal years beginning after December 31, 2027,  
8 the responsible officials of a Category 3 local government  
9 shall oversee management's preparation of the local  
10 government's draft financial statements following the cash  
11 basis of accounting. The financial statements of a Category 3  
12 local government shall, at a minimum, present the government  
13 as a whole and its major funds, along with combining  
14 statements displaying each of the government's nonmajor funds.  
15 Upon completion of the draft financial statements, management  
16 shall furnish the draft financial statements to the local  
17 government's independent CPA firm for audit.

18 (b) The independent CPA firm retained by the responsible  
19 officials under Article 5 shall not gather data, categorize  
20 and organize data, or prepare the draft financial statements  
21 of a local government.

22 (c) The independent CPA firm retained by the responsible  
23 officials under Article 5 shall audit the local government's  
24 draft financial statements following GAAS and GAGAS.

25 (d) The responsible officials of a Category 3 local

1 government shall enter into AUPs with the independent CPA firm  
2 they have retained under Article 5. The AUPs must align with  
3 the minimum AUPs for the relevant type of local government for  
4 that fiscal year, as published by the Comptroller under  
5 Section 15-15.

6 No Category 3 local government shall adopt procedures that  
7 are less stringent than those provided by the Comptroller.  
8 However, Category 3 local governments may include additional  
9 procedures to customize the report's findings and  
10 recommendations to better meet the needs of the responsible  
11 officials.

12 (e) The independent CPA firm retained by the responsible  
13 officials under Article 5 shall perform the AUPs agreed-upon  
14 with the local government's responsible officials following  
15 the applicable attestation standards established by the  
16 American Institute of Certified Public Accountants.

17 (f) If a Category 3 local government has a redevelopment  
18 project under Division 74.4 of the Illinois Municipal Code or  
19 redevelopment project under Division 74.6 of the Illinois  
20 Municipal Code, the responsible officials of a Category 3  
21 local government shall enter into AUPs for each redevelopment  
22 project with the independent CPA firm they have retained under  
23 Article 5.

24 The AUPs shall be the AUPs designated by the Comptroller  
25 under Section 15-20 for each project. No Category 3 local  
26 government shall modify the AUPs published by the Comptroller.

1           (g) A Category 3 local government may engage its  
2 independent CPA firm retained by the responsible officials  
3 under Article 5 to perform any additional auditing,  
4 attestation, or other related professional accounting  
5 services, including, but not limited to, a Single Audit, to  
6 the local government, provided the independent CPA firm  
7 provides a written report at the conclusion of the engagement.

8           (h) All Category 3 local governments and their responsible  
9 officials, other elected or appointed officers, management,  
10 employees, and agents shall promptly comply with, and aid and  
11 assist the CPA firm in the exercise of its duties under the  
12 Act.

13           At the request of the CPA firm, each Category 3 local  
14 government shall, without delay, provide to the CPA firm's  
15 representative any record or information requested and shall  
16 provide for examination or copying all records, accounts,  
17 papers, reports, vouchers, correspondence, books and other  
18 documentation in the custody of the local government,  
19 including information stored in electronic data processing  
20 systems, which is related to or within the scope of any  
21 engagement under this Act.

22           (i) Each Category 3 local government shall electronically  
23 submit any reports prepared by the independent CPA firm under  
24 this Section to the Comptroller no later than 7 months after  
25 the end of the local government's fiscal year for inclusion  
26 within the Local Government Registry. The Comptroller may

1 grant extensions in writing for good cause regarding this  
2 reporting deadline.

3 (j) Each Category 3 local government shall electronically  
4 submit (i) the auditor's communication with those charged with  
5 governance under GAAS, (ii) the auditor's communication of  
6 deficiencies in internal control under GAAS to both those  
7 charged with governance or management as that term is defined  
8 under GAAS, (iii) any known or suspected fraud or  
9 noncompliance with laws or regulations communicated to those  
10 charged with governance or management as that term is defined  
11 under GAAS arising from the financial audit, and (iv) any  
12 known or suspected fraud or noncompliance with laws or  
13 regulations communicated to those charged with governance or  
14 management as that term is defined under the attestation  
15 standards established by the American Institute of Certified  
16 Public Accountants arising from the AUPs prepared by the  
17 independent CPA firm for engagements performed under this  
18 Section to the Comptroller no later than 7 months after the end  
19 of the local government's fiscal year for inclusion within the  
20 Local Government Registry. The Comptroller may grant  
21 extensions in writing for good cause regarding this reporting  
22 deadline.

23 (k) For fiscal years beginning after December 31, 2027,  
24 and all reporting periods thereafter, each Category 3 local  
25 government shall electronically update its information within  
26 the Local Government Registry for the preceding fiscal year no

1 later than 7 months after the conclusion of the local  
2 government's fiscal year. The Comptroller may grant extensions  
3 in writing for good cause regarding this reporting deadline.

4 (l) For fiscal years beginning after December 31, 2027,  
5 and all reporting periods thereafter, each Category 3 local  
6 government shall electronically submit a spreadsheet of the  
7 names, positions, and amounts paid to every recipient of a  
8 Form W-2 or a Form 1099 during the calendar year ended in a  
9 format prescribed by the Comptroller during the fiscal year no  
10 later than 7 months after the conclusion of the local  
11 government's fiscal year for inclusion within the Local  
12 Government Registry. The Comptroller may grant extensions in  
13 writing for good cause regarding this reporting deadline.

14 (m) The Comptroller shall charge a Category 3 local  
15 government a daily fee of no more than \$100 and no less than \$0  
16 per day late for delinquent reporting under this Section. All  
17 fees collected under this subsection shall be deposited into  
18 the Comptroller's Administrative Fund.

19 (n) The Comptroller may waive, in whole or in part, the  
20 requirements of subsections (i), (j), (k), and (l), if the  
21 waiver is granted in writing and sets forth the specific  
22 grounds supporting the determination.

23 A written waiver may be granted upon a finding by the  
24 Comptroller that exigent circumstances exist that materially  
25 prevent the local government from complying with a requirement  
26 of subsection (i), (j), (k), or (l). Exigent circumstances

1 include, but are not limited to, (i) the complete or  
2 substantial destruction of the local government's financial or  
3 administrative records due to fire, flood, natural disaster,  
4 cyber incident, or other catastrophic event; (ii) the sudden  
5 dissolution, closure, or legal incapacity of the local  
6 government; (iii) the seizure, impoundment, or restriction of  
7 access to records resulting from judicially authorized law  
8 enforcement activity; (iv) the existence of conditions that  
9 would materially limit, restrict, or impair the scope of the  
10 CPA firm's activities such that it is impracticable or  
11 impossible to satisfy the requirements prescribed by this Act;  
12 or (v) any other extraordinary event or circumstance that  
13 renders compliance impracticable.

14 Any written waiver granted by the Comptroller shall be  
15 limited in duration to the period reasonably necessary to  
16 address the exigent circumstances; to specify whether the  
17 written waiver applies to all or only certain requirements of  
18 subsection (i), (j), (k), or (l); and to include any  
19 conditions, alternative requirements, or remedial measures the  
20 Comptroller deems appropriate to protect the public interest.

21 Any written waiver granted by the Comptroller shall be  
22 posted in the location within the Local Government Registry  
23 where the Category 3 local government's filing or filings  
24 would have otherwise appeared and shall be delivered by  
25 certified mail, return receipt requested, to (i) the  
26 responsible officials of the Category 3 local government and

1 (ii) each member of the Illinois House of Representatives and  
2 the Illinois Senate whose legislative district includes all or  
3 any portion of the territory within the jurisdiction of the  
4 Category 3 local government.

5 The Comptroller's determination under this subsection is  
6 final.

7 (o) Within 60 days after the date of any report completed  
8 by the independent CPA firm pursuant to this Section, a  
9 partner at the independent CPA firm and such additional  
10 personnel from the CPA firm as deemed necessary by the  
11 independent CPA firm shall attend a public meeting of the  
12 responsible officials either in person or by a live phone or  
13 online virtual meeting to answer questions posed by the  
14 responsible officials about the engagement and present the  
15 major findings of the report. A public body may hold a closed  
16 session to consider internal control weaknesses,  
17 identification of potential fraud risk areas, known or  
18 suspected frauds, and fraud interviews with the independent  
19 CPA firm's partner and such additional personnel from the CPA  
20 firm as deemed necessary by the independent CPA firm under  
21 Section 2 of the Open Meetings Act.

22 Section 10-25. Category 4 Governments.

23 (a) For fiscal years beginning after December 31, 2027,  
24 the responsible officials of a Category 4 local government  
25 shall oversee management's preparation of the local

1 government's draft financial statements following GAAP. The  
2 financial statements of a Category 4 local government shall,  
3 at a minimum, present the government as a whole and its major  
4 funds, along with combining statements displaying each of the  
5 government's nonmajor funds. Upon completion of the draft  
6 financial statements, management shall furnish the draft  
7 financial statements to the local government's independent CPA  
8 firm for audit.

9 (b) The independent CPA firm retained by the responsible  
10 officials under Article 5 shall not gather data, categorize  
11 and organize data, or prepare the draft financial statements  
12 of a local government.

13 (c) The independent CPA firm retained by the responsible  
14 officials under Article 5 shall audit the local government's  
15 draft financial statements following GAAS and GAGAS.

16 (d) The responsible officials of a Category 4 local  
17 government shall enter into AUPs with the independent CPA firm  
18 they have retained under Article 5. The AUPs must align with  
19 the minimum AUPs for the relevant type of local government for  
20 that fiscal year, as published by the Comptroller under  
21 Section 15-15.

22 No Category 4 local government shall adopt procedures that  
23 are less stringent than those provided by the Comptroller.  
24 However, Category 4 local governments may include additional  
25 procedures to customize the report's findings and  
26 recommendations to better meet the needs of the responsible

1 officials.

2 (e) The independent CPA firm retained by the responsible  
3 officials under Article 5 shall perform the AUPs agreed-upon  
4 with the local government's responsible officials following  
5 the applicable attestation standards established by the  
6 American Institute of Certified Public Accountants.

7 (f) If a Category 4 local government has a redevelopment  
8 project under Division 74.4 of the Illinois Municipal Code or  
9 redevelopment project under Division 74.6 of the Illinois  
10 Municipal Code, the responsible officials of a Category 4  
11 local government shall enter into AUPs for each redevelopment  
12 project with the independent CPA firm they have retained under  
13 Article 5.

14 The AUPs shall be the AUPs designated by the Comptroller  
15 under Section 15-20 for each project. No Category 4 local  
16 government shall modify the AUPs published by the Comptroller.

17 (g) A Category 4 local government may engage its  
18 independent CPA firm retained by the responsible officials  
19 under Article 5 to perform any additional auditing,  
20 attestation, or other related professional accounting  
21 services, including, but not limited to, a Single Audit, to  
22 the local government, provided the independent CPA firm  
23 provides a written report at the conclusion of the engagement.

24 (h) All Category 4 local governments and their responsible  
25 officials, other elected or appointed officers, management,  
26 employees, and agents shall promptly comply with, and aid and

1 assist the CPA firm in the exercise of its duties under the  
2 Act.

3 At the request of the CPA firm, each Category 4 local  
4 government shall, without delay, provide to the CPA firm's  
5 representative any record or information requested and shall  
6 provide for examination or copying all records, accounts,  
7 papers, reports, vouchers, correspondence, books and other  
8 documentation in the custody of the local government,  
9 including information stored in electronic data processing  
10 systems, which is related to or within the scope of any  
11 engagement under this Act.

12 (i) Each Category 4 local government shall electronically  
13 submit any reports prepared by the independent CPA firm under  
14 this Section to the Comptroller no later than 7 months after  
15 the end of the local government's fiscal year for inclusion  
16 within the Local Government Registry. The Comptroller may  
17 grant extensions in writing for good cause regarding this  
18 reporting deadline.

19 (j) Each Category 4 local government shall electronically  
20 submit (i) the auditor's communication with those charged with  
21 governance under GAAS, (ii) the auditor's communication of  
22 deficiencies in internal control under GAAS to both those  
23 charged with governance or management as that term is defined  
24 under GAAS, (iii) any known or suspected fraud or  
25 noncompliance with laws or regulations communicated to those  
26 charged with governance or management as that term is defined

1 under GAAS arising from the financial audit, and (iv) any  
2 known or suspected fraud or noncompliance with laws or  
3 regulations communicated to those charged with governance or  
4 management as that term is defined under the attestation  
5 standards established by the American Institute of Certified  
6 Public Accountants arising from the AUPs prepared by the  
7 independent CPA firm for engagements performed under this  
8 Section to the Comptroller no later than 7 months after the end  
9 of the local government's fiscal year for inclusion within the  
10 Local Government Registry. The Comptroller may grant  
11 extensions in writing for good cause regarding this reporting  
12 deadline.

13 (k) For fiscal years beginning after December 31, 2027,  
14 and all reporting periods thereafter, each Category 4 local  
15 government shall electronically update its information within  
16 the Local Government Registry for the preceding fiscal year no  
17 later than 7 months after the conclusion of the local  
18 government's fiscal year. The Comptroller may grant extensions  
19 in writing for good cause regarding this reporting deadline.

20 (l) For fiscal years beginning after December 31, 2027,  
21 and all reporting periods thereafter, each Category 4 local  
22 government shall electronically submit a spreadsheet of the  
23 names, positions, and amounts paid to every recipient of a  
24 Form W-2 or a Form 1099 during the calendar year ended in a  
25 format prescribed by the Comptroller during the fiscal year no  
26 later than 7 months after the conclusion of the local

1 government's fiscal year for inclusion within the Local  
2 Government Registry. The Comptroller may grant extensions in  
3 writing for good cause regarding this reporting deadline.

4 (m) The Comptroller shall charge a Category 4 local  
5 government a daily fee of no more than \$100 and no less than \$0  
6 per day late for delinquent reporting under this Section. All  
7 fees collected under this subsection shall be deposited into  
8 the Comptroller's Administrative Fund.

9 (n) The Comptroller may waive, in whole or in part, the  
10 requirements of subsections (i), (j), (k), and (l), if the  
11 waiver is granted in writing and sets forth the specific  
12 grounds supporting the determination.

13 A written waiver may be granted upon a finding by the  
14 Comptroller that exigent circumstances exist that materially  
15 prevent the local government from complying with a requirement  
16 of subsection (i), (j), (k), or (l). Exigent circumstances  
17 include, but are not limited to, (i) the complete or  
18 substantial destruction of the local government's financial or  
19 administrative records due to fire, flood, natural disaster,  
20 cyber incident, or other catastrophic event; (ii) the sudden  
21 dissolution, closure, or legal incapacity of the local  
22 government; (iii) the seizure, impoundment, or restriction of  
23 access to records resulting from judicially authorized law  
24 enforcement activity; (iv) the existence of conditions that  
25 would materially limit, restrict, or impair the scope of the  
26 CPA firm's activities such that it is impracticable or

1 impossible to satisfy the requirements prescribed by this Act;  
2 or (v) any other extraordinary event or circumstance that  
3 renders compliance impracticable.

4 Any written waiver granted by the Comptroller shall be  
5 limited in duration to the period reasonably necessary to  
6 address the exigent circumstances; to specify whether the  
7 written waiver applies to all or only certain requirements of  
8 subsection (i), (j), (k), or (l); and to include any  
9 conditions, alternative requirements, or remedial measures the  
10 Comptroller deems appropriate to protect the public interest.

11 Any written waiver granted by the Comptroller shall be  
12 posted in the location within the Local Government Registry  
13 where the Category 4 local government's filing or filings  
14 would have otherwise appeared and shall be delivered by  
15 certified mail, return receipt requested, to (i) the  
16 responsible officials of the Category 4 local government and  
17 (ii) each member of the Illinois House of Representatives and  
18 the Illinois Senate whose legislative district includes all or  
19 any portion of the territory within the jurisdiction of the  
20 Category 4 local government.

21 The Comptroller's determination under this subsection is  
22 final.

23 (o) Within 60 days after the date of any report completed  
24 by the independent CPA firm pursuant to this Section, a  
25 partner at the independent CPA firm and such additional  
26 personnel from the CPA firm as deemed necessary by the

1 independent CPA firm shall attend a public meeting of the  
2 responsible officials either in person or by a live phone or  
3 online virtual meeting to answer questions posed by the  
4 responsible officials about the engagement and present the  
5 major findings of the report. A public body may hold a closed  
6 session to consider internal control weaknesses,  
7 identification of potential fraud risk areas, known or  
8 suspected frauds, and fraud interviews with the independent  
9 CPA firm's partner and such additional personnel from the CPA  
10 firm as deemed necessary by the independent CPA firm under  
11 Section 2 of the Open Meetings Act.

12 Article 15. LOCAL GOVERNMENT REGISTRY AND REPORTS

13 Section 15-5. Local government registry and report  
14 database.

15 (a) The Comptroller shall establish and maintain a public  
16 searchable electronic database of all local governments no  
17 later than December 31, 2027, which shall include:

18 (1) the name, address, contact information, and  
19 website of the local government;

20 (2) the names of the elected or appointed office  
21 holders of the local government and their positions,  
22 including their dates of service and any periods of  
23 vacancy within a position;

24 (3) links to access any reports filed by a local

1 government showing the names, positions, and amounts paid  
2 to every recipient of a Form W-2 or a Form 1099 during a  
3 calendar year; and

4 (4) links to access any reports filed by a local  
5 government pursuant to this Act categorized by fiscal  
6 year.

7 (b) No later than June 30, 2027, each county clerk shall  
8 notify the Comptroller electronically in writing of the name  
9 of each local government within their jurisdiction along with  
10 contact information for the elected or appointed office  
11 holders of the local government and their positions in a  
12 manner and format determined by the Comptroller. The  
13 Comptroller may grant extensions in writing for good cause for  
14 this reporting requirement.

15 (c) Within 30 days following the creation or dissolution  
16 of a local government within their jurisdiction after June 30,  
17 2027, each county clerk shall notify the Comptroller  
18 electronically in writing of the name of the local government  
19 along with contact information for the elected or appointed  
20 office holders of the local government and their positions in  
21 a manner and format determined by the Comptroller. The  
22 Comptroller may grant extensions in writing for good cause for  
23 this reporting requirement.

24 (d) The Comptroller shall charge a county clerk a daily  
25 fee of no more than \$10 and no less than \$0 per day late for  
26 delinquent reporting under this Section. All fees collected

1 under this subsection shall be deposited into the  
2 Comptroller's Administrative Fund.

3 Section 15-10. Limited procedures.

4 (a) The Comptroller shall develop a template for the  
5 auditing committees of Category 1 governments to perform and  
6 report on their activities inspecting the local government's  
7 records for the fiscal year under review, with the advice of  
8 the Local Government Advisory Board and a statewide CPA  
9 organization.

10 (b) The template shall be written in plain language with  
11 procedures for the auditing committees of Category 1  
12 governments to perform and document its:

13 (1) sampling of disbursements during the fiscal year  
14 and the testing of the selected disbursements to determine  
15 each sampled disbursement was properly recorded in the  
16 financial records and was supported by adequate  
17 documentation, including invoices, receipts, or contracts,  
18 as applicable;

19 (2) sampling of receipts during the fiscal year and  
20 the testing of the selected receipts to determine each  
21 sampled receipt was properly recorded in the financial  
22 records, was supported by adequate documentation, and was  
23 promptly deposited into the appropriate account no later  
24 than 2 working days after receipt; and

25 (3) performing the local government's reconciliations

1 of its financial records to the records of third parties,  
2 including, but not limited to, bank statements, investment  
3 reports, and other external documents, during the fiscal  
4 year.

5 (c) The template shall include a section for the  
6 responsible officials and management of the local government  
7 to submit their written views regarding the findings and  
8 conclusions of the auditing committee. The template shall also  
9 include a section for the auditing committee to respond to any  
10 written views from the responsible officials and management,  
11 particularly if those views are inconsistent with or in  
12 conflict with the results of the inspection.

13 (d) For each fiscal year beginning after December 31,  
14 2027, the Comptroller shall publish on the Comptroller's  
15 official website, no later than November 15 of the current  
16 calendar year, the template to be used by auditing committees  
17 of Category 1 governments for inspecting the local  
18 government's records for the fiscal year beginning after  
19 December 31 of the current calendar year.

20 Section 15-15. Agreed-upon procedures.

21 (a) The Comptroller shall develop minimum AUPs specific to  
22 each type of local government subject to this Act for the  
23 fiscal year under review, with the advice of the Local  
24 Government Advisory Board and a statewide CPA organization.

25 (b) For all local governments, the AUPs shall be written

1 by the Comptroller using plain language, insofar as  
2 practicable. The Comptroller shall write specific and  
3 objective procedures designed to be performed by a CPA firm  
4 over a completed fiscal year to provide factual findings  
5 regarding:

6 (1) compliance by the local government and its  
7 responsible officials and agents with the training  
8 requirements and public records disclosures laws under the  
9 Freedom of Information Act;

10 (2) compliance by the local government and its  
11 responsible officials and agents with the training  
12 requirements under the Open Meetings Act;

13 (3) compliance by the local government and its  
14 responsible officials and agents with the records  
15 retention requirements under the Local Records Act;

16 (4) accountability for capital assets and leased  
17 assets;

18 (5) compliance with applicable laws, rules, and  
19 regulations regarding the compensation of the local  
20 government's responsible officials and all other elected  
21 or appointed officials;

22 (6) compliance with applicable laws, rules, and  
23 regulations regarding accounts at banks or savings and  
24 loan associations;

25 (7) compliance with bond requirements;

26 (8) testing of a sample of disbursements for

1 appropriate internal controls and compliance with  
2 applicable laws, rules, and regulations;

3 (9) testing of a sample of receipts for appropriate  
4 internal controls and compliance with applicable laws,  
5 rules, and regulations, including timely deposit  
6 requirements;

7 (10) compliance with significant statutory reporting  
8 requirements;

9 (11) for community colleges, procedures regarding a  
10 student enrollments and other bases upon which claims are  
11 filed with the Illinois Community College Board, with the  
12 advice of the Illinois Community College Board;

13 (12) for fire protection districts and municipalities,  
14 procedures regarding disbursements to a foreign fire  
15 insurance board were used by the foreign fire insurance  
16 board only for the maintenance, use, and benefit of the  
17 department under Section 11-10-2 of the Illinois Municipal  
18 Code and Section 11i of the Fire Protection District Act;  
19 and

20 (13) for fire protection districts, when a district  
21 purchases fire protection services from any organization,  
22 procedures regarding compliance with the terms of the  
23 contract as it relates to financial matters, including,  
24 but not limited to, the amount charged to the purchasing  
25 Fire Protection District.

26 The Comptroller may establish such other procedures as

1 deemed necessary to assess the accountability of responsible  
2 officials and management at the local government, after  
3 determining the perceived benefit of the additional  
4 accountability procedures outweigh the perceived costs to be  
5 incurred from implementing such procedures.

6 Section 15-20. Agreed-upon procedures.

7 (a) The Comptroller shall develop consistent AUPs specific  
8 to each redevelopment project under Division 74.4 of the  
9 Illinois Municipal Code or redevelopment project under  
10 Division 74.6 of the Illinois Municipal Code for the fiscal  
11 year under review, with the advice of the Local Government  
12 Advisory Board and a statewide CPA organization.

13 (b) For all local governments, the AUPs shall be written  
14 by the Comptroller using plain language, insofar as  
15 practicable. The Comptroller shall write specific and  
16 objective procedures designed to be performed by a CPA firm  
17 over a completed fiscal year to provide factual findings  
18 regarding:

19 (1) the date each redevelopment project area was  
20 designated or terminated;

21 (2) the balance in the special tax allocation fund at  
22 the beginning of the fiscal year, all receipts deposited  
23 into the special tax allocation fund by source, all  
24 disbursements from the special tax allocation fund by  
25 category of permissible redevelopment project cost, and

1 the balance in the special tax allocation fund at the end  
2 of the fiscal year on the cash basis of accounting;

3 (3) a breakdown of the balance in the special tax  
4 allocation fund at the end of the fiscal year identifying  
5 any portion of the balance that is required, pledged,  
6 earmarked, or otherwise designated for payment of or  
7 securing of obligations and anticipated redevelopment  
8 project costs or surplus; and

9 (4) the nature of outstanding obligations of the  
10 special tax allocation fund, including the projected debt  
11 service including required reserves and debt coverage and  
12 actual debt service of the special tax allocation fund.

13 The Comptroller may establish such other procedures as  
14 deemed necessary to assess the accountability of responsible  
15 officials and management at the local government about a  
16 redevelopment project under Division 74.4 of the Illinois  
17 Municipal Code or redevelopment project under Division 74.6 of  
18 the Illinois Municipal Code, after determining the perceived  
19 benefit of the additional accountability procedures outweigh  
20 the perceived costs to be incurred from implementing such  
21 procedures.

22 Section 15-25. Guidelines for circuit clerks.

23 (a) The Comptroller shall develop, maintain, and publish  
24 the guidelines for circuit clerks, with the advice of the  
25 Local Government Advisory Board, the Administrative Office of

1 the Illinois Courts, a Statewide organization representing  
2 circuit clerks, and a Statewide CPA organization.

3 (b) For all fiscal years beginning after December 31,  
4 2027, the Comptroller shall prescribe the format of the annual  
5 written report submitted by each county's independent CPA firm  
6 retained by the responsible officials under Article 5 prepared  
7 in accordance with the guidelines.

8 (c) For all fiscal years beginning after December 31,  
9 2027, the guidelines shall establish procedures for each  
10 county's independent CPA firm to conduct, for each fiscal  
11 year, a compliance examination under the attestation standards  
12 and GAGAS to:

13 (1) examine whether fees, fines, surcharges, costs,  
14 penalties, bonds, and judgments were properly collected  
15 and disbursed to the appropriate entities in compliance  
16 with applicable laws and other requirements, limited to  
17 those situations in which applicable laws, rules,  
18 regulations, and court orders require the circuit clerk to  
19 collect, hold, and disburse moneys to applicable parties  
20 or entities, excluding moneys already on deposit in county  
21 accounts controlled by other county officials or funds  
22 used to finance the regular operations of the circuit  
23 clerk's office;

24 (2) determine whether the circuit clerk has complied,  
25 in all material respects, with applicable laws, rules,  
26 regulations, and court orders in its financial and fiscal

1 operations;

2 (3) determine whether moneys or negotiable securities  
3 or similar assets handled by the circuit clerk or held in  
4 trust by the circuit clerk have been properly and legally  
5 administered, and the accounting and recordkeeping thereto  
6 is proper, accurate, and in accordance with law; and

7 (4) obtain a sufficient understanding of internal  
8 control over compliance relevant to the specified  
9 requirements to plan the engagement, assess control risk  
10 for compliance with the specified requirements, and design  
11 procedures to achieve the objectives of the attestation  
12 engagement.

13 (d) For all fiscal years beginning after December 31,  
14 2027, the guidelines shall require circuit clerks to prepare,  
15 for each fiscal year, a schedule of accountabilities under the  
16 cash basis of accounting which includes all accounts and funds  
17 where applicable laws, rules, regulations, and court orders  
18 require the circuit clerk to collect, hold, and disburse  
19 moneys to applicable parties or entities, excluding moneys  
20 already on deposit in county accounts controlled by other  
21 county officials or funds used to finance the regular  
22 operations of the circuit clerk's office.

23 (e) The guidelines shall prohibit the local government's  
24 independent CPA firm from gathering data, categorizing or  
25 organizing data, or preparing the schedule of  
26 accountabilities.

1           (f) For all fiscal years beginning after December 31,  
2 2027, the guidelines shall require the circuit clerk to  
3 furnish the draft schedule of accountabilities to the local  
4 government's independent CPA firm to examine the schedule of  
5 accountabilities. The guidelines shall require each county's  
6 independent CPA firm to conduct, for each fiscal year, a  
7 compliance examination to examine the schedule of  
8 accountabilities to obtain reasonable assurance that the:

9           (1) schedule of accountabilities, including its  
10 footnotes, is complete and accurately presented in  
11 accordance with the guidelines, and the beginning and  
12 ending balances reconcile to the circuit clerk's cash,  
13 savings, and investment accounts;

14           (2) reported events and transactions are accurately  
15 recorded, properly classified, complete, and occurred  
16 within the fiscal year under examination; and

17           (3) reported balances of cash, savings, and investment  
18 accounts exist, are completely reported, the circuit  
19 clerk's rights and obligations related to those moneys are  
20 not in question, and account valuations are confirmed.

21           (g) For all fiscal years beginning after December 31,  
22 2027, the guidelines shall require each county's independent  
23 CPA firm to express an opinion on whether the schedule of  
24 accountabilities is fairly stated, in all material respects,  
25 in relation to the county's financial statements as a whole in  
26 accordance with GAAS.

1           (h) For all fiscal years beginning after December 31,  
2           2027, upon a written agreement between the Comptroller and the  
3           Administrative Office of the Illinois Courts, the guidelines  
4           may require each county's independent CPA firm to express an  
5           opinion on whether other reports used by the Administrative  
6           Office of the Illinois Courts are fairly stated, in all  
7           material respects, in relation to the county's financial  
8           statements as a whole in accordance with GAAS.

9                           Article 20. MISCELLANEOUS PROVISIONS

10           Section 20-5. Assurances. Each local government shall  
11           establish and maintain a system, or systems, of internal  
12           fiscal and administrative controls, which shall provide  
13           assurance that:

14                   (1) resources are used efficiently, effectively, and  
15                   in compliance with applicable law;

16                   (2) obligations and costs are in compliance with  
17                   applicable law;

18                   (3) funds, property, and other assets and resources  
19                   are safeguarded against waste, loss, unauthorized use, and  
20                   misappropriation; and

21                   (4) revenues, receipts, expenses, disbursements,  
22                   expenditures, and transfers of assets, resources, or funds  
23                   applicable to operations are properly recorded and  
24                   accounted for to permit the preparation of accounts and

1 reliable financial and statistical reports and to maintain  
2 accountability over the local government's resources.

3 Section 20-10. Conflicts of interest.

4 (a) Each local government shall maintain an appropriate  
5 segregation of duties to prevent conflicts of interest and  
6 ensure proper internal controls that its resources are used  
7 appropriately and financial transactions are properly  
8 authorized, recorded, and monitored.

9 (b) In instances where segregation of duties is not  
10 feasible due to limited personnel or other operational  
11 constraints, each local government shall implement  
12 compensating controls to mitigate the risks associated with  
13 the lack of segregation. Such compensating controls shall be  
14 designed to provide a reasonable level of assurance that its  
15 resources are used appropriately and financial transactions  
16 are properly authorized, recorded, and monitored.

17 Section 20-15. Capitalization threshold.

18 (a) The responsible officials of each local government  
19 shall establish a capitalization threshold for the various  
20 categories of capital assets and leased assets.

21 (b) The responsible officials of each local government  
22 shall implement procedures for tracking, managing, and  
23 disposing of capital assets and leased assets that either (i)  
24 exceed the capitalization threshold established in subsection

1 (a), or (ii) are tangible and movable assets subject to theft,  
2 regardless of original cost, including, but not limited to,  
3 tools, vehicles, weapons, and items that store data.

4 (c) Each local government's responsible officials shall  
5 establish procedures for tracking, managing, and disposing of  
6 its capital assets and leased assets which either (i) exceed  
7 the capitalization threshold set in subsection (a) or (ii) are  
8 tangible and movable assets that are subject to theft  
9 regardless of original cost, including, but not limited to,  
10 tools, vehicles, and weapons or items that store data.

11 Section 20-20. Audit committees. The responsible officials  
12 of a local government may establish and determine the duties  
13 and membership of an audit committee, so long as any duties and  
14 responsibilities of the audit committee do not conflict with  
15 this Act.

16 Section 20-25. Delinquent reports.

17 (a) If a local government fails to comply with the  
18 requirements of this Act and is more than 270 days late in  
19 meeting its reporting obligations, after considering any  
20 extensions granted by the Comptroller, the Comptroller shall  
21 review the local government's actions. The review shall assess  
22 whether the local government is taking appropriate corrective  
23 action to bring itself into compliance with the provisions of  
24 this Act.

1           (b) If the Comptroller's review determines the local  
2 government is implementing appropriate corrective action in a  
3 timely manner, the Comptroller shall communicate the delay in  
4 writing to the local government's responsible officials and  
5 the Comptroller shall post the written letter in the location  
6 where the local government's missing filing would otherwise  
7 have been posted within the Local Government Registry.

8           Thereafter, the Comptroller shall review the local  
9 government's actions taken at least every 28 days until either  
10 (i) the local government comes into compliance with the Act or  
11 (ii) the Comptroller determines the local government is not  
12 implementing appropriate corrective action in a timely manner.

13           (c) If the Comptroller determines that the local  
14 government is not implementing appropriate corrective action  
15 in a timely manner, the Comptroller shall communicate the  
16 delay in writing to the local government's responsible  
17 officials and the Comptroller shall post the written letter in  
18 the location where the local government's missing filing would  
19 otherwise have been posted within the Local Government  
20 Registry.

21           (d) If the Comptroller determines that the local  
22 government is not implementing appropriate corrective action  
23 in a timely manner, the Comptroller shall request the Attorney  
24 General to seek an appropriate judicial remedy to compel the  
25 responsible officials and management of the local government  
26 to perform their duties under this Act in a timely manner.

1           Section 20-30. Rules. The Comptroller shall adopt  
2 administrative rules pursuant to the Illinois Administrative  
3 Procedure Act to implement and enforce the provisions of this  
4 Act.

5           Section 20-35. Other duties of responsible officials. This  
6 Act does not relieve any member of the responsible officials  
7 or management of a local government of any other duties  
8 required by law of that person with respect to the auditing of  
9 public accounts or the disbursement of public funds.

10          Section 20-40. Reports to other State agencies.  
11 Notwithstanding any other provision to the contrary, any local  
12 government that files reports with the Comptroller in  
13 compliance with this Act shall not be required to file the same  
14 report with any State agencies as defined in the Illinois  
15 State Auditing Act. All state agencies may obtain copies of  
16 any report filed with the Comptroller in compliance with this  
17 Act.

18          Section 20-45. Effect on taxes. Failure of the responsible  
19 officials of any local government to comply with the  
20 provisions of this Act does not affect the legality of taxes  
21 levied for any of the funds of the local government.



1 Joint Action Water Agency so created shall not itself have  
2 taxing power except as hereinafter provided.

3 A Municipal Joint Action Water Agency shall be established  
4 by an intergovernmental agreement among the various member  
5 municipalities, public water districts, townships, State  
6 universities, and counties, upon approval by an ordinance  
7 adopted by the corporate authorities of each member  
8 municipality, public water district, township, State  
9 university, or county. This agreement may be amended at any  
10 time upon the adoption of concurring ordinances by the  
11 corporate authorities of all member municipalities, public  
12 water districts, townships, State universities, and counties.  
13 The agreement may provide for additional municipalities,  
14 public water districts, any State universities, townships in  
15 counties with a population under 700,000, or counties to join  
16 the Agency upon adoption of an ordinance by the corporate  
17 authorities of the joining municipality, public water  
18 district, township, or county, and upon such consents,  
19 conditions and approvals of the governing body of the  
20 Municipal Joint Action Water Agency and of existing member  
21 municipalities, public water districts, townships, State  
22 universities, and counties as shall be provided in the  
23 agreement. The agreement shall provide the manner and terms on  
24 which any municipality, public water district, township, or  
25 county may withdraw from membership in the Municipal Joint  
26 Action Water Agency and on which the Agency may terminate and

1 dissolve in whole or in part. The agreement shall set forth the  
2 corporate name of the Municipal Joint Action Water Agency and  
3 its duration. Promptly upon any agreement establishing a  
4 Municipal Joint Action Water Agency being entered into, or  
5 upon the amending of any such agreement, a copy of such  
6 agreement or amendment shall be filed in the office of the  
7 Secretary of State of Illinois. Promptly upon the addition or  
8 withdrawal of any municipality, public water district,  
9 township in a county with a population under 700,000, or  
10 county, or upon the dissolution of a Municipal Joint Action  
11 Water Agency, that fact shall be certified by an officer of the  
12 Agency to the Secretary of State of Illinois.

13 (b) The governing body of any Municipal Joint Action Water  
14 Agency established pursuant to this Section 3.1 shall be a  
15 Board of Directors. There shall be one Director from each  
16 member municipality, public water district, township, State  
17 university, and county of the Municipal Joint Action Water  
18 Agency appointed by ordinance of the corporate authorities of  
19 the municipality, public water district, township, or county.  
20 Each Director shall have one vote, and shall meet the  
21 requirements of paragraphs (1) or (2), as applicable.

22 (1) Each Director shall be the Mayor or President of  
23 the member municipality, or the chairman of the board of  
24 trustees of the member public water district, the  
25 supervisor of the member township, the appointee of the  
26 State university, or the chairman of the county board or

1 chief executive officer of the member county or a county  
2 board member appointed by the chairman of the county board  
3 of the member county, appointing the Director; an elected  
4 member of the corporate authorities of that municipality,  
5 public water district, township, or county; or other  
6 elected official of the appointing municipality, public  
7 water district, township, or county. Any agreement  
8 establishing a Municipal Joint Action Water Agency shall  
9 specify the period during which a Director shall hold  
10 office and may provide for the appointment of Alternate  
11 Directors from member municipalities, public water  
12 districts, townships, or counties. The Board of Directors  
13 shall elect one Director to serve as Chairman, and shall  
14 elect persons, who need not be Directors, to such other  
15 offices as shall be designated in the agreement.

16 (2) For any Municipal Joint Action Water Agency  
17 established after the effective date of this amendatory  
18 Act of the 100th General Assembly, each Director shall  
19 either: (i) meet the qualifications specified under  
20 paragraph (1); or (ii) be an appointed official of a  
21 member municipality, public water district, township,  
22 State university, or county, as designated by ordinance or  
23 other official action, from time to time by the corporate  
24 authorities of the member municipality, public water  
25 district, township, State university, or county.

26 The Board of Directors shall determine the general policy

1 of the Municipal Joint Action Water Agency, shall approve the  
2 annual budget, shall make all appropriations (which may  
3 include appropriations made at any time in addition to those  
4 made in any annual appropriation document), shall approve all  
5 contracts for the purchase or sale of water, shall adopt any  
6 resolutions providing for the issuance of bonds or notes by  
7 the Agency, shall adopt its by-laws, rules and regulations,  
8 and shall have such other powers and duties as may be  
9 prescribed in the agreement. Such agreement may further  
10 specify those powers and actions of the Municipal Joint Action  
11 Water Agency which shall be authorized only upon votes of  
12 greater than a majority of all Directors or only upon consents  
13 of the corporate authorities of a certain number of member  
14 municipalities, public water districts, townships, State  
15 universities, or counties.

16 The agreement may provide for the establishment of an  
17 Executive Committee to consist of the municipal manager or  
18 other elected or appointed official of each member  
19 municipality, public water district, township, State  
20 university, or county, as designated by ordinance or other  
21 official action, from time to time by the corporate  
22 authorities of the member municipality, public water district,  
23 township, State university, or county, and may prescribe  
24 powers and duties of the Executive Committee for the efficient  
25 administration of the Agency.

26 (c) A Municipal Joint Action Water Agency established

1 pursuant to this Section 3.1 may plan, construct, improve,  
2 extend, acquire, finance (including the issuance of revenue  
3 bonds or notes as provided in this Section 3.1), operate,  
4 maintain, and contract for a joint waterworks or water supply  
5 system which may include, or may consist of, without  
6 limitation, facilities for receiving, storing, and  
7 transmitting water from any source for supplying water to  
8 member municipalities, public water districts, townships, or  
9 counties (including county special service areas created under  
10 the Special Service Area Tax Act and county service areas  
11 authorized under the Counties Code), or other public agencies,  
12 persons, or corporations. Facilities of the Municipal Joint  
13 Action Water Agency may be located within or without the  
14 corporate limits of any member municipality.

15 A Municipal Joint Action Water Agency shall have such  
16 powers as shall be provided in the agreement establishing it,  
17 which may include, but need not be limited to, the following  
18 powers:

19 (i) to sue or be sued;

20 (ii) to apply for and accept gifts or grants or loans  
21 of funds or property or financial or other aid from any  
22 public agency or private entity;

23 (iii) to acquire, hold, sell, lease as lessor or  
24 lessee, transfer or dispose of such real or personal  
25 property, or interests therein, as it deems appropriate in  
26 the exercise of its powers, and to provide for the use

1           thereof by any member municipality, public water district,  
2           township, or county;

3           (iv) to make and execute all contracts and other  
4           instruments necessary or convenient to the exercise of its  
5           powers (including contracts with member municipalities,  
6           with public water districts, with townships, and with  
7           counties on behalf of county service areas); and

8           (v) to employ agents and employees and to delegate by  
9           resolution to one or more of its Directors or officers  
10          such powers as it may deem proper.

11          Member municipalities, public water districts, townships,  
12          State universities, or counties may, for the purposes of, and  
13          upon request by, the Municipal Joint Action Water Agency,  
14          exercise the power of eminent domain available to them, convey  
15          property so acquired to the Agency for the cost of  
16          acquisition, and be reimbursed for all expenses related to  
17          this exercise of eminent domain power on behalf of the Agency.

18          All property, income and receipts of or transactions by a  
19          Municipal Joint Action Water Agency shall be exempt from all  
20          taxation, the same as if it were the property, income or  
21          receipts of or transaction by the member municipalities,  
22          public water districts, townships, State universities, or  
23          counties.

24          (d) A Municipal Joint Action Water Agency established  
25          pursuant to this Section 3.1 shall have the power to buy water  
26          and to enter into contracts with any person, corporation or

1 public agency (including any member municipality, public water  
2 district, township, or county) for that purpose. Any such  
3 contract made by an Agency for a supply of water may contain  
4 provisions whereby the Agency is obligated to pay for the  
5 supply of water without setoff or counterclaim and  
6 irrespective of whether the supply of water is ever furnished,  
7 made available or delivered to the Agency or whether any  
8 project for the supply of water contemplated by any such  
9 contract is completed, operable or operating and  
10 notwithstanding any suspension, interruption, interference,  
11 reduction or curtailment of the supply of water from such  
12 project. Any such contract may provide that if one or more of  
13 the other purchasers defaults in the payment of its  
14 obligations under such contract or a similar contract made  
15 with the supplier of the water one or more of the remaining  
16 purchasers party to such contract or such similar contract  
17 shall be required to pay for all or a portion of the  
18 obligations of the defaulting purchasers. No such contract may  
19 have a term in excess of 50 years.

20 A Municipal Joint Action Water Agency shall have the power  
21 to sell water and to enter into contracts with any person,  
22 corporation or public agency (including any member  
23 municipality, any public water district, any township, any  
24 State university, or any county on behalf of a county service  
25 area as set forth in this Section) for that purpose. No such  
26 contract may have a term in excess of 50 years. Any such

1 contract entered into to sell water to a public agency may  
2 provide that the payments to be made thereunder by such public  
3 agency shall be made solely from revenues to be derived by such  
4 public agency from the operation of its waterworks system or  
5 its combined waterworks and sewerage system. Any public agency  
6 so contracting to purchase water shall establish from time to  
7 time such fees and charges for its water service or combined  
8 water and sewer service as will produce revenues sufficient at  
9 all times to pay its obligations to the Agency under the  
10 purchase contract. Any such contract so providing shall not  
11 constitute indebtedness of such public agency so contracting  
12 to buy water within the meaning of any statutory or  
13 constitutional limitation. Any such contract of a public  
14 agency to buy water shall be a continuing, valid and binding  
15 obligation of such public agency payable from such revenues.

16 A Municipal Joint Action Water Agency shall establish fees  
17 and charges for the purchase of water from it or for the use of  
18 its facilities. No prior appropriation shall be required by  
19 either the Municipal Joint Action Water Agency or any public  
20 agency before entering into any contract authorized by this  
21 paragraph (d).

22 The changes in this Section made by this amendatory Act of  
23 1984 are intended to be declarative of existing law.

24 (e) 1. A Municipal Joint Action Water Agency established  
25 pursuant to this Section 3.1 may, from time to time, borrow  
26 money and, in evidence of its obligation to repay the

1 borrowing, issue its negotiable water revenue bonds or notes  
2 pursuant to this paragraph (e) for any of the following  
3 purposes: for paying costs of constructing, acquiring,  
4 improving or extending a joint waterworks or water supply  
5 system; for paying other expenses incident to or incurred in  
6 connection with such construction, acquisition, improvement or  
7 extension; for repaying advances made to or by the Agency for  
8 such purposes; for paying interest on the bonds or notes until  
9 the estimated date of completion of any such construction,  
10 acquisition, improvement or extension and for such period  
11 after the estimated completion date as the Board of Directors  
12 of the Agency shall determine; for paying financial, legal,  
13 administrative and other expenses of the authorization,  
14 issuance, sale or delivery of bonds or notes; for paying costs  
15 of insuring payment of the bonds or notes; for providing or  
16 increasing a debt service reserve fund with respect to any or  
17 all of the Agency's bonds or notes; and for paying, refunding  
18 or redeeming any of the Agency's bonds or notes before, after  
19 or at their maturity, including paying redemption premiums or  
20 interest accruing or to accrue on such bonds or notes being  
21 paid or redeemed or for paying any other costs in connection  
22 with any such payment or redemption.

23 2. Any bonds or notes issued pursuant to this paragraph  
24 (e) by a Municipal Joint Action Water Agency shall be  
25 authorized by a resolution of the Board of Directors of the  
26 Agency adopted by the affirmative vote of Directors from a

1 majority of the member municipalities, public water districts,  
2 townships, State universities, and counties, and any  
3 additional requirements as may be set forth in the agreement  
4 establishing the Agency. The authorizing resolution may be  
5 effective immediately upon its adoption. The authorizing  
6 resolution shall describe in a general way any project  
7 contemplated to be financed by the bonds or notes, shall set  
8 forth the estimated cost of the project and shall determine  
9 its period of usefulness. The authorizing resolution shall  
10 determine the maturity or maturities of the bonds or notes,  
11 the rate or rates at which the bonds or notes are to bear  
12 interest and all the other terms and details of the bonds or  
13 notes. All such bonds or notes shall mature within the period  
14 of estimated usefulness of the project with respect to which  
15 such bonds or notes are issued, as determined by the Board of  
16 Directors, but in any event not more than 50 years from their  
17 date of issue. The bonds and notes may bear interest, payable  
18 at such times, at a rate or rates not exceeding the maximum  
19 rate established in the Bond Authorization Act, as from time  
20 to time in effect. Bonds or notes of a Municipal Joint Action  
21 Water Agency shall be sold in such manner as the Board of  
22 Directors of the Agency shall determine, either at par or at a  
23 premium or discount, but such that the effective interest cost  
24 (excluding any redemption premium) to the Agency of the bonds  
25 or notes shall not exceed a rate equal to the rate of interest  
26 specified in the Act referred to in the preceding sentence.

1           The resolution authorizing the issuance of any bonds or  
2 notes pursuant to this paragraph (e) shall constitute a  
3 contract with the holders of the bonds and notes. The  
4 resolution may contain such covenants and restrictions with  
5 respect to the purchase or sale of water by the Agency and the  
6 contracts for such purchases or sales, the operation of the  
7 joint waterworks system or water supply system, the issuance  
8 of additional bonds or notes by the Agency, the security for  
9 the bonds and notes, and any other matters, as may be deemed  
10 necessary or advisable by the Board of Directors to assure the  
11 payment of the bonds or notes of the Agency.

12           3. The resolution authorizing the issuance of bonds or  
13 notes by a Municipal Joint Action Water Agency shall pledge  
14 and provide for the application of revenues derived from the  
15 operation of the Agency's joint waterworks or water supply  
16 system (including from contracts for the sale of water by the  
17 Agency) and investment earnings thereon to the payment of the  
18 cost of operation and maintenance of the system (including  
19 costs of purchasing water), to provision of adequate  
20 depreciation, reserve or replacement funds with respect to the  
21 system or the bonds or notes, and to the payment of principal,  
22 premium, if any, and interest on the bonds or notes of the  
23 Agency (including amounts for the purchase of such bonds or  
24 notes). The resolution shall provide that revenues of the  
25 Municipal Joint Action Water Agency so derived from the  
26 operation of the system, sufficient (together with other

1 receipts of the Agency which may be applied to such purposes)  
2 to provide for such purposes, shall be set aside as collected  
3 in a separate fund or funds and used for such purposes. The  
4 resolution may provide that revenues not required for such  
5 purposes may be used for any proper purpose of the Agency or  
6 may be returned to member municipalities.

7 Any notes of a Municipal Joint Action Water Agency issued  
8 in anticipation of the issuance of bonds by it may, in  
9 addition, be secured by a pledge of proceeds of bonds to be  
10 issued by the Agency, as specified in the resolution  
11 authorizing the issuance of such notes.

12 4. (i) Except as provided in clauses (ii) and (iii) of this  
13 subparagraph 4 of this paragraph (e), all bonds and notes of  
14 the Municipal Joint Action Water Agency issued pursuant to  
15 this paragraph (e) shall be revenue bonds or notes. Such  
16 revenue bonds or notes shall have no claim for payment other  
17 than from revenues of the Agency derived from the operation of  
18 its joint waterworks or water supply system (including from  
19 contracts for the sale of water by the Agency) and investment  
20 earnings thereon, from bond or note proceeds and investment  
21 earnings thereon, or from such other receipts of the Agency as  
22 the agreement establishing the Agency may authorize to be  
23 pledged to the payment of revenue bonds or notes, all as and to  
24 the extent as provided in the resolution of the Board of  
25 Directors authorizing the issuance of the revenue bonds or  
26 notes. Revenue bonds or notes issued by a Municipal Joint

1 Action Water Agency pursuant to this paragraph (e) shall not  
2 constitute an indebtedness of the Agency or of any member  
3 municipality, public water district, township, or county  
4 within the meaning of any constitutional or statutory  
5 limitation. It shall be plainly stated on each revenue bond  
6 and note that it does not constitute an indebtedness of the  
7 Municipal Joint Action Water Agency or of any member  
8 municipality, public water district, township, or county  
9 within the meaning of any constitutional or statutory  
10 limitation.

11 (ii) If the Agreement so provides and subject to the  
12 referendum provided for in clause (iii) of this subparagraph 4  
13 of this paragraph (e), the Municipal Joint Action Water Agency  
14 may borrow money for corporate purposes on the credit of the  
15 Municipal Joint Action Water Agency, and issue general  
16 obligation bonds therefor, in such amounts and form and on  
17 such conditions as it shall prescribe, but shall not become  
18 indebted in any manner or for any purpose in an amount  
19 including existing indebtedness in the aggregate which exceeds  
20 5.75% of the aggregate value of the taxable property within  
21 the boundaries of the participating municipalities, public  
22 water districts, townships, and county service areas within a  
23 member county determined by the governing body of the county  
24 by resolution to be served by the Municipal Joint Action Water  
25 Agency (including any territory added to the Agency after the  
26 issuance of such general obligation bonds), collectively

1 defined as the "Service Area", as equalized and assessed by  
2 the Department of Revenue and as most recently available at  
3 the time of the issue of said bonds. Before or at the time of  
4 incurring any such general obligation indebtedness, the  
5 Municipal Joint Action Water Agency shall provide for the  
6 collection of a direct annual tax, which shall be unlimited as  
7 to rate or amount, sufficient to pay the interest on such debt  
8 as it falls due and also to pay and discharge the principal  
9 thereof at maturity, which shall be within 40 years after the  
10 date of issue thereof. Such tax shall be levied upon and  
11 collected from all of the taxable property within the  
12 territorial boundaries of such Service Area at the time of the  
13 referendum provided for in clause (iii) and shall be levied  
14 upon and collected from all taxable property within the  
15 boundaries of any territory subsequently added to the Service  
16 Area. Dissolution of the Municipal Joint Action Water Agency  
17 for any reason shall not relieve the taxable property within  
18 such Service Area from liability for such tax. Liability for  
19 such tax for property transferred to or released from such  
20 Service Area shall be determined in the same manner as for  
21 general obligation bonds of such county, if in an  
22 unincorporated area, and of such municipality, if within the  
23 boundaries thereof. The clerk or other officer of the  
24 Municipal Joint Action Water Agency shall file a certified  
25 copy of the resolution or ordinance by which such bonds are  
26 authorized to be issued and such tax is levied with the County

1 Clerk or Clerks of the county or counties containing the  
2 Service Area, and such filing shall constitute, without the  
3 doing of any other act, full and complete authority for such  
4 County Clerk or Clerks to extend such tax for collection upon  
5 all the taxable property within the Service Area subject to  
6 such tax in each and every year, as required, in amounts  
7 sufficient to pay the principal of and interest on such bonds,  
8 as aforesaid, without limit as to rate or amount. Such tax  
9 shall be in addition to and in excess of all other taxes  
10 authorized to be levied by the Municipal Joint Action Water  
11 Agency or by such county, municipality, township, or public  
12 water district. The issuance of such general obligation bonds  
13 shall be subject to the other provisions of this paragraph  
14 (e), except for the provisions of clause (i) of this  
15 subparagraph 4.

16 (iii) No issue of general obligation bonds of the  
17 Municipal Joint Action Water Agency (except bonds to refund an  
18 existing bonded indebtedness) shall be authorized unless the  
19 Municipal Joint Action Water Agency certifies the proposition  
20 of issuing such bonds to the proper election authorities, who  
21 shall submit the proposition to the voters in the Service Area  
22 at an election in accordance with the general election law,  
23 and the proposition has been approved by a majority of those  
24 voting on the proposition.

25 The proposition shall be substantially in the following  
26 form:

1 -----

2 Shall general obligation  
3 bonds for the purpose of (state  
4 purpose), in the sum not to  
5 exceed \$....(insert amount),  
6 be issued by the .....

Yes

-----

7 (insert corporate name of the  
8 Municipal Joint Action Water  
9 Agency)?

No

10 -----

11 5. As long as any bonds or notes of a Municipal Joint  
12 Action Water Agency created pursuant to this Section 3.1 are  
13 outstanding and unpaid, the Agency shall not terminate or  
14 dissolve and, except as permitted by the resolution or  
15 resolutions authorizing outstanding bonds or notes, no member  
16 municipality, public water district, township, or county may  
17 withdraw from the Agency. While any such bonds or notes are  
18 outstanding, all contracts for the sale of water by the Agency  
19 to member municipalities, public water districts, townships,  
20 or counties shall be irrevocable except as permitted by the  
21 resolution or resolutions authorizing such bonds or notes. The  
22 Agency shall establish fees and charges for its operations  
23 sufficient to provide adequate revenues to meet all of the  
24 requirements under its various resolutions authorizing bonds  
25 or notes.

26 6. A holder of any bond or note issued pursuant to this

1 paragraph (e) may, in any civil action, mandamus or other  
2 proceeding, enforce and compel performance of all duties  
3 required to be performed by the Agency or such counties, as  
4 provided in the authorizing resolution, or by any of the  
5 public agencies contracting with the Agency to purchase water,  
6 including the imposition of fees and charges, the collection  
7 of sufficient revenues and the proper application of revenues  
8 as provided in this paragraph (e) and the levying, extension  
9 and collection of such taxes.

10 7. In addition, the resolution authorizing any bonds or  
11 notes issued pursuant to this paragraph (e) may provide for a  
12 pledge, assignment, lien or security interest, for the benefit  
13 of the holders of any or all bonds or notes of the Agency, (i)  
14 on any or all revenues derived from the operation of the joint  
15 waterworks or water supply system (including from contracts  
16 for the sale of water) and investment earnings thereon or (ii)  
17 on funds or accounts securing the payment of the bonds or notes  
18 as provided in the authorizing resolution. In addition, such a  
19 pledge, assignment, lien or security interest may be made with  
20 respect to any receipts of the Agency which the agreement  
21 establishing the Agency authorizes it to apply to payment of  
22 bonds or notes. Any such pledge, assignment, lien or security  
23 interest for the benefit of holders of bonds or notes shall be  
24 valid and binding from the time the bonds or notes are issued,  
25 without any physical delivery or further act, and shall be  
26 valid and binding as against or prior to any claims of any

1 other party having any claims of any kind against the Agency  
2 irrespective of whether such other parties have notice of such  
3 pledge, assignment, lien or security interest.

4 A resolution of a Municipal Joint Water Agency authorizing  
5 the issuance of bonds or notes pursuant to this paragraph (e)  
6 may provide for the appointment of a corporate trustee with  
7 respect to any or all of such bonds or notes (which trustee may  
8 be any trust company or state or national bank having the power  
9 of a trust company within Illinois). In that event, the  
10 resolution shall prescribe the rights, duties and powers of  
11 the trustee to be exercised for the benefit of the Agency and  
12 the protection of the holders of such bonds or notes. The  
13 resolution may provide for the trustee to hold in trust,  
14 invest and use amounts in funds and accounts created as  
15 provided in the resolution. The resolution authorizing the  
16 bonds or notes may provide for the assignment and direct  
17 payment to the trustee of amounts owed by public agencies to  
18 the Municipal Joint Action Water Agency under water sales  
19 contracts for application by the trustee to the purposes for  
20 which such revenues are to be used as provided in this  
21 paragraph (e) and as provided in the authorizing resolution.  
22 Upon receipt of notice of such assignment, the public agency  
23 shall thereafter make the assigned payments directly to such  
24 trustee.

25 Nothing in this Section authorizes a Joint Action Water  
26 Agency to provide water service directly to residents within a

1 municipality or in territory within one mile or less of the  
2 corporate limits of a municipality that operates a public  
3 water supply unless the municipality has consented in writing  
4 to such service being provided.

5 (f) For fiscal years beginning before January 1, 2028,  
6 notwithstanding any other provision of law, the operations and  
7 fiscal activities of each municipal joint action water agency  
8 are subject to the Governmental Account Audit Act.

9 (g) For fiscal years beginning after December 31, 2027,  
10 notwithstanding any other provision of law, the operations and  
11 fiscal activities of each municipal joint action water agency  
12 are subject to the Government Reporting Enhancement and  
13 Transparency Act.

14 (Source: P.A. 100-1076, eff. 8-24-18.)

15 (5 ILCS 220/10 new)

16 Sec. 10. Government Reporting Enhancement and Transparency  
17 Act.

18 (a) Any separate legal entity, whether currently existing  
19 or created in the future, that is established by a public  
20 agency subject to the Government Reporting Enhancement and  
21 Transparency Act shall also be subject to the Government  
22 Reporting Enhancement and Transparency Act for fiscal years  
23 beginning after December 31, 2027.

24 (b) For fiscal years ending before January 1, 2028,  
25 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of the wastewater  
2 treatment authority established by the City of West Chicago  
3 and Village of Winfield shall be subject to the Governmental  
4 Account Audit Act.

5 (c) For fiscal years beginning after December 31, 2027,  
6 the operations and fiscal activities of the wastewater  
7 treatment authority established by the City of West Chicago  
8 and Village of Winfield shall be subject to the Government  
9 Reporting Enhancement and Transparency Act.

10 Section 900-10. The State Comptroller Act is amended by  
11 changing Section 23.7 as follows:

12 (15 ILCS 405/23.7)

13 Sec. 23.7. Comptroller; local government and school  
14 district registry.

15 (a) Through December 31, 2027, the ~~The~~ Comptroller shall  
16 establish and maintain a registry of all units of local  
17 government and school districts within the State. Within 60  
18 days following the creation or dissolution of a unit of local  
19 government or school district, each county clerk shall provide  
20 to the Comptroller information for the registry in a manner  
21 prescribed by the Comptroller. Information in the registry may  
22 include, but shall not be limited to, the name, address, and  
23 type of government unit, the names of current elected or  
24 appointed office holders, and such other information as the

1 Comptroller may determine. Each county clerk shall notify the  
2 Comptroller upon learning of the creation or dissolution of  
3 any unit of local government or school district.

4 (b) On and after January 1, 2028, the Comptroller shall  
5 maintain a registry of local governments in accordance with  
6 the Government Reporting Enhancement and Transparency Act.

7 (Source: P.A. 101-34, eff. 6-28-19.)

8 Section 900-15. The Property Tax Code is amended by adding  
9 Section 2-23 as follows:

10 (35 ILCS 200/2-23 new)

11 Sec. 2-23. Government Reporting Enhancement and  
12 Transparency Act.

13 (a) For fiscal years ending before January 1, 2028,  
14 notwithstanding any other provision of law to the contrary,  
15 the operations and fiscal activities of each multi-township  
16 assessment district shall be subject to the Governmental  
17 Account Audit Act.

18 (b) For fiscal years beginning after December 31, 2027,  
19 notwithstanding any other provision of law to the contrary,  
20 the operations and fiscal activities of each multi-township  
21 assessment district shall be subject to the Government  
22 Reporting Enhancement and Transparency Act.

23 (35 ILCS 200/30-30 rep.)

1 (35 ILCS 200/30-31 rep.)

2 Section 900-17. The Property Tax Code is amended by  
3 repealing Sections 30-30 and 30-31.

4 Section 900-20. The Public Building Commission Act is  
5 amended by changing Section 10 as follows:

6 (50 ILCS 20/10) (from Ch. 85, par. 1040)

7 Sec. 10. Government Reporting Enhancement and Transparency  
8 Act.

9 (a) A Public Building Commission shall provide for the  
10 proper safekeeping of its records, subject to the provisions  
11 of the "The Local Records Act", ~~enacted by the Seventy-second~~  
12 ~~General Assembly~~, and shall keep a minute book for the  
13 recording of the corporate action of the Board of  
14 Commissioners. A complete record of the meetings and  
15 proceedings of the Board of Commissioners shall be kept in  
16 such minute book and such minutes shall be signed by the  
17 Secretary of the Public Building Commission. The Commission  
18 shall keep a true and accurate account of its receipts and  
19 disbursements and an annual audit shall be made of its books,  
20 records and accounts for fiscal years ending before January 1,  
21 2028. The audit shall be presented annually for review to each  
22 governing body under whose resolution the Commission is  
23 organized. If an audit is not presented on an annual basis, any  
24 or all governing bodies under whose resolutions the Commission

1 is organized may order their own audit of the Commission's  
2 books, records, and accounts. The Commission shall cooperate  
3 by providing all requested documentation. When an audit is  
4 conducted at the direction of a governing body, no more than  
5 one audit shall be conducted for all governing bodies under  
6 whose resolutions the Commission is organized and the audit  
7 shall be paid for from Commission funds. All officers and  
8 employees authorized to receive or retain the custody of money  
9 or to sign vouchers, checks, warrants, or evidences of  
10 indebtedness on behalf of the Commission, shall furnish surety  
11 bond for the faithful performance of their duties and the  
12 faithful accounting of all monies that may come into their  
13 hands, in an amount to be fixed and in a form to be approved by  
14 the Board of Commissioners.

15 (b) For fiscal years beginning after December 31, 2027,  
16 notwithstanding any other provision of law to the contrary,  
17 the operations and fiscal activities of a Commission shall be  
18 subject to the Government Reporting Enhancement and  
19 Transparency Act.

20 (Source: P.A. 90-702, eff. 8-7-98.)

21 Section 900-25. The Local Government Financial Statement  
22 Act is amended by changing Section 1 as follows:

23 (50 ILCS 305/1) (from Ch. 85, par. 601)

24 Sec. 1. Through December 31, 2027, the ~~The~~ corporate

1 authorities of all counties and municipal corporations and all  
2 public officers who in the discharge of their official duties  
3 receive all or any part of their funds from the County  
4 Collector or the County Treasurer and all fee officers other  
5 than city or village treasurers or municipal officers who are  
6 required to file an annual report, which report is required to  
7 be published, shall furnish as herein provided, within 60 days  
8 after January 1st and July 1st of each year a sworn, detailed  
9 and itemized statement of all receipts and expenditures of any  
10 character for the preceding 6 months and showing the names,  
11 addresses, positions and salaries of every employee of the  
12 county office or municipal corporation.

13 A copy of such statement shall be furnished for reference,  
14 on request, to all daily newspapers published in each city, in  
15 such county, and to the city library of each city. Copies shall  
16 also be furnished to the clerk of the circuit court or to the  
17 clerk of such municipal corporation, respectively, such copies  
18 to be kept available for inspection by persons applying  
19 therefor. The governing body of any such county or municipal  
20 corporation may direct the publication of such reports,  
21 respectively, in one or more daily newspapers respectively  
22 published therein, and the city council of cities of 300,000  
23 or more population shall so direct the publication thereof.

24 Nothing in this Act shall apply to the corporate  
25 authorities or any officer of a county which has a population  
26 of more than 3,000,000.

1 (Source: P.A. 86-412.)

2 Section 900-30. The Governmental Account Audit Act is  
3 amended by changing Section 4.5 and by adding Sections 7.5 and  
4 10.5 as follows:

5 (50 ILCS 310/4.5)

6 Sec. 4.5. Comptroller's Audit Expense Revolving Fund.  
7 There is created the Comptroller's Audit Expense Revolving  
8 Fund as a special fund to be held by the State Treasurer, ex  
9 officio, as custodian, but separate and apart from the funds  
10 in the State treasury. The following moneys shall be deposited  
11 into that Fund:

12 (1) All moneys received by the Comptroller for  
13 reimbursement of the Comptroller's cost of performing  
14 audits and preparing or completing reports under Section 4  
15 of this Act, Section 6-31004 of the Counties Code, or  
16 Section 8-8-4 of the Illinois Municipal Code.

17 (2) All moneys appropriated to that Fund by the  
18 General Assembly.

19 Expenditures from the Fund shall be made on vouchers  
20 signed by the Comptroller, for the sole purpose of paying the  
21 Comptroller's cost of performing audits and preparing or  
22 completing reports under Section 4 of this Act, Section  
23 6-31004 of the Counties Code, or Section 8-8-4 of the Illinois  
24 Municipal Code.

1           The State Treasurer shall invest moneys in the Fund in the  
2 same manner and subject to the same restrictions as moneys in  
3 the State treasury.

4           Notwithstanding any other provision of law to the  
5 contrary, on June 30, 2030, or as soon thereafter as  
6 practical, the State Comptroller shall direct and the State  
7 Treasurer shall transfer the remaining balance from the  
8 Comptroller's Audit Expense Revolving Fund into the  
9 Comptroller's Administrative Fund. Upon completion of the  
10 transfer, the Comptroller's Audit Expense Revolving Fund is  
11 dissolved, and any future deposits due to that Fund and any  
12 outstanding obligations or liabilities of that Fund shall pass  
13 to the Comptroller's Administrative Fund.

14           (Source: P.A. 88-280.)

15           (50 ILCS 310/7.5 new)

16           Sec. 7.5. Delinquent reports.

17           (a) In this Section:

18           "CPA firm" means a sole proprietorship, corporation,  
19 registered limited liability company, partnership,  
20 professional service corporation, or any other form of  
21 organization issued a license in accordance with the Illinois  
22 Public Accounting Act or a CPA firm authorized to use the CPA  
23 firm title under Section 5.2 of the Illinois Public Accounting  
24 Act.

25           "Responsible officials" means the elected or appointed

1 persons charged with governance and the responsibility for  
2 overseeing the strategic direction of the governmental unit  
3 and the obligations related to the accountability of the  
4 governmental unit.

5 (b) On or after March 15, 2027, if a governmental unit  
6 fails to comply with the requirements of this Act or any other  
7 State law mandating the governmental unit to undergo an audit  
8 and is more than 63 days late in meeting its reporting  
9 obligations, after considering any extensions granted by the  
10 Comptroller, the Comptroller shall review the governmental  
11 unit's actions. The review shall assess whether the  
12 governmental unit is taking appropriate corrective action to  
13 bring itself into compliance with the provisions of this Act.

14 (c) If the Comptroller's review determines the  
15 governmental unit is implementing appropriate corrective  
16 action in a timely manner, then the Comptroller shall

17 (1) communicate the delay in writing to the  
18 governmental unit's responsible officials and the  
19 Comptroller shall post the written letter on the  
20 Comptroller's primary website;

21 (2) review the governmental unit's actions taken at  
22 least every 28 days until either:

23 (A) the governmental unit complies with this Act;

24 or

25 (B) the Comptroller determines the governmental  
26 unit is not implementing appropriate corrective action

1           in a timely manner.

2           (d) If the Comptroller determines that the governmental  
3 unit is not implementing appropriate corrective action in a  
4 timely manner, then the Comptroller shall communicate the  
5 delay in writing to the governmental unit's responsible  
6 officials and the Comptroller shall post the written letter on  
7 the Comptroller's primary website.

8           (e) The Comptroller may waive, in whole or in part, the  
9 requirements of this Act or any other State law, except the  
10 requirements of the Government Reporting Enhancement and  
11 Transparency Act mandating the governmental unit to undergo an  
12 audit, if the waiver is granted in writing and sets forth the  
13 specific grounds supporting the determination.

14           A written waiver may be granted upon a finding by the  
15 Comptroller that exigent circumstances exist that materially  
16 prevent the governmental unit from complying with the  
17 requirements of this Act or any other State law except the  
18 requirements of the Government Reporting Enhancement and  
19 Transparency Act mandating the governmental unit to undergo a  
20 financial audit. Exigent circumstances include, but are not  
21 limited to, (i) the complete or substantial destruction of the  
22 governmental unit's financial or administrative records due to  
23 fire, flood, natural disaster, cyber incident, or other  
24 catastrophic event; (ii) the sudden dissolution, closure, or  
25 legal incapacity of the governmental unit; (iii) the seizure,  
26 impoundment, or restriction of access to records resulting

1 from judicial authorized law enforcement activity; (iv) the  
2 existence of conditions that would materially limit, restrict,  
3 or impair the scope of the engagement such that it is  
4 impracticable or impossible to satisfy the requirements  
5 prescribed by this Act; or (v) any other extraordinary event  
6 or circumstance that renders compliance impracticable.

7 Any written waiver granted by the Comptroller shall be  
8 limited in duration to the period reasonably necessary to  
9 address the exigent circumstances; to specify whether the  
10 written waiver applies to all or only certain requirements of  
11 the requirements of this Act or any other State law, except the  
12 requirements of the Government Reporting Enhancement and  
13 Transparency Act mandating the governmental unit to undergo a  
14 financial audit; and to include any conditions, alternative  
15 requirements, or remedial measures the Comptroller deems  
16 appropriate to protect the public interest.

17 Any written waiver granted by the Comptroller shall be  
18 posted on the Comptroller's primary website and shall be  
19 delivered by certified mail, return receipt requested, to (i)  
20 the responsible officials of the governmental unit and (ii)  
21 each member of the General Assembly whose legislative district  
22 includes all or any portion of the territory within the  
23 jurisdiction of the governmental unit.

24 The Comptroller's determination under this Section is  
25 final.

1 (50 ILCS 310/10.5 new)

2 Sec. 10.5. Operability. Notwithstanding any other  
3 provision of this Act to the contrary, the provisions of this  
4 Act shall only apply to reports for fiscal years ending before  
5 January 1, 2028.

6 Section 900-35. The Counties Code is amended by changing  
7 Sections 6-31003, 6-31004, 6-31005, 6-31006, 6-31008, 6-31009,  
8 6-31010, 6-31011, 6-31012, and 6-31013 and by adding Section  
9 6-31007 as follows:

10 (55 ILCS 5/6-31003) (from Ch. 34, par. 6-31003)

11 Sec. 6-31003. Annual audits and reports. For fiscal years  
12 ending before January 1, 2028, ~~The~~ county board of each county  
13 shall cause an audit of all of the funds and accounts of the  
14 county to be performed annually by an auditor or auditors  
15 chosen by the county board or by an auditor or auditors  
16 retained by the Comptroller, as hereinafter provided. In  
17 addition, each county shall file with the Comptroller a  
18 financial report containing information required by the  
19 Comptroller. Such financial report shall be on a form so  
20 designed by the Comptroller as not to require professional  
21 accounting services for its preparation. All audits and  
22 reports to be filed with the Comptroller under this Section  
23 must be submitted electronically and the Comptroller must post  
24 the audits and reports on the Internet no later than 45 days

1 after they are received. If the county provides the  
2 Comptroller's Office with sufficient evidence that the audit  
3 or report cannot be filed electronically, the Comptroller may  
4 waive this requirement. The Comptroller must also post a list  
5 of counties that are not in compliance with the reporting  
6 requirements set forth in this Section.

7 Any financial report under this Section shall include the  
8 name of the purchasing agent who oversees all competitively  
9 bid contracts. If there is no purchasing agent, the name of the  
10 person responsible for oversight of all competitively bid  
11 contracts shall be listed.

12 The audit shall commence as soon as possible after the  
13 close of each fiscal year and shall be completed within 180  
14 days after the close of such fiscal year, unless an extension  
15 of time is granted by the Comptroller in writing. Such  
16 extension of time shall not exceed 60 days. When the auditor or  
17 auditors have completed the audit a full report thereof shall  
18 be made and not less than 2 copies of each audit report shall  
19 be submitted to the county board. Each audit report shall be  
20 signed by the auditor performing the audit and shall include  
21 only financial information, findings and conclusions that are  
22 adequately supported by evidence in the auditor's working  
23 papers to demonstrate or prove, when called upon, the basis  
24 for the matters reported and their correctness and  
25 reasonableness. In connection with this, each county board  
26 shall retain the right of inspection of the auditor's working

1 papers and shall make them available to the Comptroller, or  
2 his designee, upon request.

3       Within 60 days of receipt of an audit report, each county  
4 board shall file one copy of each audit report and each  
5 financial report with the Comptroller and any comment or  
6 explanation that the county board may desire to make  
7 concerning such audit report may be attached thereto. An audit  
8 report which fails to meet the requirements of this Division  
9 shall be rejected by the Comptroller and returned to the  
10 county board for corrective action. One copy of each such  
11 report shall be filed with the county clerk of the county so  
12 audited.

13       This Section is a limitation under subsection (i) of  
14 Section 6 of Article VII of the Illinois Constitution on the  
15 concurrent exercise by home rule counties of powers and  
16 functions exercised by the State.

17 (Source: P.A. 101-419, eff. 1-1-20.)

18       (55 ILCS 5/6-31004) (from Ch. 34, par. 6-31004)

19       Sec. 6-31004. Overdue reports.

20       (a) In the event the required reports for a county are not  
21 filed with the Comptroller in accordance with Section 6-31003  
22 within 180 days after the close of the fiscal year of the  
23 county, the Comptroller shall notify the county board in  
24 writing that the reports are due, and may also grant an  
25 extension of time of up to 60 days for the filing of the

1 reports. In the event the required reports are not filed  
2 within the time specified in such written notice, the  
3 Comptroller shall cause the audit to be performed and the  
4 audit report prepared by an auditor or auditors.

5 (b) The Comptroller may decline to order an audit and the  
6 preparation of an audit report if an initial examination of  
7 the books and records of the governmental unit indicates that  
8 the books and records of the governmental unit are inadequate  
9 or unavailable due to the passage of time or the occurrence of  
10 a natural disaster.

11 (c) The State Comptroller may grant extensions for  
12 delinquent audits or reports. The Comptroller may charge a  
13 county a fee for a delinquent audit or report of \$5 per day for  
14 the first 15 days past due, \$10 per day for 16 through 30 days  
15 past due, \$15 per day for 31 through 45 days past due, and \$20  
16 per day for the 46th day and every day thereafter. These  
17 amounts may be reduced at the Comptroller's discretion. All  
18 fees collected under this subsection (c) shall be deposited  
19 into the Comptroller's Administrative Fund.

20 (d) This Section only applies to audits for fiscal years  
21 ending before January 1, 2028.

22 (Source: P.A. 101-419, eff. 1-1-20.)

23 (55 ILCS 5/6-31005) (from Ch. 34, par. 6-31005)

24 Sec. 6-31005. Funds managed by county officials. For  
25 officials that leave office prior to January 1, 2027, in ~~in~~

1 addition to any other audit required by this Division, the  
2 County Board shall cause an audit to be made of all funds and  
3 accounts under the management or control of a county official  
4 as soon as possible after such official leaves office for any  
5 reason. The audit shall be filed with the county board not  
6 later than 180 days after the official leaves office. The  
7 audit shall be performed and the audit report shall be  
8 prepared and filed with the Chairman of the County Board by an  
9 auditor.

10 As used in this Section, "county official" means any  
11 elected county officer or any officer appointed by the county  
12 board who is charged with the management or control of any  
13 county funds; and "audit" means a post facto examination of  
14 books, documents, records, and other evidence relating to the  
15 obligation, receipt, expenditure or use of public funds of the  
16 county, including governmental operations relating to such  
17 obligations, receipt, expenditure or use.

18 (Source: P.A. 101-419, eff. 1-1-20.)

19 (55 ILCS 5/6-31006) (from Ch. 34, par. 6-31006)

20 Sec. 6-31006. Audit report.

21 (a) Prior to fiscal year 2019, the audit report shall  
22 contain statements that are in conformity with generally  
23 accepted public accounting principles or other comprehensive  
24 basis of accounting and shall set forth the financial position  
25 and the results of financial operations for each fund,

1 account, and office of the county government. The audit report  
2 shall also include the professional opinion of the auditor or  
3 auditors with respect to the financial status and operations  
4 or, if an opinion cannot be expressed, a declaration that such  
5 auditor is unable to express such opinion and an explanation  
6 of the reasons he or she cannot do so. Each audit report shall  
7 include the certification of the auditor or auditors making  
8 the audit that the audit has been performed in compliance with  
9 generally accepted auditing standards. Each audit report filed  
10 with the Comptroller shall be accompanied by a copy of each  
11 official statement or other offering of materials prepared in  
12 connection with the issuance of indebtedness of the county  
13 since the filing of the last audit report.

14 (b) For fiscal year 2019 and each fiscal year thereafter  
15 through the fiscal year ending immediately preceding January  
16 1, 2028, the audit report shall contain statements that set  
17 forth the financial position and the results of financial  
18 operations for financial statements for governmental  
19 activities, business-type activities, discretely presented  
20 component units, and each major fund and aggregated nonmajor  
21 funds for each fund, account, and office of the county  
22 government. The audit report shall include the professional  
23 opinion or opinions of an auditor or auditors with respect to  
24 the financial status and statements or, if an opinion cannot  
25 be expressed, a declaration that the auditor is unable to  
26 express an opinion and an explanation of the reasons he or she

1 cannot do so. Each auditor's report shall include the  
2 representation of the auditor or auditors conducting the audit  
3 that the audit has been performed in accordance with generally  
4 accepted auditing standards. Each audit report filed with the  
5 Comptroller shall be accompanied by a copy of each official  
6 statement or other offering of materials prepared in  
7 connection with the issuance of indebtedness of the county  
8 since the filing of the last audit report.

9 (c) For fiscal year 2019 and each fiscal year thereafter  
10 through the fiscal year ending immediately preceding January  
11 1, 2028, audit reports shall contain financial statements  
12 prepared in accordance with generally accepted accounting  
13 principles and audited in conformity with generally accepted  
14 auditing standards if the last audit report filed preceding  
15 fiscal year 2019 expressed an unmodified or modified opinion  
16 by the auditor that the financial statements were presented in  
17 accordance with generally accepted accounting principles.

18 (d) For fiscal year 2019 and each fiscal year thereafter  
19 through the fiscal year ending immediately preceding January  
20 1, 2028, audit reports containing financial statements  
21 prepared in accordance with an other comprehensive basis of  
22 accounting may follow the best practices and guidelines  
23 outlined by the American Institute of Certified Public  
24 Accountants and shall be audited in accordance with generally  
25 accepted auditing standards. If the county board of a county  
26 submits an audit report containing financial statements

1 prepared in accordance with generally accepted accounting  
2 principles, thereafter all future audit reports shall also  
3 contain financial statements prepared in accordance with  
4 generally accepted accounting principles.

5 (e) For fiscal years ending before January 1, 2028, audits  
6 ~~Audits~~ may be made on financial statements prepared using  
7 either an accrual or cash basis of accounting, depending upon  
8 the system followed by the county, and audit reports shall  
9 comply with this Section.

10 (Source: P.A. 100-837, eff. 8-13-18; 101-419, eff. 1-1-20.)

11 (55 ILCS 5/6-31007 new)

12 Sec. 6-31007. Transitional agreed-upon engagements.

13 (a) No later than 10 days after certification of the  
14 election results after October 31, 2026, the county board  
15 chairperson, county board president, or county executive shall  
16 notify newly elected countywide officials of the option for an  
17 independent CPA or CPA firm, as those terms are defined in  
18 Section 0.03 of the Illinois Public Accounting Act, to conduct  
19 transitional agreed-upon procedures at the county's expense.  
20 The county board shall pay all costs associated with these  
21 agreed-upon procedures. The agreed-upon procedures shall  
22 assist users in understanding if funds received or funds  
23 expended during the current fiscal year by the official for  
24 whom the newly elected official is taking over were consistent  
25 with the county board's financial allocations to that official

1 and applicable laws, rules, and regulations.

2 (b) A home rule county shall not regulate transitional  
3 agreed-upon engagements in a manner inconsistent with this  
4 Section. This Section is a limitation under subsection (i) of  
5 Section 6 of Article VII of the Illinois Constitution on the  
6 concurrent exercise by home rule units of powers and functions  
7 exercised by the State

8 (55 ILCS 5/6-31008) (from Ch. 34, par. 6-31008)

9 Sec. 6-31008. Expenses of audit. The expenses of  
10 conducting the audit and making the required audit report or  
11 financial statement for each county, whether ordered by the  
12 county board or the Comptroller, shall be paid by the county  
13 and the county board shall make provisions for such payment.  
14 If the audit is made by an auditor or auditors retained by the  
15 Comptroller, the county, through the county board, shall pay  
16 to the Comptroller reasonable compensation and expenses to  
17 reimburse him for the cost of making such audit. Moneys paid to  
18 the Comptroller pursuant to the preceding sentence shall be  
19 deposited into the Comptroller's Audit Expense Revolving Fund.

20 Such expenses shall be paid from the general corporate  
21 fund of the county.

22 Contracts for the performance of audits required by this  
23 Division may be entered into without competitive bidding.

24 This Section only applies to fiscal years ending before  
25 January 1, 2028.

1 (Source: P.A. 101-419, eff. 1-1-20.)

2 (55 ILCS 5/6-31009) (from Ch. 34, par. 6-31009)

3 Sec. 6-31009. Public records. For fiscal years ending  
4 before January 1, 2028, all ~~All~~ audit reports and financial  
5 statements are public records and shall be open to public  
6 inspection. The clerk of the county board shall furnish a copy  
7 of the audit report or financial statement to any person  
8 making a request and paying the fee therefor. The fee shall be  
9 set by the county board and shall not exceed \$15.

10 (Source: P.A. 86-962.)

11 (55 ILCS 5/6-31010) (from Ch. 34, par. 6-31010)

12 Sec. 6-31010. Construction. The provisions of this  
13 Division and the Government Reporting Enhancement and  
14 Transparency Act shall not be construed to relieve any officer  
15 of any duty otherwise required of him by law with relation to  
16 the auditing, management, collection or disbursement of public  
17 funds. Failure of the county board to comply with any of the  
18 provisions of this Division shall not affect the legality of  
19 any taxes levied by the county board.

20 (Source: P.A. 86-962.)

21 (55 ILCS 5/6-31011) (from Ch. 34, par. 6-31011)

22 Sec. 6-31011. Audit committee. The corporate authorities  
23 of a county may establish an audit committee, and may appoint

1 members of the corporate authority or other appropriate  
2 officers to the committee, to review audit reports prepared  
3 under this Division, the Government Reporting Enhancement and  
4 Transparency Act, and any other financial reports and  
5 documents, including management letters prepared by or on  
6 behalf of the county.

7 (Source: P.A. 86-962.)

8 (55 ILCS 5/6-31012)

9 Sec. 6-31012. Audit report disclosure. Each fiscal year  
10 through the fiscal year ending immediately preceding January  
11 1, 2028, within 60 days of the close of an audit under this  
12 Division, the auditor conducting the audit of all of the funds  
13 and accounts of a county shall do each of the following:

14 (1) Provide a copy of any management letter and a copy  
15 of any audited financial statements to each member of the  
16 county board. If the county maintains an Internet website,  
17 the county board shall post this information to its  
18 website.

19 (2) Present the information from the audit to the  
20 county board either in person or by a live phone or web  
21 connection during a public meeting.

22 (Source: P.A. 98-738, eff. 1-1-15.)

23 (55 ILCS 5/6-31013)

24 Sec. 6-31013. Transitional audits.

1           (a) No later than 10 days after certification of the  
2 election results through October 31, 2026, the county board  
3 chairperson, county board president, or county executive shall  
4 notify newly elected countywide officials of the option for an  
5 auditor to conduct a transitional audit at the county's  
6 expense. An elected county auditor shall conduct the audit  
7 upon a request of the newly elected countywide official. In a  
8 county that does not have an elected county auditor, the newly  
9 elected countywide official may hire a qualified auditing  
10 firm. The county board shall pay all costs associated with an  
11 audit. The transitional audit shall examine funds expended by  
12 the official for whom the newly elected official is taking  
13 over and report if the expended funds were consistent with the  
14 county board's financial allocations to that official.

15           (b) A county board shall give the option for a  
16 transitional financial audit to all county officials elected  
17 in or after November 2016 through September 30, 2026.

18           (c) A home rule county shall not regulate transitional  
19 audits in a manner inconsistent with this Section. This  
20 Section is a limitation under subsection (i) of Section 6 of  
21 Article VII of the Illinois Constitution on the concurrent  
22 exercise by home rule units of powers and functions exercised  
23 by the State.

24           (Source: P.A. 101-544, eff. 8-23-19.)

25           Section 900-40. The Township Code is amended by changing

1 Sections 80-20, 80-65, and 205-90 as follows:

2 (60 ILCS 1/80-20)

3 Sec. 80-20. Independent audit of accounts.

4 (a) All accounts audited under this Article (and those  
5 rejected, if any) shall be delivered with the certificate of  
6 the trustees (or a majority of them) to the township clerk, who  
7 shall keep them on file for the inspection of any of the  
8 inhabitants of the township. They shall also be produced by  
9 the township clerk at the next annual meeting and shall be read  
10 at the meeting by the clerk.

11 (b) For fiscal years ending before January 1, 2028, in ~~in~~  
12 townships that receive revenue of \$850,000 or more during any  
13 fiscal year, exclusive of road funds, the township board shall  
14 have the accounts and all records of the township thoroughly  
15 audited by a certified public accountant within 6 months after  
16 the close of each fiscal year. The board shall have a copy of  
17 the accountant's report and recommendations filed with the  
18 township clerk and another copy filed with the county clerk  
19 for public inspection.

20 (c) For fiscal years ending before January 1, 2028, in ~~in~~  
21 townships that receive revenue of less than \$850,000 during  
22 any fiscal year, exclusive of road funds, the township board  
23 shall have the accounts and all records of the township  
24 audited and inspected by an independent auditing committee  
25 composed of 3 township electors chosen by the board. The audit

1 shall be completed within 6 months after the close of each  
2 fiscal year. A copy of the auditing committee's report and  
3 recommendations shall be filed with the township clerk and  
4 another copy shall be filed with the county clerk for public  
5 inspection. The auditing committee shall not contain any  
6 member of the township board or any person related to a  
7 trustee. Members of the auditing committee shall be proficient  
8 in accounting principles and practices and shall be  
9 compensated at a rate determined by the township board but not  
10 to exceed \$50 per day. In addition to the other audit  
11 requirements imposed by law, in townships subject to this  
12 subsection, the township board shall have the accounts and all  
13 records of the township thoroughly audited by a certified  
14 public accountant within 6 months after (i) the end of each  
15 term of office of the township supervisor and (ii) a vacancy  
16 occurs in the office of township supervisor. A copy of the  
17 accountant's report and recommendations shall be filed with  
18 the township clerk and another copy shall be filed with the  
19 county clerk for public inspection.

20 (d) For fiscal years beginning after December 31, 2027,  
21 notwithstanding any other provision of law to the contrary,  
22 the operations and fiscal activities of each township and road  
23 district comprised of a single township shall be combined and  
24 shall be subject to the Government Reporting Enhancement and  
25 Transparency Act.

26 (Source: P.A. 92-582, eff. 7-1-02.)

1 (60 ILCS 1/80-65)

2 Sec. 80-65. Annual audit. The township board shall comply  
3 with the Governmental Account Audit Act for fiscal years  
4 ending before January 1, 2028.

5 (Source: P.A. 88-62.)

6 (60 ILCS 1/205-90)

7 Sec. 205-90. System of accounts; audits.

8 (a) The township board of each township availing itself of  
9 the provisions of this Article shall maintain a proper system  
10 of accounts showing the receipts from the operation of the  
11 system and the application of those receipts and shall at  
12 least once each year cause the accounts to be properly audited  
13 by independent public accountants for fiscal years ending  
14 before January 1, 2028. Copies of the audits shall be filed in  
15 the office of the township clerk and shall be made available  
16 for inspection at all proper times by any water user, township  
17 board member, or other interested person.

18 (b) For fiscal years beginning after December 31, 2027,  
19 notwithstanding any other provision of law to the contrary,  
20 the operations and fiscal activities of each waterworks  
21 system, sewerage system, combined waterworks and sewerage  
22 system, or system shall be combined with the township and  
23 shall be subject to the Government Reporting Enhancement and  
24 Transparency Act.

1 (Source: P.A. 82-783; 88-62.)

2 Section 900-45. The Illinois Municipal Code is amended by  
3 changing Sections 3.1-35-115, 4-5-16, 8-8-3, 8-8-3.5, 8-8-4,  
4 8-8-5, 8-8-7, 8-8-8, 8-8-10, 8-8-10.5, 8-12-15, 11-10-2,  
5 11-65-9, 11-74.4-5, 11-74.4-8a, 11-74.6-22, 11-94-5,  
6 11-117-13, 11-119.1-4, 11-119.2-4, 11-122-5, 11-123-14,  
7 11-130-11, 11-139-10, and 11-141-8 as follows:

8 (65 ILCS 5/3.1-35-115) (from Ch. 24, par. 3.1-35-115)

9 Sec. 3.1-35-115. Comptroller; duties.

10 (a) The comptroller, if one is elected or appointed in a  
11 municipality (and if not, then the municipal clerk), shall  
12 exercise a general supervision over all the officers of the  
13 municipality charged in any manner with the receipt,  
14 collection, or disbursement of the municipal revenue, or with  
15 the collection and return of the municipal revenue, or with  
16 the collection and return of the municipal revenue into the  
17 treasury.

18 (b) The comptroller shall have custody and control of all  
19 municipal documents, books, and papers designated by the  
20 corporate authorities.

21 (c) On or before May 15 of each year, and before the annual  
22 appropriation ordinance is prepared by the corporate  
23 authorities, the comptroller shall submit to the corporate  
24 authorities a report of the comptroller's estimate, as nearly

1 as may be, of the money necessary to defray the expenses of the  
2 municipality during the current fiscal year. For the purpose  
3 of making this report, the comptroller is authorized to  
4 require all officers to submit statements of the condition and  
5 expenses of their respective offices or departments, with any  
6 proposed municipal improvements and the probable expense of  
7 those improvements, all unperformed contracts, and the amount  
8 of all unexpended appropriations of the preceding year.

9 (d) In this report, the comptroller shall (i) classify the  
10 different objects and purposes of expenditure, giving, as  
11 nearly as may be, the amount required for each, (ii) show the  
12 aggregate income of the preceding fiscal year, from all  
13 sources, (iii) show the amount of liabilities upon which  
14 interest is to be paid, (iv) show the bonds and debts payable  
15 during the year, when due and payable, and (v) give all other  
16 information to the corporate authorities the comptroller deems  
17 necessary, so that the corporate authorities may fully  
18 understand the demands upon the municipality for the current  
19 fiscal year.

20 (e) In municipalities of 500,000 or more inhabitants, the  
21 preparation of the report required by this Section and its  
22 form and substance, including the classification of the  
23 different objects and purposes of expenditures, shall be  
24 performed by the budget director of the municipality. For  
25 fiscal years ending before January 1, 2028, in ~~in~~ those  
26 municipalities the comptroller shall prepare an annual

1 post-audit of all funds for the preceding year which shall be  
2 known as the "comptroller's report", a copy of which shall be  
3 sent by the municipal comptroller to the State Comptroller.

4 (Source: P.A. 87-1119.)

5 (65 ILCS 5/4-5-16) (from Ch. 24, par. 4-5-16)

6 Sec. 4-5-16. Statement of receipts and expenses;  
7 examination of books and accounts; expenditure greater than  
8 appropriation.

9 (a) For fiscal years ending before January 1, 2028, in ~~in~~  
10 municipalities with 25,000 or more inhabitants, the council  
11 each month shall print in pamphlet form, a detailed itemized  
12 statement of all receipts and expenses of the municipality and  
13 a summary of its proceedings during the preceding month. For  
14 fiscal years ending before January 1, 2028, in ~~in~~  
15 municipalities with fewer than 25,000 inhabitants, the council  
16 shall print a similar statement annually instead of monthly.  
17 The council shall furnish printed copies of each statement to  
18 (i) the State Library, (ii) the city library, (iii) all the  
19 daily and weekly newspapers with a general circulation in the  
20 municipality, and (iv) persons who apply for a copy at the  
21 office of the municipal clerk.

22 (b) For fiscal years ending before January 1, 2028, at ~~at~~  
23 the end of each fiscal year, the council shall have licensed  
24 Certified Public Accountants permitted to perform audits under  
25 the Illinois Public Accounting Act make a full and complete

1 examination of all books and accounts of the municipality and  
2 shall distribute the result of that examination in the manner  
3 provided in this Section.

4 (c) It is unlawful for the council or any commissioner to  
5 expend, directly or indirectly, a greater amount for any  
6 municipal purpose than the amount appropriated for that  
7 purpose in the annual appropriation ordinance passed for that  
8 fiscal year. A violation of this provision by any member of the  
9 council shall constitute a petty offense.

10 (Source: P.A. 93-486, eff. 1-1-04; 94-465, eff. 8-4-05.)

11 (65 ILCS 5/8-8-3) (from Ch. 24, par. 8-8-3)

12 Sec. 8-8-3. Audit requirements.

13 (a) The corporate authorities of each municipality coming  
14 under the provisions of this Division 8 shall cause an audit of  
15 the funds and accounts of the municipality to be made by an  
16 auditor or auditors employed by such municipality or by an  
17 auditor or auditors retained by the Comptroller, as  
18 hereinafter provided.

19 (b) Until Fiscal Year 2027, the accounts and funds of each  
20 municipality having a population of 800 or more or having a  
21 bonded debt or owning or operating any type of public utility  
22 shall be audited annually. The audit herein required shall  
23 include all of the accounts and funds of the municipality.  
24 Such audit shall be begun as soon as possible after the close  
25 of the fiscal year, and shall be completed and the report

1 submitted within 180 days after the close of such fiscal year,  
2 unless an extension of time shall be granted by the  
3 Comptroller in writing. The auditor or auditors performing  
4 ~~perform~~ the audit shall submit not less than 2 copies of the  
5 audit report to the corporate authorities of the municipality  
6 being audited. Municipalities not operating utilities may  
7 cause audits of the accounts of municipalities to be made more  
8 often than herein provided~~7~~ by an auditor or auditors. The  
9 audit report of such audit when filed with the Comptroller  
10 together with an audit report covering the remainder of the  
11 period for which an audit is required to be filed hereunder  
12 shall satisfy the requirements of this Section ~~section~~. This  
13 subsection (b) becomes inoperative ~~inoperable~~ in Fiscal Year  
14 2027.

15 (c) Until Fiscal Year 2027, municipalities of less than  
16 800 population which do not own or operate public utilities  
17 and do not have bonded debt, shall file annually with the  
18 Comptroller a financial report containing information required  
19 by the Comptroller. Such annual financial report shall be on  
20 forms devised by the Comptroller in such manner as to not  
21 require professional accounting services for its preparation.  
22 This subsection (c) becomes inoperative ~~inoperable~~ in Fiscal  
23 Year 2027.

24 (d) Until Fiscal Year 2027, in addition to any audit  
25 report required, all municipalities, except municipalities of  
26 less than 800 population which do not own or operate public

1 utilities and do not have bonded debt, shall file annually  
2 with the Comptroller a supplemental report on forms devised  
3 and approved by the Comptroller. This subsection (d) becomes  
4 inoperative ~~inoperable~~ in Fiscal Year 2027.

5 (e) Until Fiscal Year 2027, notwithstanding any provision  
6 of law to the contrary, if a municipality (i) has a population  
7 of less than 200, (ii) has bonded debt in the amount of \$50,000  
8 or less, and (iii) owns or operates a public utility, then the  
9 municipality shall cause an audit of the funds and accounts of  
10 the municipality to be performed by an auditor employed by the  
11 municipality or retained by the Comptroller for fiscal year  
12 2011 and every fourth fiscal year thereafter or until the  
13 municipality has a population of 200 or more, has bonded debt  
14 in excess of \$50,000, or no longer owns or operates a public  
15 utility. Nothing in this subsection shall be construed as  
16 limiting the municipality's duty to file an annual financial  
17 report with the Comptroller or to comply with the filing  
18 requirements concerning the county clerk. This subsection (e)  
19 becomes inoperative ~~inoperable~~ in Fiscal Year 2027.

20 (f) All audits and reports to be filed with the  
21 Comptroller under this Section must be submitted  
22 electronically and the Comptroller must post the audits and  
23 reports on the Internet no later than 45 days after they are  
24 received. If the municipality provides the Comptroller's  
25 Office with sufficient evidence that the audit or report  
26 cannot be filed electronically, the Comptroller may waive this

1 requirement. The Comptroller must also post a list of  
2 municipalities that are not in compliance with the reporting  
3 requirements set forth in this Section.

4 (g) Subsection (f) of this Section is a limitation under  
5 subsection (i) of Section 6 of Article VII of the Illinois  
6 Constitution on the concurrent exercise by home rule  
7 municipalities of powers and functions exercised by the State.

8 (h) Any financial report under this Section shall include  
9 the name of the purchasing agent who oversees all  
10 competitively bid contracts. If there is no purchasing agent,  
11 the name of the person responsible for oversight of all  
12 competitively bid contracts shall be listed.

13 (i) Beginning in Fiscal Year 2027, if a municipality has a  
14 population of less than 1,000, does not own or operate public  
15 utilities, and does not have bonded debt, then the  
16 municipality shall file annually with the Comptroller an  
17 annual financial report.

18 (j) Beginning in Fiscal Year 2027, a municipality with a  
19 population of less than 1,000 shall annually file an annual  
20 financial report with the Comptroller if the municipality owns  
21 or operates public utilities or has bonded debt. Additionally,  
22 the municipality shall file an audit report once every 4 years  
23 unless the latest audit report filed with the Comptroller  
24 contains an adverse opinion or disclaimer of opinion. If the  
25 audit report contains an adverse opinion or disclaimer of  
26 opinion, then the municipality shall file an audit report

1 annually until the audit report shows no adverse opinion or  
2 disclaimer of opinion.

3 (k) Beginning in Fiscal Year 2027, if a municipality has a  
4 population of 1,000 or more, then the municipality shall file  
5 annually with the Comptroller an audit report and annual  
6 financial report.

7 (l) Beginning in Fiscal Year 2027, municipalities shall  
8 submit completed audit reports and annual financial reports  
9 within 180 days after the close of such fiscal year, unless an  
10 extension is granted by the Comptroller in writing. The  
11 auditor performing the audit shall submit not less than 2  
12 copies of the audit report to the corporate authorities of the  
13 municipality being audited. The audit report of such audit  
14 when filed with the Comptroller together with an audit report  
15 covering the remainder of the period for which an audit is  
16 required to be filed under this Section shall satisfy the  
17 requirements of this Section.

18 This Section only applies to fiscal years ending before  
19 January 1, 2028.

20 (Source: P.A. 104-167, eff. 1-1-26; revised 12-12-25.)

21 (65 ILCS 5/8-8-3.5)

22 Sec. 8-8-3.5. Tax Increment Financing Report. The reports  
23 filed under subsection (d) of Section 11-74.4-5 of the Tax  
24 Increment Allocation Redevelopment Act and the reports filed  
25 under subsection (d) of Section 11-74.6-22 of the Industrial

1 Jobs Recovery Law in the Illinois Municipal Code must be  
2 separate from any other annual report filed with the  
3 Comptroller. The Comptroller must, in cooperation with  
4 reporting municipalities, create a format for the reporting of  
5 information described in paragraphs (1.5), (5), and (8) and in  
6 subparagraph (G) of paragraph (7) of subsection (d) of Section  
7 11-74.4-5 of the Tax Increment Allocation Redevelopment Act  
8 and the information described in paragraphs (1.5), (5), and  
9 (8) and in subparagraph (G) of paragraph (7) of subsection (d)  
10 of Section 11-74.6-22 of the Industrial Jobs Recovery Law that  
11 facilitates consistent reporting among the reporting  
12 municipalities. The Comptroller may allow these reports to be  
13 filed electronically and may display the report, or portions  
14 of the report, electronically via the Internet. All reports  
15 filed under this Section must be made available for  
16 examination and copying by the public at all reasonable times.  
17 A Tax Increment Financing Report must be filed electronically  
18 with the Comptroller within 180 days after the close of the  
19 municipal fiscal year or as soon thereafter as the audit for  
20 the redevelopment project area for that fiscal year becomes  
21 available. If the Tax Increment Finance administrator provides  
22 the Comptroller's office with sufficient evidence that the  
23 report is in the process of being completed by an auditor, the  
24 Comptroller may grant an extension. If the required report is  
25 not filed within the time extended by the Comptroller, the  
26 Comptroller shall notify the corporate authorities of that

1 municipality that the audit report is past due. The  
2 Comptroller may charge a municipality a fee of \$5 per day for  
3 the first 15 days past due, \$10 per day for 16 through 30 days  
4 past due, \$15 per day for 31 through 45 days past due, and \$20  
5 per day for the 46th day and every day thereafter. These  
6 amounts may be reduced at the Comptroller's discretion. In the  
7 event the required audit report is not filed within 60 days of  
8 such notice, the Comptroller shall cause such audit to be made  
9 by an auditor or auditors. The Comptroller may decline to  
10 order an audit and the preparation of an audit report if an  
11 initial examination of the books and records of the  
12 municipality indicates that books and records of the  
13 municipality are inadequate or unavailable to support the  
14 preparation of the audit report or the supplemental report due  
15 to the passage of time or the occurrence of a natural disaster.  
16 All fees collected pursuant to this Section shall be deposited  
17 into the Comptroller's Administrative Fund. In the event the  
18 Comptroller causes an audit to be made in accordance with the  
19 requirements of this Section, the municipality shall pay to  
20 the Comptroller reasonable compensation and expenses to  
21 reimburse her for the cost of preparing or completing such  
22 report. Moneys paid to the Comptroller pursuant to the  
23 preceding sentence shall be deposited into the Comptroller's  
24 Audit Expense Revolving Fund.

25 This Section only applies to fiscal years ending before  
26 January 1, 2028.

1 (Source: P.A. 101-419, eff. 1-1-20; 102-127, eff. 7-23-21.)

2 (65 ILCS 5/8-8-4) (from Ch. 24, par. 8-8-4)

3 Sec. 8-8-4. Overdue reports.

4 (a) In the event the required audit report for a  
5 municipality is not filed with the Comptroller in accordance  
6 with Section 8-8-7 within 180 days after the close of the  
7 fiscal year of the municipality, the Comptroller shall notify  
8 the corporate authorities of that municipality in writing that  
9 the audit report is due, and may also grant an extension of  
10 time of 60 days, for the filing of the audit report. In the  
11 event the required audit report is not filed within the time  
12 specified in such written notice, the Comptroller shall cause  
13 such audit to be made by an auditor or auditors. In the event  
14 the required annual or supplemental report for a municipality  
15 is not filed within 6 months after the close of the fiscal year  
16 of the municipality, the Comptroller shall notify the  
17 corporate authorities of that municipality in writing that the  
18 annual or supplemental report is due and may grant an  
19 extension in time of 60 days for the filing of such annual or  
20 supplemental report.

21 (b) In the event the annual or supplemental report is not  
22 filed within the time extended by the Comptroller, the  
23 Comptroller shall cause such annual or supplemental report to  
24 be prepared or completed and the municipality shall pay to the  
25 Comptroller reasonable compensation and expenses to reimburse

1 him for the cost of preparing or completing such annual or  
2 supplemental report. Moneys paid to the Comptroller pursuant  
3 to the preceding sentence shall be deposited into the  
4 Comptroller's Audit Expense Revolving Fund.

5 (c) The Comptroller may decline to order an audit or the  
6 completion of the supplemental report if an initial  
7 examination of the books and records of the municipality  
8 indicates that books and records of the municipality are  
9 inadequate or unavailable to support the preparation of the  
10 audit report or the supplemental report due to the passage of  
11 time or the occurrence of a natural disaster.

12 (d) The State Comptroller may grant extensions for  
13 delinquent audits or reports. The Comptroller may charge a  
14 municipality a fee for a delinquent audit or report of \$5 per  
15 day for the first 15 days past due, \$10 per day for 16 through  
16 30 days past due, \$15 per day for 31 through 45 days past due,  
17 and \$20 per day for the 46th day and every day thereafter.  
18 These amounts may be reduced at the Comptroller's discretion.  
19 All fees collected under this subsection (d) shall be  
20 deposited into the Comptroller's Administrative Fund.

21 (e) This Section only applies to fiscal years ending  
22 before January 1, 2028.

23 (Source: P.A. 101-419, eff. 1-1-20.)

24 (65 ILCS 5/8-8-5) (from Ch. 24, par. 8-8-5)

25 Sec. 8-8-5. (a) Prior to fiscal year 2019, the audit shall

1 be made in accordance with generally accepted auditing  
2 standards. Reporting on the financial position and results of  
3 financial operations for each fund of the municipality shall  
4 be in accordance with generally accepted accounting principles  
5 or other comprehensive basis of accounting. Each audit report  
6 shall include only financial information, findings, and  
7 conclusions that are adequately supported by evidence in the  
8 auditor's working papers to demonstrate or prove, when called  
9 upon, the basis for the matters reported and their correctness  
10 and reasonableness. In connection with this, each municipality  
11 shall retain the right of inspection of the auditor's working  
12 papers and shall make them available to the Comptroller, or  
13 his or her designee, upon request. The audit report shall  
14 consist of the professional opinion of the auditor or auditors  
15 with respect to the financial statements or, if an opinion  
16 cannot be expressed, a declaration that the auditor is unable  
17 to express such opinion and an explanation of the reasons he or  
18 she cannot do so. Municipal authorities shall not impose  
19 limitations on the scope of the audit to the extent that the  
20 effect of such limitations will result in the qualification of  
21 the opinion of the auditor or auditors. Each audit report  
22 filed with the Comptroller shall be accompanied by a copy of  
23 each official statement or other offering of materials  
24 prepared in connection with the issuance of indebtedness of  
25 the municipality since the filing of the last audit report.

26 (b) For fiscal year 2019 and each fiscal year thereafter,

1 the audit report shall include the financial statements for  
2 governmental activities, business-type activities, discretely  
3 presented component units, and each major fund and aggregated  
4 nonmajor fund. The audit report shall also include the  
5 professional opinion or opinions of the auditor or auditors  
6 with respect to the financial statements or, if an opinion  
7 cannot be expressed, a declaration that the auditor is unable  
8 to express an opinion and an explanation of the reasons he or  
9 she cannot do so. Each auditor's report shall include a  
10 representation by the auditor or auditors conducting the audit  
11 has been performed in accordance with generally accepted  
12 auditing standards. Municipal authorities shall not impose  
13 limitations on the scope of the audit to the extent that the  
14 effect of the limitations will result in the modification of  
15 the opinion or opinions of the auditor or auditors. Each audit  
16 report filed with the Comptroller shall be accompanied by a  
17 copy of each official statement or other offering of materials  
18 prepared in connection with the issuance of indebtedness of  
19 the municipality since the filing of the last audit report.

20 (c) For fiscal year 2019 and each fiscal year thereafter,  
21 audit reports shall contain financial statements prepared in  
22 accordance with generally accepted accounting principles and  
23 audited in accordance with generally accepted auditing  
24 standards if the last audit report filed preceding fiscal year  
25 2019 expressed an unmodified or modified opinion by the  
26 auditor that the financial statements were prepared in

1 accordance with generally accepted accounting principles.

2 (d) For fiscal year 2019 and each fiscal year thereafter,  
3 audit reports containing financial statements prepared in  
4 accordance with an other comprehensive basis of accounting may  
5 follow the best practices and guidelines outlined by the  
6 American Institute of Certified Public Accountants and shall  
7 be audited in accordance with generally accepted auditing  
8 standards. If the corporate authority of a municipality  
9 submits an audit report containing financial statements  
10 prepared in accordance with generally accepted accounting  
11 principles, thereafter all future audit reports shall also  
12 contain financial statements prepared in accordance with  
13 generally accepted accounting principles.

14 (e) Audits may be made on financial statements prepared  
15 using either an accrual or cash basis of accounting, depending  
16 upon the system followed by the municipality, and audit  
17 reports shall comply with this Section.

18 (f) This Section only applies to fiscal years ending  
19 before January 1, 2028.

20 (Source: P.A. 100-837, eff. 8-13-18; 101-419, eff. 1-1-20.)

21 (65 ILCS 5/8-8-7) (from Ch. 24, par. 8-8-7)

22 Sec. 8-8-7.

23 (a) When the auditor or auditors have completed the audit,  
24 not less than 2 copies of a report of the audit shall be made  
25 and signed by the making such audit, and shall immediately be

1 filed with the municipality audited. Each audit report shall  
2 include the certification of the auditor or auditors making  
3 the audit that the audit has been performed in compliance with  
4 generally accepted auditing standards. The municipality shall  
5 immediately make one copy of the report, or one copy of the  
6 report authorized by this Division 8 in lieu of an audit  
7 report, a part of its public records and at all times  
8 thereafter this copy shall be open to public inspection. In  
9 addition, the municipality shall file one copy of the report  
10 with the Comptroller. An audit report which fails to meet the  
11 requirements of this Act shall be rejected by the Comptroller  
12 and returned to the municipal authorities for corrective  
13 action. Nothing in this Section shall be construed as  
14 preventing a municipality, in filing its audit report with the  
15 Comptroller, from transmitting with such report any comment or  
16 explanation that it may desire to make concerning that report.  
17 The audit report filed with the Comptroller, together with any  
18 accompanying comment or explanation, shall immediately become  
19 a part of his public records and shall at all times thereafter  
20 be open to public inspection. It shall be unlawful for the  
21 auditor to make any disclosure of the result of any  
22 examination of any public account excepting as he does so  
23 directly to the corporate authorities of the municipality  
24 audited.

25 (b) This Section only applies to fiscal years ending  
26 before January 1, 2028.

1 (Source: P.A. 101-419, eff. 1-1-20.)

2 (65 ILCS 5/8-8-8) (from Ch. 24, par. 8-8-8)

3 Sec. 8-8-8. The expenses of the audit and investigation of  
4 public accounts provided for in Division 8, whether ordered by  
5 the corporate authorities or the Comptroller, shall be paid by  
6 the municipality for which the audit is made. Payment shall be  
7 ordered by the corporate authorities out of the funds of the  
8 municipality and it shall be the duty of such authorities to  
9 make provisions for payment. Contracts for the performance of  
10 audits required by this Division 8 may be entered into without  
11 competitive bidding. If the audit is made by an auditor or  
12 auditors retained by the Comptroller, the municipality shall  
13 pay to the Comptroller reasonable compensation and expenses to  
14 reimburse him for the cost of making such audit.

15 The corporate authorities of all municipalities coming  
16 under the provisions of this Division 8 shall have the power to  
17 annually levy a "Municipal Auditing Tax" upon all of the  
18 taxable property of the municipalities at the rate on the  
19 dollar which will produce an amount which will equal a sum  
20 sufficient to meet the cost of all auditing and reports  
21 thereunder. Such municipal auditing tax shall be held in a  
22 special fund and used for no other purpose than the payment of  
23 expenses occasioned by this Division 8.

24 The tax authorized by this Section shall be in addition to  
25 taxes for general corporate purposes authorized under Section

1 8-3-1 of this Act.

2 This Section only applies to fiscal years ending before  
3 January 1, 2028.

4 (Source: P.A. 101-419, eff. 1-1-20.)

5 (65 ILCS 5/8-8-10) (from Ch. 24, par. 8-8-10)

6 Sec. 8-8-10. The corporate authorities of a municipality  
7 may establish an audit committee, and may appoint members of  
8 the corporate authority or other appropriate officers to the  
9 committee, to review audit reports prepared under this Act,  
10 the Government Reporting Enhancement and Transparency Act, and  
11 any other financial reports and documents, including  
12 management letters prepared by or on behalf of the  
13 municipality.

14 (Source: P.A. 82-644.)

15 (65 ILCS 5/8-8-10.5)

16 Sec. 8-8-10.5. Audit report disclosure. Each fiscal year  
17 through the fiscal year ending immediately preceding January  
18 1, 2028, within 60 days of the close of an audit under this  
19 Act, the auditor conducting the audit of all of the funds and  
20 accounts of a municipality shall do each of the following:

21 (1) Provide a copy of any management letter and a copy  
22 of any audited financial statements to each member of the  
23 municipality's corporate authorities. If the municipality  
24 maintains an Internet website, the corporate authorities

1 shall post this information to its website.

2 (2) Present the information from the audit to the  
3 municipality's corporate authorities either in person or  
4 by a live phone or web connection during a public meeting.

5 (Source: P.A. 98-738, eff. 1-1-15.)

6 (65 ILCS 5/8-12-15) (from Ch. 24, par. 8-12-15)

7 Sec. 8-12-15. The financially distressed city shall  
8 develop, adopt and submit to the Authority, within 45 days  
9 after this Division first becomes applicable to the city as  
10 provided in Section 8-12-4, for approval by the Authority, an  
11 initial Financial Plan with respect to the remaining portion  
12 of what is the city's current fiscal year at the time this  
13 Division first becomes applicable to the city as provided in  
14 Section 8-12-4 and for the 2 succeeding fiscal years. The city  
15 shall develop and adopt subsequent Financial Plans annually  
16 and during interim periods as directed by the Authority.  
17 Interim updates shall be directed only when the Authority in  
18 its discretion determines that a change in circumstances  
19 warrants such an update. The Authority shall require that each  
20 Financial Plan cover a period of at least 3 fiscal years. After  
21 adoption by the city, the city shall submit each plan to the  
22 Authority for its approval not later than 60 days prior to the  
23 commencement of the first fiscal year to which the Financial  
24 Plan relates. The Authority shall approve or reject the  
25 Financial Plan not later than 30 days prior to the

1 commencement of the fiscal year. No Financial Plan shall have  
2 force or effect without approval of the Authority. Each  
3 Financial Plan shall be developed, submitted, approved and  
4 monitored in accordance with the following procedures:

5 (1) The financially distressed city shall determine and  
6 submit to the Authority, at a time and in a manner prescribed  
7 by the Authority, estimates of revenues available to the city  
8 during the period for which the Financial Plan is to be in  
9 effect. The Authority shall approve, reject or amend the  
10 revenue estimates. In the event the city fails, for any  
11 reason, to submit to the Authority estimates of revenue as  
12 required by this paragraph, the Authority may prepare such  
13 estimates. The Financial Plan submitted by the city shall be  
14 based upon revenue estimates approved or prepared by the  
15 Authority. As soon as practicable following the establishment  
16 of the Authority, the corporate authorities of the city shall,  
17 at the request of the Chairperson of the Authority, make  
18 available to such Chairperson ~~copies of the audited financial~~  
19 ~~statements and of~~ the books and records of account of the city  
20 for the preceding 3 fiscal years of the city.

21 (2) Each Financial Plan for each fiscal year or part  
22 thereof to which it relates, shall contain: (i) a description  
23 of revenues and expenditures, provision for debt service, cash  
24 resources and uses, and capital improvements, each in such  
25 manner and detail as the Authority shall prescribe; (ii) a  
26 description of the means by which the Budget will be brought

1 into balance in accordance with Section 8-12-14; and (iii)  
2 such other financial matters that the Authority, in its  
3 discretion, requires. The Authority may prescribe any  
4 reasonable time, standards, procedures or forms for  
5 preparation and submission of the Financial Plan.

6 (3) The Authority shall approve the initial and each  
7 subsequent Financial Plan if, in its judgement, the plan is  
8 complete, is reasonably capable of being achieved, and meets  
9 the requirement set forth in Section 8-12-14. Otherwise, the  
10 Authority shall reject the Financial Plan. The Authority's  
11 review of the Financial Plan shall be in accordance with  
12 generally accepted accounting principles and standards. No  
13 Financial Plan submitted by the financially distressed city  
14 shall be arbitrarily or capriciously rejected by the  
15 Authority. Any rejection by the Authority of any Financial  
16 Plan submitted by the city shall be in writing and shall state  
17 the reasons for the rejection. In the event of rejection, the  
18 Authority may prescribe a procedure and standards for revision  
19 of the Financial Plan by the financially distressed city.

20 (4) The financially distressed city shall report to the  
21 Authority, at such times and in such manner as the Authority  
22 may direct, concerning the city's compliance with each  
23 Financial Plan. The Authority may review the city's operation,  
24 obtain budgetary data and financial statements, require the  
25 city to produce reports, and have access to any other  
26 information in the possession of the city that it deems

1 relevant to the Financial Plan and the city's compliance with  
2 that Plan. The Authority may issue recommendations or  
3 directives within its powers to the city to assure compliance  
4 with the Financial Plan. The city shall produce such budgetary  
5 data, financial statements, reports and other information and  
6 comply with such directives.

7 (5) After approval of each Financial Plan, the financially  
8 distressed city shall regularly reexamine the revenue and  
9 expenditure estimates on which it was based and revise them as  
10 necessary. The city shall promptly notify the Authority of any  
11 material change in the revenue or expenditure estimates in the  
12 Financial Plan. The city may submit to the Authority, or the  
13 Authority may require the city to submit, modified Financial  
14 Plans based upon revised revenue or expenditure estimates or  
15 for any other good reason. The Authority shall approve or  
16 reject each modified Financial Plan pursuant to paragraph (3)  
17 of this Section.

18 (Source: P.A. 86-1211.)

19 (65 ILCS 5/11-10-2) (from Ch. 24, par. 11-10-2)

20 Sec. 11-10-2. (a) A foreign fire insurance board shall be  
21 created by and among the sworn members of the fire department  
22 of each municipality with fewer than 500,000 inhabitants that  
23 has an organized fire department. The board shall consist of 7  
24 trustees; the fire chief, who shall hold office by virtue of  
25 rank, and 6 members, who shall be elected at large by the sworn

1 members of the department. If there is an insufficient number  
2 of candidates to fill all these positions, the number of board  
3 members may be reduced, but not to fewer than 3 trustees. All  
4 sworn members of the department shall be eligible to be  
5 elected as officers of the foreign fire insurance board. The  
6 members of this board shall annually elect officers. These  
7 officers shall be a chairman, a treasurer, and any other  
8 officers deemed necessary by the board. The members of the  
9 foreign fire insurance board shall make all needful rules and  
10 regulations with respect to the foreign fire insurance board  
11 and the management of the funds to be paid to the board. The  
12 foreign fire insurance board may establish, manage, and  
13 maintain an account for the holding and expenditure of all  
14 funds paid to the board. The foreign fire insurance board may  
15 contract for the purchase of goods and services using funds  
16 paid to the board. Contracting for services includes, but is  
17 not limited to, the procurement and payment of all accounting,  
18 legal, collection, or other professional services deemed by  
19 the board to be necessary to the execution of its duties under  
20 this Division using funds paid to the board. The foreign fire  
21 insurance board may sue all parties necessary to enforce its  
22 rights under this Section. The officers of the foreign fire  
23 insurance board shall develop and maintain a listing of those  
24 items that the board feels are appropriate expenditures under  
25 this Act. The treasurer of the foreign fire insurance board  
26 shall receive the funds paid as provided in Section 1 and shall

1 pay out the funds upon the order of the foreign fire insurance  
2 board for the maintenance, use, and benefit of the department  
3 or as otherwise permitted by this Division. For fiscal years  
4 ending before January 1, 2028, these ~~These~~ funds shall be  
5 audited to verify that the funds have been expended by that  
6 board only for the maintenance, use, and benefit of the  
7 department using funds paid to the board. Contracting for  
8 services includes, but is not limited to, the procurement and  
9 payment of all accounting, legal, collection, or other  
10 professional services deemed by the board to be necessary to  
11 the execution of its duties under this Division using funds  
12 paid to the board.

13 Disputes between a fire chief and the remaining members of  
14 a foreign fire insurance board concerning whether any  
15 expenditure of funds by the board is for the maintenance, use,  
16 or benefit of the department or for any other purpose  
17 authorized by this Division shall be resolved through binding  
18 arbitration, pursuant to a written arbitration agreement  
19 established by the foreign fire insurance board, that is  
20 recognized under the Uniform Arbitration Act. Arbitrations  
21 held pursuant to a written arbitration agreement are the  
22 exclusive remedy available for resolving such disputes.

23 (b) As used in this subsection, "active member" means a  
24 member of the Chicago Fire Department who is not receiving a  
25 disability pension, retired, or a deferred pensioner of the  
26 Firemen's Annuity and Benefit Fund of Chicago.

1           A department foreign fire insurance board is created  
2 within the Chicago Fire Department. The board shall consist of  
3 7 trustees who shall be initially elected on or before January  
4 1, 2019: the fire commissioner, who shall hold office by  
5 virtue of rank, and 6 elected trustees, who shall be elected at  
6 large by the sworn members of the department. If there is an  
7 insufficient number of candidates seeking election to each  
8 vacant trustee position, the number of board members is  
9 reduced to 5 trustees, including the fire commissioner of the  
10 department, until the next election cycle when there are  
11 enough active members seeking election to fill all 7 member  
12 seats. All active members are eligible to be elected as  
13 trustees of the department foreign fire insurance board. Of  
14 the trustees first elected, 3 trustees shall be elected to a  
15 2-year term and 3 trustees shall be elected to a 3-year term.  
16 After the initial election, a trustee shall be elected for a  
17 term of 3 years. If a member of the board resigns, is removed,  
18 or is unable to continue serving on the board, the vacancy  
19 shall be filled by special election of the active members or,  
20 in the case of a vacancy that will exist for fewer than 180  
21 days until the term expires, by appointment by majority vote  
22 of the members of the board.

23           The members of the board shall annually elect officers.  
24 These officers shall be a chairman, treasurer, and secretary.  
25 The trustees of the board shall make rules and regulations  
26 with respect to the board and the management of the money

1 appropriated to the board. The officers of the board shall  
2 develop and maintain a listing of those items that the board  
3 believes are appropriate expenditures under this subsection.  
4 The treasurer of the board shall give a sufficient bond to the  
5 City of Chicago. The cost of the bond shall be paid out of the  
6 moneys in the board's fund. The bond shall be conditioned upon  
7 the faithful performance by the treasurer of his or her duties  
8 under the rules and regulations provided for in this  
9 subsection. The treasurer of the board shall receive the  
10 appropriated proceeds and shall disburse the proceeds upon the  
11 order of the board for the maintenance, use, and benefit of the  
12 department consistent with this subsection. As part of the  
13 annual municipal audit for fiscal years ending before January  
14 1, 2028, these funds shall be audited to verify that the funds  
15 have been expended lawfully by the board consistent with this  
16 subsection.

17       Within 30 days after receipt of any foreign fire insurance  
18 proceeds by the City of Chicago, the City of Chicago shall  
19 transfer the proceeds to the board by depositing the proceeds  
20 into an account determined by the board, except that if the  
21 effective date of this amendatory Act of the 100th General  
22 Assembly is after July 31, 2018, then the City of Chicago  
23 shall, for budget year 2019 only, transfer only 50% of the  
24 proceeds to the board. Notwithstanding any other provision of  
25 law: 50% of the foreign fire insurance proceeds received by  
26 the board shall be used for the maintenance, use, benefit, or

1 enhancement of fire stations or training facilities used by  
2 the active members of the fire department; 25% of the foreign  
3 fire insurance proceeds received by the board shall be used  
4 for the maintenance, use, benefit, or enhancement of emergency  
5 response vehicles, tools, and equipment used by the active  
6 members of the department; and 25% of the foreign fire  
7 insurance proceeds received by the board shall be used for the  
8 maintenance and enhancement of the department and for the use  
9 and benefit of the active members of the department in a manner  
10 otherwise consistent with this subsection. Foreign fire  
11 insurance proceeds may not be used to purchase, maintain, or  
12 enhance personal property of a member of the department,  
13 except for personal property used in the performance of his or  
14 her duties or training activities.

15 (c) The provisions of this Section shall be the exclusive  
16 power of the State, pursuant to subsection (h) of Section 6 of  
17 Article VII of the Constitution.

18 (Source: P.A. 102-740, eff. 1-1-23.)

19 (65 ILCS 5/11-65-9) (from Ch. 24, par. 11-65-9)

20 Sec. 11-65-9. Every municipality owning and operating such  
21 a municipal convention hall shall keep books of account for  
22 the municipal convention hall separate and distinct from other  
23 municipal accounts and in such manner as to show the true and  
24 complete financial standing and results of the municipal  
25 ownership and operation. These accounts shall be so kept as to

1 show: (1) the actual cost to the municipality of maintenance,  
2 extension, and improvement, (2) all operating expenses of  
3 every description, (3) if water or other service is furnished  
4 for the use of the municipal convention hall without charge,  
5 as nearly as possible, the value of that service, and also the  
6 value of any use or service rendered by the municipal  
7 convention hall to the municipality without charge, (4)  
8 reasonable allowances for interest, depreciation, and  
9 insurance, and (5) estimates of the amount of taxes that would  
10 be chargeable against the property if owned by a private  
11 corporation. The corporate authorities shall publish a report  
12 annually showing the financial results, in the form specified  
13 in this Section ~~section~~, of the municipal ownership and  
14 operation in one or more newspapers published in the  
15 municipality, or, if no newspaper is published therein, then  
16 in one or more newspapers with a general circulation within  
17 the municipality.

18 For fiscal years ending before January 1, 2028, the ~~The~~  
19 accounts of the convention hall shall be examined at least  
20 once a year by a licensed Certified Public Accountant  
21 permitted to perform audits under the Illinois Public  
22 Accounting Act who shall report to the corporate authorities  
23 the results of his examination. This accountant shall be  
24 selected as the corporate authorities may direct, and he shall  
25 receive for his services such compensation, to be paid out of  
26 the revenue from the municipal convention hall, as the

1 corporate authorities may prescribe.

2 (Source: P.A. 94-465, eff. 8-4-05.)

3 (65 ILCS 5/11-74.4-5) (from Ch. 24, par. 11-74.4-5)

4 Sec. 11-74.4-5. Public hearing; joint review board.

5 (a) The changes made by this amendatory Act of the 91st  
6 General Assembly do not apply to a municipality that, (i)  
7 before the effective date of this amendatory Act of the 91st  
8 General Assembly, has adopted an ordinance or resolution  
9 fixing a time and place for a public hearing under this Section  
10 or (ii) before July 1, 1999, has adopted an ordinance or  
11 resolution providing for a feasibility study under Section  
12 11-74.4-4.1, but has not yet adopted an ordinance approving  
13 redevelopment plans and redevelopment projects or designating  
14 redevelopment project areas under Section 11-74.4-4, until  
15 after that municipality adopts an ordinance approving  
16 redevelopment plans and redevelopment projects or designating  
17 redevelopment project areas under Section 11-74.4-4;  
18 thereafter the changes made by this amendatory Act of the 91st  
19 General Assembly apply to the same extent that they apply to  
20 redevelopment plans and redevelopment projects that were  
21 approved and redevelopment projects that were designated  
22 before the effective date of this amendatory Act of the 91st  
23 General Assembly.

24 Prior to the adoption of an ordinance proposing the  
25 designation of a redevelopment project area, or approving a

1 redevelopment plan or redevelopment project, the municipality  
2 by its corporate authorities, or as it may determine by any  
3 commission designated under subsection (k) of Section  
4 11-74.4-4 shall adopt an ordinance or resolution fixing a time  
5 and place for public hearing. At least 10 days prior to the  
6 adoption of the ordinance or resolution establishing the time  
7 and place for the public hearing, the municipality shall make  
8 available for public inspection a redevelopment plan or a  
9 separate report that provides in reasonable detail the basis  
10 for the eligibility of the redevelopment project area. The  
11 report along with the name of a person to contact for further  
12 information shall be sent within a reasonable time after the  
13 adoption of such ordinance or resolution to the affected  
14 taxing districts by certified mail. On and after the effective  
15 date of this amendatory Act of the 91st General Assembly, the  
16 municipality shall print in a newspaper of general circulation  
17 within the municipality a notice that interested persons may  
18 register with the municipality in order to receive information  
19 on the proposed designation of a redevelopment project area or  
20 the approval of a redevelopment plan. The notice shall state  
21 the place of registration and the operating hours of that  
22 place. The municipality shall have adopted reasonable rules to  
23 implement this registration process under Section 11-74.4-4.2.  
24 The municipality shall provide notice of the availability of  
25 the redevelopment plan and eligibility report, including how  
26 to obtain this information, by mail within a reasonable time

1 after the adoption of the ordinance or resolution, to all  
2 residential addresses that, after a good faith effort, the  
3 municipality determines are located outside the proposed  
4 redevelopment project area and within 750 feet of the  
5 boundaries of the proposed redevelopment project area. This  
6 requirement is subject to the limitation that in a  
7 municipality with a population of over 100,000, if the total  
8 number of residential addresses outside the proposed  
9 redevelopment project area and within 750 feet of the  
10 boundaries of the proposed redevelopment project area exceeds  
11 750, the municipality shall be required to provide the notice  
12 to only the 750 residential addresses that, after a good faith  
13 effort, the municipality determines are outside the proposed  
14 redevelopment project area and closest to the boundaries of  
15 the proposed redevelopment project area. Notwithstanding the  
16 foregoing, notice given after August 7, 2001 (the effective  
17 date of Public Act 92-263) and before the effective date of  
18 this amendatory Act of the 92nd General Assembly to  
19 residential addresses within 750 feet of the boundaries of a  
20 proposed redevelopment project area shall be deemed to have  
21 been sufficiently given in compliance with this Act if given  
22 only to residents outside the boundaries of the proposed  
23 redevelopment project area. The notice shall also be provided  
24 by the municipality, regardless of its population, to those  
25 organizations and residents that have registered with the  
26 municipality for that information in accordance with the

1 registration guidelines established by the municipality under  
2 Section 11-74.4-4.2.

3 At the public hearing any interested person or affected  
4 taxing district may file with the municipal clerk written  
5 objections to and may be heard orally in respect to any issues  
6 embodied in the notice. The municipality shall hear all  
7 protests and objections at the hearing and the hearing may be  
8 adjourned to another date without further notice other than a  
9 motion to be entered upon the minutes fixing the time and place  
10 of the subsequent hearing. At the public hearing or at any time  
11 prior to the adoption by the municipality of an ordinance  
12 approving a redevelopment plan, the municipality may make  
13 changes in the redevelopment plan. Changes which (1) add  
14 additional parcels of property to the proposed redevelopment  
15 project area, (2) substantially affect the general land uses  
16 proposed in the redevelopment plan, (3) substantially change  
17 the nature of or extend the life of the redevelopment project,  
18 or (4) increase the number of inhabited residential units to  
19 be displaced from the redevelopment project area, as measured  
20 from the time of creation of the redevelopment project area,  
21 to a total of more than 10, shall be made only after the  
22 municipality gives notice, convenes a joint review board, and  
23 conducts a public hearing pursuant to the procedures set forth  
24 in this Section and in Section 11-74.4-6 of this Act. Changes  
25 which do not (1) add additional parcels of property to the  
26 proposed redevelopment project area, (2) substantially affect

1 the general land uses proposed in the redevelopment plan, (3)  
2 substantially change the nature of or extend the life of the  
3 redevelopment project, or (4) increase the number of inhabited  
4 residential units to be displaced from the redevelopment  
5 project area, as measured from the time of creation of the  
6 redevelopment project area, to a total of more than 10, may be  
7 made without further hearing, provided that the municipality  
8 shall give notice of any such changes by mail to each affected  
9 taxing district and registrant on the interested parties  
10 registry, provided for under Section 11-74.4-4.2, and by  
11 publication in a newspaper of general circulation within the  
12 affected taxing district. Such notice by mail and by  
13 publication shall each occur not later than 10 days following  
14 the adoption by ordinance of such changes. Hearings with  
15 regard to a redevelopment project area, project or plan may be  
16 held simultaneously.

17 (b) Prior to holding a public hearing to approve or amend a  
18 redevelopment plan or to designate or add additional parcels  
19 of property to a redevelopment project area, the municipality  
20 shall convene a joint review board. The board shall consist of  
21 a representative selected by each community college district,  
22 local elementary school district and high school district or  
23 each local community unit school district, park district,  
24 library district, township, fire protection district, and  
25 county that will have the authority to directly levy taxes on  
26 the property within the proposed redevelopment project area at

1 the time that the proposed redevelopment project area is  
2 approved, a representative selected by the municipality and a  
3 public member. The public member shall first be selected and  
4 then the board's chairperson shall be selected by a majority  
5 of the board members present and voting.

6 For redevelopment project areas with redevelopment plans  
7 or proposed redevelopment plans that would result in the  
8 displacement of residents from 10 or more inhabited  
9 residential units or that include 75 or more inhabited  
10 residential units, the public member shall be a person who  
11 resides in the redevelopment project area. If, as determined  
12 by the housing impact study provided for in paragraph (5) of  
13 subsection (n) of Section 11-74.4-3, or if no housing impact  
14 study is required then based on other reasonable data, the  
15 majority of residential units are occupied by very low, low,  
16 or moderate income households, as defined in Section 3 of the  
17 Illinois Affordable Housing Act, the public member shall be a  
18 person who resides in very low, low, or moderate income  
19 housing within the redevelopment project area. Municipalities  
20 with fewer than 15,000 residents shall not be required to  
21 select a person who lives in very low, low, or moderate income  
22 housing within the redevelopment project area, provided that  
23 the redevelopment plan or project will not result in  
24 displacement of residents from 10 or more inhabited units, and  
25 the municipality so certifies in the plan. If no person  
26 satisfying these requirements is available or if no qualified

1 person will serve as the public member, then the joint review  
2 board is relieved of this paragraph's selection requirements  
3 for the public member.

4 Within 90 days of the effective date of this amendatory  
5 Act of the 91st General Assembly, each municipality that  
6 designated a redevelopment project area for which it was not  
7 required to convene a joint review board under this Section  
8 shall convene a joint review board to perform the duties  
9 specified under paragraph (e) of this Section.

10 All board members shall be appointed and the first board  
11 meeting shall be held at least 14 days but not more than 28  
12 days after the mailing of notice by the municipality to the  
13 taxing districts as required by Section 11-74.4-6(c).  
14 Notwithstanding the preceding sentence, a municipality that  
15 adopted either a public hearing resolution or a feasibility  
16 resolution between July 1, 1999 and July 1, 2000 that called  
17 for the meeting of the joint review board within 14 days of  
18 notice of public hearing to affected taxing districts is  
19 deemed to be in compliance with the notice, meeting, and  
20 public hearing provisions of the Act. Such notice shall also  
21 advise the taxing bodies represented on the joint review board  
22 of the time and place of the first meeting of the board.  
23 Additional meetings of the board shall be held upon the call of  
24 any member. The municipality seeking designation of the  
25 redevelopment project area shall provide administrative  
26 support to the board.

1           The board shall review (i) the public record, planning  
2 documents and proposed ordinances approving the redevelopment  
3 plan and project and (ii) proposed amendments to the  
4 redevelopment plan or additions of parcels of property to the  
5 redevelopment project area to be adopted by the municipality.  
6 As part of its deliberations, the board may hold additional  
7 hearings on the proposal. A board's recommendation shall be an  
8 advisory, non-binding recommendation. The recommendation shall  
9 be adopted by a majority of those members present and voting.  
10 The recommendations shall be submitted to the municipality  
11 within 30 days after convening of the board. Failure of the  
12 board to submit its report on a timely basis shall not be cause  
13 to delay the public hearing or any other step in the process of  
14 designating or amending the redevelopment project area but  
15 shall be deemed to constitute approval by the joint review  
16 board of the matters before it.

17           The board shall base its recommendation to approve or  
18 disapprove the redevelopment plan and the designation of the  
19 redevelopment project area or the amendment of the  
20 redevelopment plan or addition of parcels of property to the  
21 redevelopment project area on the basis of the redevelopment  
22 project area and redevelopment plan satisfying the plan  
23 requirements, the eligibility criteria defined in Section  
24 11-74.4-3, and the objectives of this Act.

25           The board shall issue a written report describing why the  
26 redevelopment plan and project area or the amendment thereof

1 meets or fails to meet one or more of the objectives of this  
2 Act and both the plan requirements and the eligibility  
3 criteria defined in Section 11-74.4-3. In the event the Board  
4 does not file a report it shall be presumed that these taxing  
5 bodies find the redevelopment project area and redevelopment  
6 plan satisfy the objectives of this Act and the plan  
7 requirements and eligibility criteria.

8 If the board recommends rejection of the matters before  
9 it, the municipality will have 30 days within which to  
10 resubmit the plan or amendment. During this period, the  
11 municipality will meet and confer with the board and attempt  
12 to resolve those issues set forth in the board's written  
13 report that led to the rejection of the plan or amendment.

14 Notwithstanding the resubmission set forth above, the  
15 municipality may commence the scheduled public hearing and  
16 either adjourn the public hearing or continue the public  
17 hearing until a date certain. Prior to continuing any public  
18 hearing to a date certain, the municipality shall announce  
19 during the public hearing the time, date, and location for the  
20 reconvening of the public hearing. Any changes to the  
21 redevelopment plan necessary to satisfy the issues set forth  
22 in the joint review board report shall be the subject of a  
23 public hearing before the hearing is adjourned if the changes  
24 would (1) substantially affect the general land uses proposed  
25 in the redevelopment plan, (2) substantially change the nature  
26 of or extend the life of the redevelopment project, or (3)

1 increase the number of inhabited residential units to be  
2 displaced from the redevelopment project area, as measured  
3 from the time of creation of the redevelopment project area,  
4 to a total of more than 10. Changes to the redevelopment plan  
5 necessary to satisfy the issues set forth in the joint review  
6 board report shall not require any further notice or convening  
7 of a joint review board meeting, except that any changes to the  
8 redevelopment plan that would add additional parcels of  
9 property to the proposed redevelopment project area shall be  
10 subject to the notice, public hearing, and joint review board  
11 meeting requirements established for such changes by  
12 subsection (a) of Section 11-74.4-5.

13 In the event that the municipality and the board are  
14 unable to resolve these differences, or in the event that the  
15 resubmitted plan or amendment is rejected by the board, the  
16 municipality may proceed with the plan or amendment, but only  
17 upon a three-fifths vote of the corporate authority  
18 responsible for approval of the plan or amendment, excluding  
19 positions of members that are vacant and those members that  
20 are ineligible to vote because of conflicts of interest.

21 (c) After a municipality has by ordinance approved a  
22 redevelopment plan and designated a redevelopment project  
23 area, the plan may be amended and additional properties may be  
24 added to the redevelopment project area only as herein  
25 provided. Amendments which (1) add additional parcels of  
26 property to the proposed redevelopment project area, (2)

1 substantially affect the general land uses proposed in the  
2 redevelopment plan, (3) substantially change the nature of the  
3 redevelopment project, (4) increase the total estimated  
4 redevelopment project costs set out in the redevelopment plan  
5 by more than 5% after adjustment for inflation from the date  
6 the plan was adopted, (5) add additional redevelopment project  
7 costs to the itemized list of redevelopment project costs set  
8 out in the redevelopment plan, or (6) increase the number of  
9 inhabited residential units to be displaced from the  
10 redevelopment project area, as measured from the time of  
11 creation of the redevelopment project area, to a total of more  
12 than 10, shall be made only after the municipality gives  
13 notice, convenes a joint review board, and conducts a public  
14 hearing pursuant to the procedures set forth in this Section  
15 and in Section 11-74.4-6 of this Act. Changes which do not (1)  
16 add additional parcels of property to the proposed  
17 redevelopment project area, (2) substantially affect the  
18 general land uses proposed in the redevelopment plan, (3)  
19 substantially change the nature of the redevelopment project,  
20 (4) increase the total estimated redevelopment project cost  
21 set out in the redevelopment plan by more than 5% after  
22 adjustment for inflation from the date the plan was adopted,  
23 (5) add additional redevelopment project costs to the itemized  
24 list of redevelopment project costs set out in the  
25 redevelopment plan, or (6) increase the number of inhabited  
26 residential units to be displaced from the redevelopment

1 project area, as measured from the time of creation of the  
2 redevelopment project area, to a total of more than 10, may be  
3 made without further public hearing and related notices and  
4 procedures including the convening of a joint review board as  
5 set forth in Section 11-74.4-6 of this Act, provided that the  
6 municipality shall give notice of any such changes by mail to  
7 each affected taxing district and registrant on the interested  
8 parties registry, provided for under Section 11-74.4-4.2, and  
9 by publication in a newspaper of general circulation within  
10 the affected taxing district. Such notice by mail and by  
11 publication shall each occur not later than 10 days following  
12 the adoption by ordinance of such changes.

13 (d) After the effective date of this amendatory Act of the  
14 91st General Assembly, for fiscal years ending before January  
15 1, 2028, a municipality shall submit in an electronic format  
16 the following information for each redevelopment project area  
17 (i) to the State Comptroller under Section 8-8-3.5 of the  
18 Illinois Municipal Code, subject to any extensions or  
19 exemptions provided at the Comptroller's discretion under that  
20 Section, and (ii) to all taxing districts overlapping the  
21 redevelopment project area no later than 180 days after the  
22 close of each municipal fiscal year or as soon thereafter as  
23 the audited financial statements become available and, in any  
24 case, shall be submitted before the annual meeting of the  
25 Joint Review Board to each of the taxing districts that  
26 overlap the redevelopment project area:

1           (1) Any amendments to the redevelopment plan, the  
2 redevelopment project area, or the State Sales Tax  
3 Boundary.

4           (1.5) A list of the redevelopment project areas  
5 administered by the municipality and, if applicable, the  
6 date each redevelopment project area was designated or  
7 terminated by the municipality.

8           (2) Audited financial statements of the special tax  
9 allocation fund once a cumulative total of \$100,000 has  
10 been deposited in the fund for fiscal years ending before  
11 January 1, 2028.

12           (3) Certification of the Chief Executive Officer of  
13 the municipality that the municipality has complied with  
14 all of the requirements of this Act during the preceding  
15 fiscal year.

16           (4) An opinion of legal counsel that the municipality  
17 is in compliance with this Act.

18           (5) An analysis of the special tax allocation fund  
19 which sets forth:

20                   (A) the balance in the special tax allocation fund  
21 at the beginning of the fiscal year;

22                   (B) all amounts deposited in the special tax  
23 allocation fund by source;

24                   (C) an itemized list of all expenditures from the  
25 special tax allocation fund by category of permissible  
26 redevelopment project cost; and

1 (D) the balance in the special tax allocation fund  
2 at the end of the fiscal year including a breakdown of  
3 that balance by source and a breakdown of that balance  
4 identifying any portion of the balance that is  
5 required, pledged, earmarked, or otherwise designated  
6 for payment of or securing of obligations and  
7 anticipated redevelopment project costs. Any portion  
8 of such ending balance that has not been identified or  
9 is not identified as being required, pledged,  
10 earmarked, or otherwise designated for payment of or  
11 securing of obligations or anticipated redevelopment  
12 projects costs shall be designated as surplus as set  
13 forth in Section 11-74.4-7 hereof.

14 (6) A description of all property purchased by the  
15 municipality within the redevelopment project area  
16 including:

17 (A) Street address.

18 (B) Approximate size or description of property.

19 (C) Purchase price.

20 (D) Seller of property.

21 (7) A statement setting forth all activities  
22 undertaken in furtherance of the objectives of the  
23 redevelopment plan, including:

24 (A) Any project implemented in the preceding  
25 fiscal year.

26 (B) A description of the redevelopment activities

1           undertaken.

2           (C) A description of any agreements entered into  
3           by the municipality with regard to the disposition or  
4           redevelopment of any property within the redevelopment  
5           project area or the area within the State Sales Tax  
6           Boundary.

7           (D) Additional information on the use of all funds  
8           received under this Division and steps taken by the  
9           municipality to achieve the objectives of the  
10          redevelopment plan.

11          (E) Information regarding contracts that the  
12          municipality's tax increment advisors or consultants  
13          have entered into with entities or persons that have  
14          received, or are receiving, payments financed by tax  
15          increment revenues produced by the same redevelopment  
16          project area.

17          (F) Any reports submitted to the municipality by  
18          the joint review board.

19          (G) A review of public and, to the extent  
20          possible, private investment actually undertaken to  
21          date after the effective date of this amendatory Act  
22          of the 91st General Assembly and estimated to be  
23          undertaken during the following year. This review  
24          shall, on a project-by-project basis, set forth the  
25          estimated amounts of public and private investment  
26          incurred after the effective date of this amendatory

1 Act of the 91st General Assembly and provide the ratio  
2 of private investment to public investment to the date  
3 of the report and as estimated to the completion of the  
4 redevelopment project.

5 (8) With regard to any obligations issued by the  
6 municipality:

7 (A) copies of any official statements; and

8 (B) an analysis prepared by financial advisor or  
9 underwriter, chosen by the municipality, setting forth  
10 the: (i) nature and term of obligation; (ii) projected  
11 debt service including required reserves and debt  
12 coverage; and (iii) actual debt service.

13 (9) For special tax allocation funds that have  
14 experienced cumulative deposits of incremental tax  
15 revenues of \$100,000 or more, a certified audit report  
16 reviewing compliance with this Act performed by an  
17 independent public accountant certified and licensed by  
18 the authority of the State of Illinois. The financial  
19 portion of the audit must be conducted in accordance with  
20 Standards for Audits of Governmental Organizations,  
21 Programs, Activities, and Functions adopted by the  
22 Comptroller General of the United States (1981), as  
23 amended, or the standards specified by Section 8-8-5 of  
24 the Illinois Municipal Auditing Law of the Illinois  
25 Municipal Code. The audit report shall contain a letter  
26 from the independent certified public accountant

1           indicating compliance or noncompliance with the  
2           requirements of subsection (q) of Section 11-74.4-3. For  
3           redevelopment plans or projects that would result in the  
4           displacement of residents from 10 or more inhabited  
5           residential units or that contain 75 or more inhabited  
6           residential units, notice of the availability of the  
7           information, including how to obtain the report, required  
8           in this subsection shall also be sent by mail to all  
9           residents or organizations that operate in the  
10          municipality that register with the municipality for that  
11          information according to registration procedures adopted  
12          under Section 11-74.4-4.2. All municipalities are subject  
13          to this provision.

14                 (10) A list of all intergovernmental agreements in  
15                 effect during the fiscal year to which the municipality is  
16                 a party and an accounting of any moneys transferred or  
17                 received by the municipality during that fiscal year  
18                 pursuant to those intergovernmental agreements.

19           In addition to information required to be reported under  
20           this Section, for Fiscal Year 2022 and each fiscal year  
21           thereafter, reporting municipalities shall also report to the  
22           Comptroller annually in a manner and format prescribed by the  
23           Comptroller: (1) the number of jobs, if any, projected to be  
24           created for each redevelopment project area at the time of  
25           approval of the redevelopment agreement; (2) the number of  
26           jobs, if any, created as a result of the development to date

1 for that reporting period under the same guidelines and  
2 assumptions as was used for the projections used at the time of  
3 approval of the redevelopment agreement; (3) the amount of  
4 increment projected to be created at the time of approval of  
5 the redevelopment agreement for each redevelopment project  
6 area; (4) the amount of increment created as a result of the  
7 development to date for that reporting period using the same  
8 assumptions as was used for the projections used at the time of  
9 the approval of the redevelopment agreement; and (5) the  
10 stated rate of return identified by the developer to the  
11 municipality for each redevelopment project area, if any.  
12 Stated rates of return required to be reported in item (5)  
13 shall be independently verified by a third party chosen by the  
14 municipality. Reporting municipalities shall also report to  
15 the Comptroller a copy of the redevelopment plan each time the  
16 redevelopment plan is enacted, amended, or extended in a  
17 manner and format prescribed by the Comptroller. These  
18 requirements shall only apply to redevelopment projects  
19 beginning in or after Fiscal Year 2022.

20 (d-1) Prior to the effective date of this amendatory Act  
21 of the 91st General Assembly, municipalities with populations  
22 of over 1,000,000 shall, after adoption of a redevelopment  
23 plan or project, make available upon request to any taxing  
24 district in which the redevelopment project area is located  
25 the following information:

26 (1) Any amendments to the redevelopment plan, the

1 redevelopment project area, or the State Sales Tax  
2 Boundary; and

3 (2) In connection with any redevelopment project area  
4 for which the municipality has outstanding obligations  
5 issued to provide for redevelopment project costs pursuant  
6 to Section 11-74.4-7, for fiscal years ending before  
7 January 1, 2028, audited financial statements of the  
8 special tax allocation fund.

9 (e) The joint review board shall meet annually 180 days  
10 after the close of the municipal fiscal year, or, for fiscal  
11 years ending before January 1, 2028, ~~year or~~ as soon as the  
12 redevelopment project audit for that fiscal year becomes  
13 available to review the effectiveness and status of the  
14 redevelopment project area up to that date.

15 (f) (Blank).

16 (g) In the event that a municipality has held a public  
17 hearing under this Section prior to March 14, 1994 (the  
18 effective date of Public Act 88-537), the requirements imposed  
19 by Public Act 88-537 relating to the method of fixing the time  
20 and place for public hearing, the materials and information  
21 required to be made available for public inspection, and the  
22 information required to be sent after adoption of an ordinance  
23 or resolution fixing a time and place for public hearing shall  
24 not be applicable.

25 (h) On and after the effective date of this amendatory Act  
26 of the 96th General Assembly, the State Comptroller must post

1 on the State Comptroller's official website the information  
2 submitted by a municipality pursuant to subsection (d) of this  
3 Section. The information must be posted no later than 45 days  
4 after the State Comptroller receives the information from the  
5 municipality. The State Comptroller must also post a list of  
6 the municipalities not in compliance with the reporting  
7 requirements set forth in subsection (d) of this Section.

8 (i) No later than 10 years after the corporate authorities  
9 of a municipality adopt an ordinance to establish a  
10 redevelopment project area, the municipality must compile a  
11 status report concerning the redevelopment project area. The  
12 status report must detail without limitation the following:

13 (i) the amount of revenue generated within the redevelopment  
14 project area, (ii) any expenditures made by the municipality  
15 for the redevelopment project area including without  
16 limitation expenditures from the special tax allocation fund,  
17 (iii) the status of planned activities, goals, and objectives  
18 set forth in the redevelopment plan including details on new  
19 or planned construction within the redevelopment project area,  
20 (iv) the amount of private and public investment within the  
21 redevelopment project area, and (v) any other relevant  
22 evaluation or performance data. Within 30 days after the  
23 municipality compiles the status report, the municipality must  
24 hold at least one public hearing concerning the report. The  
25 municipality must provide 20 days' public notice of the  
26 hearing.

1           (j) Beginning in fiscal year 2011 and in each fiscal year  
2 thereafter, a municipality must detail in its annual budget  
3 (i) the revenues generated from redevelopment project areas by  
4 source and (ii) the expenditures made by the municipality for  
5 redevelopment project areas.

6 (Source: P.A. 102-127, eff. 7-23-21.)

7           (65 ILCS 5/11-74.4-8a) (from Ch. 24, par. 11-74.4-8a)

8           Sec. 11-74.4-8a. (1) Until June 1, 1988, a municipality  
9 which has adopted tax increment allocation financing prior to  
10 January 1, 1987, may by ordinance (1) authorize the Department  
11 of Revenue, subject to appropriation, to annually certify and  
12 cause to be paid from the Illinois Tax Increment Fund to such  
13 municipality for deposit in the municipality's special tax  
14 allocation fund an amount equal to the Net State Sales Tax  
15 Increment and (2) authorize the Department of Revenue to  
16 annually notify the municipality of the amount of the  
17 Municipal Sales Tax Increment which shall be deposited by the  
18 municipality in the municipality's special tax allocation  
19 fund. Provided that for purposes of this Section no amendments  
20 adding additional area to the redevelopment project area which  
21 has been certified as the State Sales Tax Boundary shall be  
22 taken into account if such amendments are adopted by the  
23 municipality after January 1, 1987. If an amendment is adopted  
24 which decreases the area of a State Sales Tax Boundary, the  
25 municipality shall update the list required by subsection

1 (3)(a) of this Section. The Retailers' Occupation Tax  
2 liability, Use Tax liability, Service Occupation Tax liability  
3 and Service Use Tax liability for retailers and servicemen  
4 located within the disconnected area shall be excluded from  
5 the base from which tax increments are calculated and the  
6 revenue from any such retailer or serviceman shall not be  
7 included in calculating incremental revenue payable to the  
8 municipality. A municipality adopting an ordinance under this  
9 subsection (1) of this Section for a redevelopment project  
10 area which is certified as a State Sales Tax Boundary shall not  
11 be entitled to payments of State taxes authorized under  
12 subsection (2) of this Section for the same redevelopment  
13 project area. Nothing herein shall be construed to prevent a  
14 municipality from receiving payment of State taxes authorized  
15 under subsection (2) of this Section for a separate  
16 redevelopment project area that does not overlap in any way  
17 with the State Sales Tax Boundary receiving payments of State  
18 taxes pursuant to subsection (1) of this Section.

19 A certified copy of such ordinance shall be submitted by  
20 the municipality to the Department of Commerce and Economic  
21 Opportunity and the Department of Revenue not later than 30  
22 days after the effective date of the ordinance. Upon  
23 submission of the ordinances, and the information required  
24 pursuant to subsection 3 of this Section, the Department of  
25 Revenue shall promptly determine the amount of such taxes paid  
26 under the Retailers' Occupation Tax Act, Use Tax Act, Service

1 Use Tax Act, the Service Occupation Tax Act, the Municipal  
2 Retailers' Occupation Tax Act and the Municipal Service  
3 Occupation Tax Act by retailers and servicemen on transactions  
4 at places located in the redevelopment project area during the  
5 base year, and shall certify all the foregoing "initial sales  
6 tax amounts" to the municipality within 60 days of submission  
7 of the list required of subsection (3) (a) of this Section.

8 If a retailer or serviceman with a place of business  
9 located within a redevelopment project area also has one or  
10 more other places of business within the municipality but  
11 outside the redevelopment project area, the retailer or  
12 serviceman shall, upon request of the Department of Revenue,  
13 certify to the Department of Revenue the amount of taxes paid  
14 pursuant to the Retailers' Occupation Tax Act, the Municipal  
15 Retailers' Occupation Tax Act, the Service Occupation Tax Act  
16 and the Municipal Service Occupation Tax Act at each place of  
17 business which is located within the redevelopment project  
18 area in the manner and for the periods of time requested by the  
19 Department of Revenue.

20 When the municipality determines that a portion of an  
21 increase in the aggregate amount of taxes paid by retailers  
22 and servicemen under the Retailers' Occupation Tax Act, Use  
23 Tax Act, Service Use Tax Act, or the Service Occupation Tax Act  
24 is the result of a retailer or serviceman initiating retail or  
25 service operations in the redevelopment project area by such  
26 retailer or serviceman with a resulting termination of retail

1 or service operations by such retailer or serviceman at  
2 another location in Illinois in the standard metropolitan  
3 statistical area of such municipality, the Department of  
4 Revenue shall be notified that the retailers occupation tax  
5 liability, use tax liability, service occupation tax  
6 liability, or service use tax liability from such retailer's  
7 or serviceman's terminated operation shall be included in the  
8 base Initial Sales Tax Amounts from which the State Sales Tax  
9 Increment is calculated for purposes of State payments to the  
10 affected municipality; provided, however, for purposes of this  
11 paragraph "termination" shall mean a closing of a retail or  
12 service operation which is directly related to the opening of  
13 the same retail or service operation in a redevelopment  
14 project area which is included within a State Sales Tax  
15 Boundary, but it shall not include retail or service  
16 operations closed for reasons beyond the control of the  
17 retailer or serviceman, as determined by the Department.

18 If the municipality makes the determination referred to in  
19 the prior paragraph and notifies the Department and if the  
20 relocation is from a location within the municipality, the  
21 Department, at the request of the municipality, shall adjust  
22 the certified aggregate amount of taxes that constitute the  
23 Municipal Sales Tax Increment paid by retailers and servicemen  
24 on transactions at places of business located within the State  
25 Sales Tax Boundary during the base year using the same  
26 procedures as are employed to make the adjustment referred to

1 in the prior paragraph. The adjusted Municipal Sales Tax  
2 Increment calculated by the Department shall be sufficient to  
3 satisfy the requirements of subsection (1) of this Section.

4 When a municipality which has adopted tax increment  
5 allocation financing in 1986 determines that a portion of the  
6 aggregate amount of taxes paid by retailers and servicemen  
7 under the Retailers Occupation Tax Act, Use Tax Act, Service  
8 Use Tax Act, or Service Occupation Tax Act, the Municipal  
9 Retailers' Occupation Tax Act and the Municipal Service  
10 Occupation Tax Act, includes revenue of a retailer or  
11 serviceman which terminated retailer or service operations in  
12 1986, prior to the adoption of tax increment allocation  
13 financing, the Department of Revenue shall be notified by such  
14 municipality that the retailers' occupation tax liability, use  
15 tax liability, service occupation tax liability or service use  
16 tax liability, from such retailer's or serviceman's terminated  
17 operations shall be excluded from the Initial Sales Tax  
18 Amounts for such taxes. The revenue from any such retailer or  
19 serviceman which is excluded from the base year under this  
20 paragraph, shall not be included in calculating incremental  
21 revenues if such retailer or serviceman reestablishes such  
22 business in the redevelopment project area.

23 For State fiscal year 1992, the Department of Revenue  
24 shall budget, and the Illinois General Assembly shall  
25 appropriate from the Illinois Tax Increment Fund in the State  
26 treasury, an amount not to exceed \$18,000,000 to pay to each

1 eligible municipality the Net State Sales Tax Increment to  
2 which such municipality is entitled.

3 Beginning on January 1, 1993, each municipality's  
4 proportional share of the Illinois Tax Increment Fund shall be  
5 determined by adding the annual Net State Sales Tax Increment  
6 and the annual Net Utility Tax Increment to determine the  
7 Annual Total Increment. The ratio of the Annual Total  
8 Increment of each municipality to the Annual Total Increment  
9 for all municipalities, as most recently calculated by the  
10 Department, shall determine the proportional shares of the  
11 Illinois Tax Increment Fund to be distributed to each  
12 municipality.

13 Beginning in October, 1993, and each January, April, July  
14 and October thereafter, the Department of Revenue shall  
15 certify to the Treasurer and the Comptroller the amounts  
16 payable quarter annually during the fiscal year to each  
17 municipality under this Section. The Comptroller shall  
18 promptly then draw warrants, ordering the State Treasurer to  
19 pay such amounts from the Illinois Tax Increment Fund in the  
20 State treasury.

21 The Department of Revenue shall utilize the same periods  
22 established for determining State Sales Tax Increment to  
23 determine the Municipal Sales Tax Increment for the area  
24 within a State Sales Tax Boundary and certify such amounts to  
25 such municipal treasurer who shall transfer such amounts to  
26 the special tax allocation fund.

1           The provisions of this subsection (1) do not apply to  
2 additional municipal retailers' occupation or service  
3 occupation taxes imposed by municipalities using their home  
4 rule powers or imposed pursuant to Sections 8-11-1.3, 8-11-1.4  
5 and 8-11-1.5 of this Act. A municipality shall not receive  
6 from the State any share of the Illinois Tax Increment Fund  
7 unless such municipality deposits all its Municipal Sales Tax  
8 Increment and the local incremental real property tax  
9 revenues, as provided herein, into the appropriate special tax  
10 allocation fund. If, however, a municipality has extended the  
11 estimated dates of completion of the redevelopment project and  
12 retirement of obligations to finance redevelopment project  
13 costs by municipal ordinance to December 31, 2013 under  
14 subsection (n) of Section 11-74.4-3, then that municipality  
15 shall continue to receive from the State a share of the  
16 Illinois Tax Increment Fund so long as the municipality  
17 deposits, from any funds available, excluding funds in the  
18 special tax allocation fund, an amount equal to the municipal  
19 share of the real property tax increment revenues into the  
20 special tax allocation fund during the extension period. The  
21 amount to be deposited by the municipality in each of the tax  
22 years affected by the extension to December 31, 2013 shall be  
23 equal to the municipal share of the property tax increment  
24 deposited into the special tax allocation fund by the  
25 municipality for the most recent year that the property tax  
26 increment was distributed. A municipality located within an

1 economic development project area created under the County  
2 Economic Development Project Area Property Tax Allocation Act  
3 which has abated any portion of its property taxes which  
4 otherwise would have been deposited in its special tax  
5 allocation fund shall not receive from the State the Net Sales  
6 Tax Increment.

7 (2) A municipality which has adopted tax increment  
8 allocation financing with regard to an industrial park or  
9 industrial park conservation area, prior to January 1, 1988,  
10 may by ordinance authorize the Department of Revenue to  
11 annually certify and pay from the Illinois Tax Increment Fund  
12 to such municipality for deposit in the municipality's special  
13 tax allocation fund an amount equal to the Net State Utility  
14 Tax Increment. Provided that for purposes of this Section no  
15 amendments adding additional area to the redevelopment project  
16 area shall be taken into account if such amendments are  
17 adopted by the municipality after January 1, 1988.  
18 Municipalities adopting an ordinance under this subsection (2)  
19 of this Section for a redevelopment project area shall not be  
20 entitled to payment of State taxes authorized under subsection  
21 (1) of this Section for the same redevelopment project area  
22 which is within a State Sales Tax Boundary. Nothing herein  
23 shall be construed to prevent a municipality from receiving  
24 payment of State taxes authorized under subsection (1) of this  
25 Section for a separate redevelopment project area within a  
26 State Sales Tax Boundary that does not overlap in any way with

1 the redevelopment project area receiving payments of State  
2 taxes pursuant to subsection (2) of this Section.

3 A certified copy of such ordinance shall be submitted to  
4 the Department of Commerce and Economic Opportunity and the  
5 Department of Revenue not later than 30 days after the  
6 effective date of the ordinance.

7 When a municipality determines that a portion of an  
8 increase in the aggregate amount of taxes paid by industrial  
9 or commercial facilities under the Public Utilities Act, is  
10 the result of an industrial or commercial facility initiating  
11 operations in the redevelopment project area with a resulting  
12 termination of such operations by such industrial or  
13 commercial facility at another location in Illinois, the  
14 Department of Revenue shall be notified by such municipality  
15 that such industrial or commercial facility's liability under  
16 the Public Utility Tax Act shall be included in the base from  
17 which tax increments are calculated for purposes of State  
18 payments to the affected municipality.

19 After receipt of the calculations by the public utility as  
20 required by subsection (4) of this Section, the Department of  
21 Revenue shall annually budget and the Illinois General  
22 Assembly shall annually appropriate from the General Revenue  
23 Fund through State Fiscal Year 1989, and thereafter from the  
24 Illinois Tax Increment Fund, an amount sufficient to pay to  
25 each eligible municipality the amount of incremental revenue  
26 attributable to State electric and gas taxes as reflected by

1 the charges imposed on persons in the project area to which  
2 such municipality is entitled by comparing the preceding  
3 calendar year with the base year as determined by this  
4 Section. Beginning on January 1, 1993, each municipality's  
5 proportional share of the Illinois Tax Increment Fund shall be  
6 determined by adding the annual Net State Utility Tax  
7 Increment and the annual Net Utility Tax Increment to  
8 determine the Annual Total Increment. The ratio of the Annual  
9 Total Increment of each municipality to the Annual Total  
10 Increment for all municipalities, as most recently calculated  
11 by the Department, shall determine the proportional shares of  
12 the Illinois Tax Increment Fund to be distributed to each  
13 municipality.

14 A municipality shall not receive any share of the Illinois  
15 Tax Increment Fund from the State unless such municipality  
16 imposes the maximum municipal charges authorized pursuant to  
17 Section 9-221 of the Public Utilities Act and deposits all  
18 municipal utility tax incremental revenues as certified by the  
19 public utilities, and all local real estate tax increments  
20 into such municipality's special tax allocation fund.

21 (3) Within 30 days after the adoption of the ordinance  
22 required by either subsection (1) or subsection (2) of this  
23 Section, the municipality shall transmit to the Department of  
24 Commerce and Economic Opportunity and the Department of  
25 Revenue the following:

26 (a) if applicable, a certified copy of the ordinance

1 required by subsection (1) accompanied by a complete list  
2 of street names and the range of street numbers of each  
3 street located within the redevelopment project area for  
4 which payments are to be made under this Section in both  
5 the base year and in the year preceding the payment year;  
6 and the addresses of persons registered with the  
7 Department of Revenue; and, the name under which each such  
8 retailer or serviceman conducts business at that address,  
9 if different from the corporate name; and the Illinois  
10 Business Tax Number of each such person (The municipality  
11 shall update this list in the event of a revision of the  
12 redevelopment project area, or the opening or closing or  
13 name change of any street or part thereof in the  
14 redevelopment project area, or if the Department of  
15 Revenue informs the municipality of an addition or  
16 deletion pursuant to the monthly updates given by the  
17 Department.);

18 (b) if applicable, a certified copy of the ordinance  
19 required by subsection (2) accompanied by a complete list  
20 of street names and range of street numbers of each street  
21 located within the redevelopment project area, the utility  
22 customers in the project area, and the utilities serving  
23 the redevelopment project areas;

24 (c) certified copies of the ordinances approving the  
25 redevelopment plan and designating the redevelopment  
26 project area;

1 (d) a copy of the redevelopment plan as approved by  
2 the municipality;

3 (e) an opinion of legal counsel that the municipality  
4 had complied with the requirements of this Act; and

5 (f) a certification by the chief executive officer of  
6 the municipality that with regard to a redevelopment  
7 project area: (1) the municipality has committed all of  
8 the municipal tax increment created pursuant to this Act  
9 for deposit in the special tax allocation fund, (2) the  
10 redevelopment projects described in the redevelopment plan  
11 would not be completed without the use of State  
12 incremental revenues pursuant to this Act, (3) the  
13 municipality will pursue the implementation of the  
14 redevelopment plan in an expeditious manner, (4) the  
15 incremental revenues created pursuant to this Section will  
16 be exclusively utilized for the development of the  
17 redevelopment project area, and (5) the increased revenue  
18 created pursuant to this Section shall be used exclusively  
19 to pay redevelopment project costs as defined in this Act.

20 (4) The Department of Revenue upon receipt of the  
21 information set forth in paragraph (b) of subsection (3) shall  
22 immediately forward such information to each public utility  
23 furnishing natural gas or electricity to buildings within the  
24 redevelopment project area. Upon receipt of such information,  
25 each public utility shall promptly:

26 (a) provide to the Department of Revenue and the

1 municipality separate lists of the names and addresses of  
2 persons within the redevelopment project area receiving  
3 natural gas or electricity from such public utility. Such  
4 list shall be updated as necessary by the public utility.  
5 Each month thereafter the public utility shall furnish the  
6 Department of Revenue and the municipality with an  
7 itemized listing of charges imposed pursuant to Sections  
8 9-221 and 9-222 of the Public Utilities Act on persons  
9 within the redevelopment project area.

10 (b) determine the amount of charges imposed pursuant  
11 to Sections 9-221 and 9-222 of the Public Utilities Act on  
12 persons in the redevelopment project area during the base  
13 year, both as a result of municipal taxes on electricity  
14 and gas and as a result of State taxes on electricity and  
15 gas and certify such amounts both to the municipality and  
16 the Department of Revenue; and

17 (c) determine the amount of charges imposed pursuant  
18 to Sections 9-221 and 9-222 of the Public Utilities Act on  
19 persons in the redevelopment project area on a monthly  
20 basis during the base year, both as a result of State and  
21 municipal taxes on electricity and gas and certify such  
22 separate amounts both to the municipality and the  
23 Department of Revenue.

24 After the determinations are made in paragraphs (b) and  
25 (c), the public utility shall monthly during the existence of  
26 the redevelopment project area notify the Department of

1 Revenue and the municipality of any increase in charges over  
2 the base year determinations made pursuant to paragraphs (b)  
3 and (c).

4 (5) The payments authorized under this Section shall be  
5 deposited by the municipal treasurer in the special tax  
6 allocation fund of the municipality, which for accounting  
7 purposes shall identify the sources of each payment as:  
8 municipal receipts from the State retailers occupation,  
9 service occupation, use and service use taxes; and municipal  
10 public utility taxes charged to customers under the Public  
11 Utilities Act and State public utility taxes charged to  
12 customers under the Public Utilities Act.

13 (6) Before the effective date of this amendatory Act of  
14 the 91st General Assembly, any municipality receiving payments  
15 authorized under this Section for any redevelopment project  
16 area or area within a State Sales Tax Boundary within the  
17 municipality shall submit to the Department of Revenue and to  
18 the taxing districts which are sent the notice required by  
19 Section 6 of this Act annually within 180 days after the close  
20 of each municipal fiscal year the following information for  
21 the immediately preceding fiscal year:

22 (a) Any amendments to the redevelopment plan, the  
23 redevelopment project area, or the State Sales Tax  
24 Boundary.

25 (b) Audited financial statements of the special tax  
26 allocation fund for fiscal years ending before January 1,

1           2028.

2           (c) Certification of the Chief Executive Officer of  
3           the municipality that the municipality has complied with  
4           all of the requirements of this Act during the preceding  
5           fiscal year.

6           (d) An opinion of legal counsel that the municipality  
7           is in compliance with this Act.

8           (e) An analysis of the special tax allocation fund  
9           which sets forth:

10                  (1) the balance in the special tax allocation fund  
11                  at the beginning of the fiscal year;

12                  (2) all amounts deposited in the special tax  
13                  allocation fund by source;

14                  (3) all expenditures from the special tax  
15                  allocation fund by category of permissible  
16                  redevelopment project cost; and

17                  (4) the balance in the special tax allocation fund  
18                  at the end of the fiscal year including a breakdown of  
19                  that balance by source. Such ending balance shall be  
20                  designated as surplus if it is not required for  
21                  anticipated redevelopment project costs or to pay debt  
22                  service on bonds issued to finance redevelopment  
23                  project costs, as set forth in Section 11-74.4-7  
24                  hereof.

25           (f) A description of all property purchased by the  
26           municipality within the redevelopment project area

1 including:

- 2 1. Street address
- 3 2. Approximate size or description of property
- 4 3. Purchase price
- 5 4. Seller of property.

6 (g) A statement setting forth all activities  
7 undertaken in furtherance of the objectives of the  
8 redevelopment plan, including:

- 9 1. Any project implemented in the preceding fiscal  
10 year
- 11 2. A description of the redevelopment activities  
12 undertaken
- 13 3. A description of any agreements entered into by  
14 the municipality with regard to the disposition or  
15 redevelopment of any property within the redevelopment  
16 project area or the area within the State Sales Tax  
17 Boundary.

18 (h) With regard to any obligations issued by the  
19 municipality:

- 20 1. copies of bond ordinances or resolutions
- 21 2. copies of any official statements
- 22 3. an analysis prepared by financial advisor or  
23 underwriter setting forth: (a) nature and term of  
24 obligation; and (b) projected debt service including  
25 required reserves and debt coverage.

26 (i) For fiscal years ending before January 1, 2028, a

1       A certified audit report reviewing compliance with this  
2       statute performed by an independent public accountant  
3       certified and licensed by the authority of the State of  
4       Illinois. The financial portion of the audit must be  
5       conducted in accordance with Standards for Audits of  
6       Governmental Organizations, Programs, Activities, and  
7       Functions adopted by the Comptroller General of the United  
8       States (1981), as amended. The audit report shall contain  
9       a letter from the independent certified public accountant  
10      indicating compliance or noncompliance with the  
11      requirements of subsection (q) of Section 11-74.4-3. If  
12      the audit indicates that expenditures are not in  
13      compliance with the law, the Department of Revenue shall  
14      withhold State sales and utility tax increment payments to  
15      the municipality until compliance has been reached, and an  
16      amount equal to the ineligible expenditures has been  
17      returned to the Special Tax Allocation Fund.

18      (6.1) After July 29, 1988 and before the effective date of  
19      this amendatory Act of the 91st General Assembly, any funds  
20      which have not been designated for use in a specific  
21      development project in the annual report shall be designated  
22      as surplus. No funds may be held in the Special Tax Allocation  
23      Fund for more than 36 months from the date of receipt unless  
24      the money is required for payment of contractual obligations  
25      for specific development project costs. If held for more than  
26      36 months in violation of the preceding sentence, such funds

1 shall be designated as surplus. Any funds designated as  
2 surplus must first be used for early redemption of any bond  
3 obligations. Any funds designated as surplus which are not  
4 disposed of as otherwise provided in this paragraph, shall be  
5 distributed as surplus as provided in Section 11-74.4-7.

6 (7) Any appropriation made pursuant to this Section for  
7 the 1987 State fiscal year shall not exceed the amount of \$7  
8 million and for the 1988 State fiscal year the amount of \$10  
9 million. The amount which shall be distributed to each  
10 municipality shall be the incremental revenue to which each  
11 municipality is entitled as calculated by the Department of  
12 Revenue, unless the requests of the municipality exceed the  
13 appropriation, then the amount to which each municipality  
14 shall be entitled shall be prorated among the municipalities  
15 in the same proportion as the increment to which the  
16 municipality would be entitled bears to the total increment  
17 which all municipalities would receive in the absence of this  
18 limitation, provided that no municipality may receive an  
19 amount in excess of 15% of the appropriation. For the 1987 Net  
20 State Sales Tax Increment payable in Fiscal Year 1989, no  
21 municipality shall receive more than 7.5% of the total  
22 appropriation; provided, however, that any of the  
23 appropriation remaining after such distribution shall be  
24 prorated among municipalities on the basis of their pro rata  
25 share of the total increment. Beginning on January 1, 1993,  
26 each municipality's proportional share of the Illinois Tax

1 Increment Fund shall be determined by adding the annual Net  
2 State Sales Tax Increment and the annual Net Utility Tax  
3 Increment to determine the Annual Total Increment. The ratio  
4 of the Annual Total Increment of each municipality to the  
5 Annual Total Increment for all municipalities, as most  
6 recently calculated by the Department, shall determine the  
7 proportional shares of the Illinois Tax Increment Fund to be  
8 distributed to each municipality.

9 (7.1) No distribution of Net State Sales Tax Increment to  
10 a municipality for an area within a State Sales Tax Boundary  
11 shall exceed in any State Fiscal Year an amount equal to 3  
12 times the sum of the Municipal Sales Tax Increment, the real  
13 property tax increment and deposits of funds from other  
14 sources, excluding state and federal funds, as certified by  
15 the city treasurer to the Department of Revenue for an area  
16 within a State Sales Tax Boundary. After July 29, 1988, for  
17 those municipalities which issue bonds between June 1, 1988  
18 and 3 years from July 29, 1988 to finance redevelopment  
19 projects within the area in a State Sales Tax Boundary, the  
20 distribution of Net State Sales Tax Increment during the 16th  
21 through 20th years from the date of issuance of the bonds shall  
22 not exceed in any State Fiscal Year an amount equal to 2 times  
23 the sum of the Municipal Sales Tax Increment, the real  
24 property tax increment and deposits of funds from other  
25 sources, excluding State and federal funds.

26 (8) Any person who knowingly files or causes to be filed

1 false information for the purpose of increasing the amount of  
2 any State tax incremental revenue commits a Class A  
3 misdemeanor.

4 (9) The following procedures shall be followed to  
5 determine whether municipalities have complied with the Act  
6 for the purpose of receiving distributions after July 1, 1989  
7 pursuant to subsection (1) of this Section 11-74.4-8a.

8 (a) The Department of Revenue shall conduct a  
9 preliminary review of the redevelopment project areas and  
10 redevelopment plans pertaining to those municipalities  
11 receiving payments from the State pursuant to subsection  
12 (1) of Section 8a of this Act for the purpose of  
13 determining compliance with the following standards:

14 (1) For any municipality with a population of more  
15 than 12,000 as determined by the 1980 U.S. Census: (a)  
16 the redevelopment project area, or in the case of a  
17 municipality which has more than one redevelopment  
18 project area, each such area, must be contiguous and  
19 the total of all such areas shall not comprise more  
20 than 25% of the area within the municipal boundaries  
21 nor more than 20% of the equalized assessed value of  
22 the municipality; (b) the aggregate amount of 1985  
23 taxes in the redevelopment project area, or in the  
24 case of a municipality which has more than one  
25 redevelopment project area, the total of all such  
26 areas, shall be not more than 25% of the total base

1 year taxes paid by retailers and servicemen on  
2 transactions at places of business located within the  
3 municipality under the Retailers' Occupation Tax Act,  
4 the Use Tax Act, the Service Use Tax Act, and the  
5 Service Occupation Tax Act. Redevelopment project  
6 areas created prior to 1986 are not subject to the  
7 above standards if their boundaries were not amended  
8 in 1986.

9 (2) For any municipality with a population of  
10 12,000 or less as determined by the 1980 U.S. Census:  
11 (a) the redevelopment project area, or in the case of a  
12 municipality which has more than one redevelopment  
13 project area, each such area, must be contiguous and  
14 the total of all such areas shall not comprise more  
15 than 35% of the area within the municipal boundaries  
16 nor more than 30% of the equalized assessed value of  
17 the municipality; (b) the aggregate amount of 1985  
18 taxes in the redevelopment project area, or in the  
19 case of a municipality which has more than one  
20 redevelopment project area, the total of all such  
21 areas, shall not be more than 35% of the total base  
22 year taxes paid by retailers and servicemen on  
23 transactions at places of business located within the  
24 municipality under the Retailers' Occupation Tax Act,  
25 the Use Tax Act, the Service Use Tax Act, and the  
26 Service Occupation Tax Act. Redevelopment project

1 areas created prior to 1986 are not subject to the  
2 above standards if their boundaries were not amended  
3 in 1986.

4 (3) Such preliminary review of the redevelopment  
5 project areas applying the above standards shall be  
6 completed by November 1, 1988, and on or before  
7 November 1, 1988, the Department shall notify each  
8 municipality by certified mail, return receipt  
9 requested that either (1) the Department requires  
10 additional time in which to complete its preliminary  
11 review; or (2) the Department is issuing either (a) a  
12 Certificate of Eligibility or (b) a Notice of Review.  
13 If the Department notifies a municipality that it  
14 requires additional time to complete its preliminary  
15 investigation, it shall complete its preliminary  
16 investigation no later than February 1, 1989, and by  
17 February 1, 1989 shall issue to each municipality  
18 either (a) a Certificate of Eligibility or (b) a  
19 Notice of Review. A redevelopment project area for  
20 which a Certificate of Eligibility has been issued  
21 shall be deemed a "State Sales Tax Boundary."

22 (4) The Department of Revenue shall also issue a  
23 Notice of Review if the Department has received a  
24 request by November 1, 1988 to conduct such a review  
25 from taxpayers in the municipality, local taxing  
26 districts located in the municipality or the State of

1 Illinois, or if the redevelopment project area has  
2 more than 5 retailers and has had growth in State sales  
3 tax revenue of more than 15% from calendar year 1985 to  
4 1986.

5 (b) For those municipalities receiving a Notice of  
6 Review, the Department will conduct a secondary review  
7 consisting of: (i) application of the above standards  
8 contained in subsection (9)(a)(1)(a) and (b) or  
9 (9)(a)(2)(a) and (b), and (ii) the definitions of blighted  
10 and conservation area provided for in Section 11-74.4-3.  
11 Such secondary review shall be completed by July 1, 1989.

12 Upon completion of the secondary review, the  
13 Department will issue (a) a Certificate of Eligibility or  
14 (b) a Preliminary Notice of Deficiency. Any municipality  
15 receiving a Preliminary Notice of Deficiency may amend its  
16 redevelopment project area to meet the standards and  
17 definitions set forth in this paragraph (b). This amended  
18 redevelopment project area shall become the "State Sales  
19 Tax Boundary" for purposes of determining the State Sales  
20 Tax Increment.

21 (c) If the municipality advises the Department of its  
22 intent to comply with the requirements of paragraph (b) of  
23 this subsection outlined in the Preliminary Notice of  
24 Deficiency, within 120 days of receiving such notice from  
25 the Department, the municipality shall submit  
26 documentation to the Department of the actions it has

1 taken to cure any deficiencies. Thereafter, within 30 days  
2 of the receipt of the documentation, the Department shall  
3 either issue a Certificate of Eligibility or a Final  
4 Notice of Deficiency. If the municipality fails to advise  
5 the Department of its intent to comply or fails to submit  
6 adequate documentation of such cure of deficiencies the  
7 Department shall issue a Final Notice of Deficiency that  
8 provides that the municipality is ineligible for payment  
9 of the Net State Sales Tax Increment.

10 (d) If the Department issues a final determination of  
11 ineligibility, the municipality shall have 30 days from  
12 the receipt of determination to protest and request a  
13 hearing. Such hearing shall be conducted in accordance  
14 with Sections 10-25, 10-35, 10-40, and 10-50 of the  
15 Illinois Administrative Procedure Act. The decision  
16 following the hearing shall be subject to review under the  
17 Administrative Review Law.

18 (e) Any Certificate of Eligibility issued pursuant to  
19 this subsection 9 shall be binding only on the State for  
20 the purposes of establishing municipal eligibility to  
21 receive revenue pursuant to subsection (1) of this Section  
22 11-74.4-8a.

23 (f) It is the intent of this subsection that the  
24 periods of time to cure deficiencies shall be in addition  
25 to all other periods of time permitted by this Section,  
26 regardless of the date by which plans were originally

1 required to be adopted. To cure said deficiencies,  
2 however, the municipality shall be required to follow the  
3 procedures and requirements pertaining to amendments, as  
4 provided in Sections 11-74.4-5 and 11-74.4-6 of this Act.

5 (10) If a municipality adopts a State Sales Tax Boundary  
6 in accordance with the provisions of subsection (9) of this  
7 Section, such boundaries shall subsequently be utilized to  
8 determine Revised Initial Sales Tax Amounts and the Net State  
9 Sales Tax Increment; provided, however, that such revised  
10 State Sales Tax Boundary shall not have any effect upon the  
11 boundary of the redevelopment project area established for the  
12 purposes of determining the ad valorem taxes on real property  
13 pursuant to Sections 11-74.4-7 and 11-74.4-8 of this Act nor  
14 upon the municipality's authority to implement the  
15 redevelopment plan for that redevelopment project area. For  
16 any redevelopment project area with a smaller State Sales Tax  
17 Boundary within its area, the municipality may annually elect  
18 to deposit the Municipal Sales Tax Increment for the  
19 redevelopment project area in the special tax allocation fund  
20 and shall certify the amount to the Department prior to  
21 receipt of the Net State Sales Tax Increment. Any municipality  
22 required by subsection (9) to establish a State Sales Tax  
23 Boundary for one or more of its redevelopment project areas  
24 shall submit all necessary information required by the  
25 Department concerning such boundary and the retailers therein,  
26 by October 1, 1989, after complying with the procedures for

1 amendment set forth in Sections 11-74.4-5 and 11-74.4-6 of  
2 this Act. Net State Sales Tax Increment produced within the  
3 State Sales Tax Boundary shall be spent only within that area.  
4 However expenditures of all municipal property tax increment  
5 and municipal sales tax increment in a redevelopment project  
6 area are not required to be spent within the smaller State  
7 Sales Tax Boundary within such redevelopment project area.

8 (11) The Department of Revenue shall have the authority to  
9 issue rules and regulations for purposes of this Section.

10 (12) If, under Section 5.4.1 of the Illinois Enterprise  
11 Zone Act, a municipality determines that property that lies  
12 within a State Sales Tax Boundary has an improvement,  
13 rehabilitation, or renovation that is entitled to a property  
14 tax abatement, then that property along with any improvements,  
15 rehabilitation, or renovations shall be immediately removed  
16 from any State Sales Tax Boundary. The municipality that made  
17 the determination shall notify the Department of Revenue  
18 within 30 days after the determination. Once a property is  
19 removed from the State Sales Tax Boundary because of the  
20 existence of a property tax abatement resulting from an  
21 enterprise zone, then that property shall not be permitted to  
22 be amended into a State Sales Tax Boundary.

23 (Source: P.A. 100-201, eff. 8-18-17.)

24 (65 ILCS 5/11-74.6-22)

25 Sec. 11-74.6-22. Adoption of ordinance; requirements;

1 changes.

2 (a) Before adoption of an ordinance proposing the  
3 designation of a redevelopment planning area or a  
4 redevelopment project area, or both, or approving a  
5 redevelopment plan or redevelopment project, the municipality  
6 or commission designated pursuant to subsection (1) of Section  
7 11-74.6-15 shall fix by ordinance or resolution a time and  
8 place for public hearing. Prior to the adoption of the  
9 ordinance or resolution establishing the time and place for  
10 the public hearing, the municipality shall make available for  
11 public inspection a redevelopment plan or a report that  
12 provides in sufficient detail, the basis for the eligibility  
13 of the redevelopment project area. The report along with the  
14 name of a person to contact for further information shall be  
15 sent to the affected taxing district by certified mail within  
16 a reasonable time following the adoption of the ordinance or  
17 resolution establishing the time and place for the public  
18 hearing.

19 At the public hearing any interested person or affected  
20 taxing district may file with the municipal clerk written  
21 objections to the ordinance and may be heard orally on any  
22 issues that are the subject of the hearing. The municipality  
23 shall hear and determine all alternate proposals or bids for  
24 any proposed conveyance, lease, mortgage or other disposition  
25 of land and all protests and objections at the hearing and the  
26 hearing may be adjourned to another date without further

1 notice other than a motion to be entered upon the minutes  
2 fixing the time and place of the later hearing. At the public  
3 hearing or at any time prior to the adoption by the  
4 municipality of an ordinance approving a redevelopment plan,  
5 the municipality may make changes in the redevelopment plan.  
6 Changes which (1) add additional parcels of property to the  
7 proposed redevelopment project area, (2) substantially affect  
8 the general land uses proposed in the redevelopment plan, or  
9 (3) substantially change the nature of or extend the life of  
10 the redevelopment project shall be made only after the  
11 municipality gives notice, convenes a joint review board, and  
12 conducts a public hearing pursuant to the procedures set forth  
13 in this Section and in Section 11-74.6-25. Changes which do  
14 not (1) add additional parcels of property to the proposed  
15 redevelopment project area, (2) substantially affect the  
16 general land uses proposed in the redevelopment plan, or (3)  
17 substantially change the nature of or extend the life of the  
18 redevelopment project may be made without further hearing,  
19 provided that the municipality shall give notice of any such  
20 changes by mail to each affected taxing district and by  
21 publication once in a newspaper of general circulation within  
22 the affected taxing district. Such notice by mail and by  
23 publication shall each occur not later than 10 days following  
24 the adoption by ordinance of such changes.

25 (b) Before adoption of an ordinance proposing the  
26 designation of a redevelopment planning area or a

1 redevelopment project area, or both, or amending the  
2 boundaries of an existing redevelopment project area or  
3 redevelopment planning area, or both, the municipality shall  
4 convene a joint review board to consider the proposal. The  
5 board shall consist of a representative selected by each  
6 taxing district that has authority to levy real property taxes  
7 on the property within the proposed redevelopment project area  
8 and that has at least 5% of its total equalized assessed value  
9 located within the proposed redevelopment project area, a  
10 representative selected by the municipality and a public  
11 member. The public member and the board's chairperson shall be  
12 selected by a majority of other board members.

13 All board members shall be appointed and the first board  
14 meeting held within 14 days following the notice by the  
15 municipality to all the taxing districts as required by  
16 subsection (c) of Section 11-74.6-25. The notice shall also  
17 advise the taxing bodies represented on the joint review board  
18 of the time and place of the first meeting of the board.  
19 Additional meetings of the board shall be held upon the call of  
20 any 2 members. The municipality seeking designation of the  
21 redevelopment project area may provide administrative support  
22 to the board.

23 The board shall review the public record, planning  
24 documents and proposed ordinances approving the redevelopment  
25 plan and project to be adopted by the municipality. As part of  
26 its deliberations, the board may hold additional hearings on

1 the proposal. A board's recommendation, if any, shall be a  
2 written recommendation adopted by a majority vote of the board  
3 and submitted to the municipality within 30 days after the  
4 board convenes. A board's recommendation shall be binding upon  
5 the municipality. Failure of the board to submit its  
6 recommendation on a timely basis shall not be cause to delay  
7 the public hearing or the process of establishing or amending  
8 the redevelopment project area. The board's recommendation on  
9 the proposal shall be based upon the area satisfying the  
10 applicable eligibility criteria defined in Section 11-74.6-10  
11 and whether there is a basis for the municipal findings set  
12 forth in the redevelopment plan as required by this Act. If the  
13 board does not file a recommendation it shall be presumed that  
14 the board has found that the redevelopment project area  
15 satisfies the eligibility criteria.

16 (c) After a municipality has by ordinance approved a  
17 redevelopment plan and designated a redevelopment planning  
18 area or a redevelopment project area, or both, the plan may be  
19 amended and additional properties may be added to the  
20 redevelopment project area only as herein provided. Amendments  
21 which (1) add additional parcels of property to the proposed  
22 redevelopment project area, (2) substantially affect the  
23 general land uses proposed in the redevelopment plan, (3)  
24 substantially change the nature of the redevelopment project,  
25 (4) increase the total estimated redevelopment project costs  
26 set out in the redevelopment plan by more than 5% after

1 adjustment for inflation from the date the plan was adopted,  
2 or (5) add additional redevelopment project costs to the  
3 itemized list of redevelopment project costs set out in the  
4 redevelopment plan shall be made only after the municipality  
5 gives notice, convenes a joint review board, and conducts a  
6 public hearing pursuant to the procedures set forth in this  
7 Section and in Section 11-74.6-25. Changes which do not (1)  
8 add additional parcels of property to the proposed  
9 redevelopment project area, (2) substantially affect the  
10 general land uses proposed in the redevelopment plan, (3)  
11 substantially change the nature of the redevelopment project,  
12 (4) increase the total estimated redevelopment project cost  
13 set out in the redevelopment plan by more than 5% after  
14 adjustment for inflation from the date the plan was adopted,  
15 or (5) add additional redevelopment project costs to the  
16 itemized list of redevelopment project costs set out in the  
17 redevelopment plan may be made without further hearing,  
18 provided that the municipality shall give notice of any such  
19 changes by mail to each affected taxing district and by  
20 publication once in a newspaper of general circulation within  
21 the affected taxing district. Such notice by mail and by  
22 publication shall each occur not later than 10 days following  
23 the adoption by ordinance of such changes.

24 Notwithstanding Section 11-74.6-50, the redevelopment  
25 project area established by an ordinance adopted in its final  
26 form on December 19, 2011 by the City of Loves Park may be

1 expanded by the adoption of an ordinance to that effect  
2 without further hearing or notice to include land that (i) is  
3 at least in part contiguous to the existing redevelopment  
4 project area, (ii) does not exceed approximately 16.56 acres,  
5 (iii) at the time of the establishment of the redevelopment  
6 project area would have been otherwise eligible for inclusion  
7 in the redevelopment project area, and (iv) is zoned so as to  
8 comply with this Act prior to its inclusion in the  
9 redevelopment project area.

10 (d) After the effective date of this amendatory Act of the  
11 91st General Assembly, a municipality shall submit the  
12 following information for each redevelopment project area (i)  
13 to the State Comptroller under Section 8-8-3.5 of the Illinois  
14 Municipal Code, subject to any extensions or exemptions  
15 provided at the Comptroller's discretion under that Section,  
16 and (ii) to all taxing districts overlapping the redevelopment  
17 project area no later than 180 days after the close of each  
18 municipal fiscal year, or, for fiscal years ending before  
19 January 1, 2028, ~~year or~~ as soon thereafter as the audited  
20 financial statements become available and, in any case, shall  
21 be submitted before the annual meeting of the joint review  
22 board to each of the taxing districts that overlap the  
23 redevelopment project area:

24 (1) Any amendments to the redevelopment plan, or the  
25 redevelopment project area.

26 (1.5) A list of the redevelopment project areas

1 administered by the municipality and, if applicable, the  
2 date each redevelopment project area was designated or  
3 terminated by the municipality.

4 (2) Audited financial statements of the special tax  
5 allocation fund once a cumulative total of \$100,000 of tax  
6 increment revenues has been deposited in the fund for  
7 fiscal years ending before January 1, 2028.

8 (3) Certification of the Chief Executive Officer of  
9 the municipality that the municipality has complied with  
10 all of the requirements of this Act during the preceding  
11 fiscal year.

12 (4) An opinion of legal counsel that the municipality  
13 is in compliance with this Act.

14 (5) An analysis of the special tax allocation fund  
15 which sets forth:

16 (A) the balance in the special tax allocation fund  
17 at the beginning of the fiscal year;

18 (B) all amounts deposited in the special tax  
19 allocation fund by source;

20 (C) an itemized list of all expenditures from the  
21 special tax allocation fund by category of permissible  
22 redevelopment project cost; and

23 (D) the balance in the special tax allocation fund  
24 at the end of the fiscal year including a breakdown of  
25 that balance by source and a breakdown of that balance  
26 identifying any portion of the balance that is

1 required, pledged, earmarked, or otherwise designated  
2 for payment of or securing of obligations and  
3 anticipated redevelopment project costs. Any portion  
4 of such ending balance that has not been identified or  
5 is not identified as being required, pledged,  
6 earmarked, or otherwise designated for payment of or  
7 securing of obligations or anticipated redevelopment  
8 project costs shall be designated as surplus as set  
9 forth in Section 11-74.6-30 hereof.

10 (6) A description of all property purchased by the  
11 municipality within the redevelopment project area  
12 including:

13 (A) Street address.

14 (B) Approximate size or description of property.

15 (C) Purchase price.

16 (D) Seller of property.

17 (7) A statement setting forth all activities  
18 undertaken in furtherance of the objectives of the  
19 redevelopment plan, including:

20 (A) Any project implemented in the preceding  
21 fiscal year.

22 (B) A description of the redevelopment activities  
23 undertaken.

24 (C) A description of any agreements entered into  
25 by the municipality with regard to the disposition or  
26 redevelopment of any property within the redevelopment

1 project area.

2 (D) Additional information on the use of all funds  
3 received under this Division and steps taken by the  
4 municipality to achieve the objectives of the  
5 redevelopment plan.

6 (E) Information regarding contracts that the  
7 municipality's tax increment advisors or consultants  
8 have entered into with entities or persons that have  
9 received, or are receiving, payments financed by tax  
10 increment revenues produced by the same redevelopment  
11 project area.

12 (F) Any reports submitted to the municipality by  
13 the joint review board.

14 (G) A review of public and, to the extent  
15 possible, private investment actually undertaken to  
16 date after the effective date of this amendatory Act  
17 of the 91st General Assembly and estimated to be  
18 undertaken during the following year. This review  
19 shall, on a project-by-project basis, set forth the  
20 estimated amounts of public and private investment  
21 incurred after the effective date of this amendatory  
22 Act of the 91st General Assembly and provide the ratio  
23 of private investment to public investment to the date  
24 of the report and as estimated to the completion of the  
25 redevelopment project.

26 (8) With regard to any obligations issued by the

1           municipality:

2                   (A) copies of any official statements; and

3                   (B) an analysis prepared by financial advisor or  
4           underwriter, chosen by the municipality, setting  
5           forth: (i) nature and term of obligation; (ii)  
6           projected debt service including required reserves and  
7           debt coverage; and (iii) actual debt service.

8           (9) For special tax allocation funds that have  
9           received cumulative deposits of incremental tax revenues  
10          of \$100,000 or more, a certified audit report reviewing  
11          compliance with this Act performed by an independent  
12          public accountant certified and licensed by the authority  
13          of the State of Illinois. The financial portion of the  
14          audit must be conducted in accordance with Standards for  
15          Audits of Governmental Organizations, Programs,  
16          Activities, and Functions adopted by the Comptroller  
17          General of the United States (1981), as amended, or the  
18          standards specified by Section 8-8-5 of the Illinois  
19          Municipal Auditing Law of the Illinois Municipal Code. The  
20          audit report shall contain a letter from the independent  
21          certified public accountant indicating compliance or  
22          noncompliance with the requirements of subsection (o) of  
23          Section 11-74.6-10.

24          In addition to information required to be reported under  
25          this Section, for Fiscal Year 2022 and each fiscal year  
26          thereafter, reporting municipalities shall also report to the

1 Comptroller annually in a manner and format prescribed by the  
2 Comptroller: (1) the number of jobs, if any, projected to be  
3 created for each redevelopment project area at the time of  
4 approval of the redevelopment agreement; (2) the number of  
5 jobs, if any, created as a result of the development to date  
6 for that reporting period under the same guidelines and  
7 assumptions as was used for the projections used at the time of  
8 approval of the redevelopment agreement; (3) the amount of  
9 increment projected to be created at the time of approval of  
10 the redevelopment agreement for each redevelopment project  
11 area; (4) the amount of increment created as a result of the  
12 development to date for that reporting period using the same  
13 assumptions as was used for the projections used at the time of  
14 the approval of the redevelopment agreement; and (5) the  
15 stated rate of return identified by the developer to the  
16 municipality for each redevelopment project area, if any.  
17 Stated rates of return required to be reported in item (5)  
18 shall be independently verified by a third party chosen by the  
19 municipality. Reporting municipalities shall also report to  
20 the Comptroller a copy of the redevelopment plan each time the  
21 redevelopment plan is enacted, amended, or extended in a  
22 manner and format prescribed by the Comptroller. These  
23 requirements shall only apply to redevelopment projects  
24 beginning in or after Fiscal Year 2022.

25 (e) The joint review board shall meet annually 180 days  
26 after the close of the municipal fiscal year, or, for fiscal

1 years ending before January 1, 2028, ~~year or~~ as soon as the  
2 redevelopment project audit for that fiscal year becomes  
3 available to review the effectiveness and status of the  
4 redevelopment project area up to that date.

5 (Source: P.A. 102-127, eff. 7-23-21.)

6 (65 ILCS 5/11-94-5) (from Ch. 24, par. 11-94-5)

7 Sec. 11-94-5. Each municipality which issues bonds and  
8 constructs or acquires or improves a facility under this  
9 Division 94 shall charge for the use thereof at a rate which at  
10 all times is sufficient to pay maintenance and operation  
11 costs, depreciation and the principal and interest on the  
12 bonds. Such a municipality may make, enact, and enforce all  
13 needful rules and regulations for the construction,  
14 acquisition, improvement, extension, management, maintenance,  
15 care, and protection of its natatoriums or swimming pools,  
16 indoor or outdoor tennis courts, handball, racquetball or  
17 squash courts, artificial ice skating rinks or golf courses,  
18 or any other recreational facility, or any combination of  
19 facilities, as the case may be, and for the use thereof.  
20 Charges or rates for the use of the facility shall be  
21 established, revised, maintained, and payable as the corporate  
22 authorities may determine by ordinance.

23 While any bond issued under this Division 94 is  
24 outstanding, such a municipality is required to maintain and  
25 operate its natatoriums or swimming pools, indoor or outdoor

1 tennis courts, handball, racquetball or squash courts,  
2 artificial ice skating rinks or golf courses, or any other  
3 recreational facility, or any combination of facilities, as  
4 long as it can do so out of the revenue derived from the  
5 operation thereof. It shall not sell, lease, loan, mortgage or  
6 in any other manner dispose of the natatoriums or swimming  
7 pools, indoor or outdoor tennis courts, handball, racquetball  
8 or squash courts, artificial ice skating rinks or golf  
9 courses, or any other recreational facility, or any  
10 combination of facilities, until all of the bonds so issued  
11 have been paid in full, both principal and interest or until  
12 provision has been made for the payment of all of the bonds and  
13 interests thereon in full.

14 Such a municipality shall install and maintain a proper  
15 system of accounts, showing the amount of revenue received  
16 from the operation of its natatoriums or swimming pools,  
17 indoor or outdoor tennis courts, handball, racquetball or  
18 squash courts, artificial ice skating rinks or golf courses.  
19 At least once each year, the municipality shall have the  
20 accounts properly audited for fiscal years ending before  
21 January 1, 2028. A report of this audit shall be open for  
22 inspection at all times to any taxpayer, or to a holder of any  
23 bond or coupon of any bond issued under this Division 94, or to  
24 their respective representatives.

25 This amendatory Act of 1973 is not a limit upon any  
26 municipality which is a home rule unit.

1           This amendatory Act of 1975 is not a limit upon any  
2 municipality which is a home rule unit.

3           (Source: P.A. 81-1509.)

4           (65 ILCS 5/11-117-13) (from Ch. 24, par. 11-117-13)

5           Sec. 11-117-13. Any municipality, owning a public utility,  
6 shall keep the accounts for each public utility distinct from  
7 other municipal accounts and in such manner as to show the true  
8 and complete financial results of municipal ownership or  
9 ownership and operation, as the case may be. These accounts  
10 shall be so kept as to show (1) the actual cost of the  
11 municipality of each public utility owned; (2) all costs of  
12 maintenance, extension, and improvement; (3) all operating  
13 expenses of every description, in case of municipal operation;  
14 (4) the amounts set aside for sinking fund purposes; (5) if  
15 water or other service is furnished for the use of a public  
16 utility without charge, as nearly as possible, the value of  
17 that service and also the value of any similar service  
18 rendered by each public utility to any other municipal  
19 department without charge; (6) reasonable allowances for  
20 interest, depreciation, and insurance; and (7) estimates of  
21 the amount of taxes that would be chargeable against each  
22 public utility if owned by a private corporation.

23           For fiscal years ending before January 1, 2028, the ~~The~~  
24 corporate authorities shall print annually for public  
25 distribution, a report, in the form specified in this Section,

1 showing the financial results of the municipal ownership or  
2 ownership and operation. The accounts of each public utility  
3 shall be examined once each year by a licensed Certified  
4 Public Accountant permitted to perform audits under the  
5 Illinois Public Accounting Act who shall report to the  
6 corporate authorities the results of his examination. This  
7 accountant shall be selected in such manner as the corporate  
8 authorities may direct, and he shall receive for his services  
9 such compensation, to be paid out of the revenue from each  
10 public utility, as the municipality may prescribe.

11 (Source: P.A. 94-465, eff. 8-4-05.)

12 (65 ILCS 5/11-119.1-4) (from Ch. 24, par. 11-119.1-4)

13 Sec. 11-119.1-4. Municipal Power Agencies.

14 A. Any 2 or more municipalities, contiguous or  
15 noncontiguous, and which operate an electric utility system,  
16 may form a municipal power agency by the execution of an agency  
17 agreement authorized by an ordinance adopted by the governing  
18 body of each municipality. The agency agreement may state:

19 (1) that the municipal power agency is created and  
20 incorporated under the provisions of this Division as a  
21 body politic and corporate, municipal corporation and unit  
22 of local government of the State of Illinois;

23 (2) the name of the agency and the date of its  
24 establishment;

25 (3) that names of the municipalities which have

1           adopted the agency agreement and constitute the initial  
2           members of the municipal power agency;

3           (4) the names and addresses of the persons initially  
4           appointed in the ordinances adopting the agency agreement  
5           to serve on the Board of Directors and act as the  
6           representatives of the municipalities, respectively, in  
7           the exercise of their powers as members;

8           (5) the limitations, if any, upon the terms of office  
9           of the directors, provided that such directors shall  
10          always be selected and vacancies in their offices declared  
11          and filled by ordinances adopted by the governing body of  
12          the respective municipalities;

13          (6) the location by city, village or incorporated town  
14          in the State of Illinois of the principal office of the  
15          municipal power agency;

16          (7) provisions for the disposition, division or  
17          distribution of obligations, property and assets of the  
18          municipal power agency upon dissolution; and

19          (8) any other provisions for regulating the business  
20          of the municipal power agency or the conduct of its  
21          affairs which may be agreed to by the member  
22          municipalities, consistent with this Division, including,  
23          without limitation, any provisions for weighted voting  
24          among the member municipalities or by the directors.

25          B. The presiding officer of the Board of Directors of any  
26          municipal power agency established pursuant to this Division

1 or such other officer selected by the Board of Directors,  
2 within 3 months after establishment, shall file a certified  
3 copy of the agency agreement and a list of the municipalities  
4 which have adopted the agreement with the recorder of deeds of  
5 the county in which the principal office is located. The  
6 recorder of deeds shall record this certified copy and list  
7 and shall immediately transmit the certified copy and list to  
8 the Secretary of State, together with his certificate of  
9 recordation. The Secretary of State shall file these documents  
10 and issue his certificate of approval over his signature and  
11 the Great Seal of the State. The Secretary of State shall make  
12 and keep a register of municipal power agencies established  
13 under this Division.

14 C. Each municipality which becomes a member of the  
15 municipal power agency shall appoint a representative to serve  
16 on the Board of Directors, which representative may be a  
17 member of the governing body of the municipality. Each  
18 appointment shall be made by the mayor, or president, subject  
19 to the confirmation of the governing body. The directors so  
20 appointed shall hold office for a term of 3 years, or until a  
21 successor has been duly appointed and qualified, except that  
22 the directors first appointed shall determine by lot at their  
23 initial meeting the respective directors which shall serve for  
24 a term of one, 2 or 3 years from the date of that meeting. A  
25 vacancy shall be filled for the balance of the unexpired term  
26 in the same manner as the original appointment.

1           The Board of Directors is the corporate authority of the  
2 municipal power agency and shall exercise all the powers and  
3 manage and control all of the affairs and property of the  
4 agency. The Board of Directors shall have full power to pass  
5 all necessary ordinances, resolutions, rules and regulations  
6 for the proper management and conduct of the business of the  
7 board, and for carrying into effect the objects for which the  
8 agency was established.

9           At the initial meeting of the Board of Directors to be held  
10 within 30 days after the date of establishment of the  
11 municipal power agency, the directors shall elect from their  
12 members a presiding officer to preside over the meetings of  
13 the Board of Directors and an alternative presiding officer  
14 and may elect an executive board. The Board of Directors shall  
15 determine and designate in the agency's bylaws the titles for  
16 the presiding officers. The directors shall also elect a  
17 secretary and treasurer, who need not be directors. The board  
18 may select such other officers, employees and agents as deemed  
19 to be necessary, who need not be directors or residents of any  
20 of the municipalities which are members of the municipal power  
21 agency. The board may designate appropriate titles for all  
22 other officers, employees, and agents. All persons selected by  
23 the board shall hold their respective offices during the  
24 pleasure of the board, and give such bond as may be required by  
25 the board.

26           D. The bylaws of the municipal power agency, and any

1 amendments thereto, shall be adopted by the Board of Directors  
2 by a majority vote (adjusted for weighted voting, if provided  
3 in the Agency Agreement) to provide the following:

4 (1) the conditions and obligations of membership, if  
5 any;

6 (2) the manner and time of calling regular and special  
7 meetings of the Board of Directors;

8 (3) the procedural rules of the Board of Directors;

9 (4) the composition, powers and responsibilities of  
10 any committee or executive board;

11 (5) the rights and obligations of new members, and the  
12 disposition of rights and obligations upon termination of  
13 membership; and

14 (6) such other rules or provisions for regulating the  
15 affairs of the municipal power agency as the board shall  
16 determine to be necessary.

17 E. Every municipal power agency shall maintain an office  
18 in the State of Illinois to be known as its principal office.  
19 When a municipal power agency desires to change the location  
20 of such office, it shall file with the Secretary of State a  
21 certificate of change of location, stating the new address and  
22 the effective date of change. Meetings of the Board of  
23 Directors may be held at any place within the State of  
24 Illinois, designated by the Board of Directors, after notice.  
25 Unless otherwise provided by the bylaws, an act of the  
26 majority of the directors present at a meeting at which a

1 quorum is present is the act of the Board of Directors.

2 F. The Board of Directors shall hold at least one meeting  
3 each year for the election of officers and for the transaction  
4 of any other business. Special meetings of the Board of  
5 Directors may be called for any purpose upon written request  
6 to the presiding officer of the Board of Directors or  
7 secretary to call the meeting. Such officer shall give notice  
8 of the meeting to be held not less than 10 days and not more  
9 than 60 days after receipt of such request. Unless the bylaws  
10 provide for a different percentage, a quorum for a meeting of  
11 the Board of Directors is a majority of all members then in  
12 office. All meetings of the board shall be held in compliance  
13 with the provisions of the Open Meetings Act ~~"An Act in~~  
14 ~~relation to meetings", approved July 11, 1957, as amended.~~

15 G. The agency agreement may be amended as proposed at any  
16 meeting of the Board of Directors for which notice, stating  
17 the purpose, shall be given to each director and, unless the  
18 bylaws prescribe otherwise, such amendment shall become  
19 effective when ratified by ordinances adopted by a majority of  
20 the governing bodies of the member municipalities. Each  
21 amendment, duly certified, shall be recorded and filed in the  
22 same manner as for the original agreement.

23 H. Each member municipality shall have full power and  
24 authority, subject to the provisions of its charter and laws  
25 regarding local finance, to appropriate money for the payment  
26 of the expenses of the municipal power agency and of its

1 representative in exercising its functions as a member of the  
2 municipal power agency.

3 I. Any additional municipality which operates an electric  
4 utility system may join the municipal power agency, or any  
5 member municipality may withdraw therefrom upon the approval  
6 by ordinance adopted by the governing body of the majority of  
7 the municipalities which are then members of the municipal  
8 power agency. Any new member shall agree to assume its  
9 proportionate share of the outstanding obligations of the  
10 municipal power agency and any member permitted to withdraw  
11 shall remain obligated to make payments under any outstanding  
12 contract or agreement with the municipal power agency. Any  
13 such change in membership shall be recorded and filed in the  
14 same manner as for the original agreement.

15 J. Any 2 or more municipal power agencies organized  
16 pursuant to this Division may consolidate to form a new  
17 municipal power agency when approved by ordinance adopted by  
18 the governing body of each municipality which is a member of  
19 the respective municipal power agency and by the execution of  
20 an agency agreement as provided in this Section.

21 K. For fiscal years ending before January 1, 2028,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of a municipal power  
24 agency shall be subject to the Governmental Account Audit Act.

25 L. For fiscal years beginning after December 31, 2027,  
26 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of a municipal power  
2 agency shall be subject to the Government Reporting  
3 Enhancement and Transparency Act.

4 (Source: P.A. 96-204, eff. 1-1-10.)

5 (65 ILCS 5/11-119.2-4) (from Ch. 24, par. 11-119.2-4)

6 Sec. 11-119.2-4. A. Any 2 or more municipalities,  
7 contiguous or noncontiguous, and which operate a natural gas  
8 plant or system, may form a municipal natural gas agency by the  
9 execution of an agency agreement authorized by an ordinance  
10 adopted by the governing body of each municipality. The agency  
11 agreement may state:

12 (1) that the municipal natural gas agency is created  
13 and incorporated under the provisions of this Division as  
14 a body politic and corporate, municipal corporation and  
15 unit of local government of the State of Illinois;

16 (2) the name of the agency and the date of its  
17 establishment;

18 (3) the names of the municipalities which have adopted  
19 the agency agreement and constitute the initial members of  
20 the municipal natural gas agency;

21 (4) the names and addresses of the persons initially  
22 appointed in the ordinances adopting the agency agreement  
23 to serve on the Board of Directors and act as the  
24 representatives of the municipalities, respectively, in  
25 the exercise of their powers as members;

1           (5) the limitations, if any, upon the terms of office  
2           of the directors, provided that such directors shall  
3           always be selected and vacancies in their offices declared  
4           and filled by ordinances adopted by the governing body of  
5           the respective municipalities;

6           (6) the location by city, village or incorporated town  
7           in the State of Illinois of the principal office of the  
8           municipal natural gas agency;

9           (7) provisions for the disposition, division or  
10          distribution of obligations, property and assets of the  
11          municipal natural gas agency upon dissolution; and

12          (8) any other provisions for regulating the business  
13          of the municipal natural gas agency or the conduct of its  
14          affairs which may be agreed to by the member  
15          municipalities, consistent with this Division, including,  
16          without limitation, any provisions for weighted voting  
17          among the member municipalities or by the directors.

18          B. The presiding officer of the Board of Directors of any  
19          municipal natural gas agency established pursuant to this  
20          Division or such other officer selected by the Board of  
21          Directors, within 3 months after establishment, shall file a  
22          certified copy of the agency agreement and a list of the  
23          municipalities which have adopted the agreement with the  
24          recorder of the county in which the principal office is  
25          located. The recorder shall record this certified copy and  
26          list and shall immediately transmit the certified copy and

1 list to the Secretary of State, together with his certificate  
2 of recordation. The Secretary of State shall file these  
3 documents and issue his certificate of approval over his  
4 signature and the Great Seal of the State. The Secretary of  
5 State shall make and keep a register of municipal natural gas  
6 agencies established under this Division.

7 C. Each municipality which becomes a member of the  
8 municipal natural gas agency shall appoint a representative to  
9 serve on the Board of Directors, which representative may be a  
10 member of the governing body of the municipality. Each  
11 appointment shall be made by the mayor, or president, subject  
12 to the confirmation of the governing body. The directors so  
13 appointed shall hold office for a term of 3 years, or until a  
14 successor has been duly appointed and qualified, except that  
15 the directors first appointed shall determine by lot at their  
16 initial meeting the respective directors which shall serve for  
17 a term of one, 2 or 3 years from the date of that meeting. A  
18 vacancy shall be filled for the balance of the unexpired term  
19 in the same manner as the original appointment.

20 The Board of Directors is the corporate authority of the  
21 municipal natural gas agency and shall exercise all the powers  
22 and manage and control all of the affairs and property of the  
23 agency. The Board of Directors shall have full power to pass  
24 all necessary ordinances, resolutions, rules and regulations  
25 for the proper management and conduct of the business of the  
26 board, and for carrying into effect the objects for which the

1 agency was established.

2 At the initial meeting of the Board of Directors to be held  
3 within 30 days after the date of establishment of the  
4 municipal natural gas agency, the directors shall elect from  
5 their members a presiding officer to preside over the meetings  
6 of the Board of Directors and an alternate presiding officer  
7 and may elect an executive board. The Board of Directors shall  
8 determine and designate in the agency's bylaws the titles for  
9 the presiding officers. The directors shall also elect a  
10 secretary and treasurer, who need not be directors. The board  
11 may select such other officers, employees and agents as deemed  
12 to be necessary, who need not be directors or residents of any  
13 of the municipalities which are members of the municipal  
14 natural gas agency. The board may designate appropriate titles  
15 for all other officers, employees, and agents. All persons  
16 selected by the board shall hold their respective offices  
17 during the pleasure of the board, and give such bond as may be  
18 required by the board.

19 D. The bylaws of the municipal natural gas agency, and any  
20 amendments thereto, shall be adopted by the Board of Directors  
21 by a majority vote (adjusted for weighted voting, if provided  
22 in the Agency Agreement) to provide the following:

23 (1) the conditions and obligations of membership, if  
24 any;

25 (2) the manner and time of calling regular and special  
26 meetings of the Board of Directors;

- 1           (3) the procedural rules of the Board of Directors;
- 2           (4) the composition, powers and responsibilities of
- 3           any committee or executive board;
- 4           (5) the rights and obligations of new members, and the
- 5           disposition of rights and obligations upon termination of
- 6           membership; and
- 7           (6) such other rules or provisions for regulating the
- 8           affairs of the municipal natural gas agency as the board
- 9           shall determine to be necessary.

10          E. Every municipal natural gas agency shall maintain an

11          office in the State of Illinois to be known as its principal

12          office. When a municipal natural gas agency desires to change

13          the location of such office, it shall file with the Secretary

14          of State a certificate of change of location, stating the new

15          address and the effective date of change. Meetings of the

16          Board of Directors may be held at any place within the State of

17          Illinois, designated by the Board of Directors, after notice.

18          Unless otherwise provided by the bylaws, an act of the

19          majority of the directors present at a meeting at which a

20          quorum is present is the act of the Board of Directors.

21          F. The Board of Directors shall hold at least one meeting

22          each year for the election of officers and for the transaction

23          of any other business. Special meetings of the Board of

24          Directors may be called for any purpose upon written request

25          to the presiding officer of the Board of Directors or

26          secretary to call the meeting. Such officer shall give notice

1 of the meeting to be held not less than 10 days and not more  
2 than 60 days after receipt of such request. Unless the bylaws  
3 provide for a different percentage, a quorum for a meeting of  
4 the Board of Directors is a majority of all members then in  
5 office. All meetings of the board shall be held in compliance  
6 with the provisions of the Open Meetings Act.

7 G. The agency agreement may be amended as proposed at any  
8 meeting of the Board of Directors for which notice, stating  
9 the purpose, shall be given to each director and, unless the  
10 bylaws prescribe otherwise, such amendment shall become  
11 effective when ratified by ordinances adopted by a majority of  
12 the governing bodies of the member municipalities. Each  
13 amendment, duly certified, shall be recorded and filed in the  
14 same manner as for the original agreement.

15 H. Each member municipality shall have full power and  
16 authority, subject to the provisions of its charter and laws  
17 regarding local finance, to appropriate money for the payment  
18 of the expenses of the municipal natural gas agency and of its  
19 representative in exercising its functions as a member of the  
20 municipal natural gas agency.

21 I. Any additional municipality which operates a natural  
22 gas plant or system may join the municipal natural gas agency,  
23 or any member municipality may withdraw therefrom upon the  
24 approval by ordinance adopted by the governing body of the  
25 majority of the municipalities which are then members of the  
26 municipal natural gas agency. Any new member shall agree to

1 assume its proportionate share of the outstanding obligations  
2 of the municipal natural gas agency and any member permitted  
3 to withdraw shall remain obligated to make payments under any  
4 outstanding contract or agreement with the municipal natural  
5 gas agency. Any such change in membership shall be recorded  
6 and filed in the same manner as for the original agreement.

7 J. Any 2 or more municipal natural gas agencies organized  
8 pursuant to this Division may consolidate to form a new  
9 municipal natural gas agency when approved by ordinance  
10 adopted by the governing body of each municipality which is a  
11 member of the respective municipal natural gas agency and by  
12 the execution of an agency agreement as provided in this  
13 Section.

14 K. For fiscal years ending before January 1, 2028,  
15 notwithstanding any other provision of law to the contrary,  
16 the operations and fiscal activities of a municipal natural  
17 gas agency shall be subject to the Governmental Account Audit  
18 Act.

19 L. For fiscal years beginning after December 31, 2027,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of a municipal natural  
22 gas agency shall be subject to the Government Reporting  
23 Enhancement and Transparency Act.

24 (Source: P.A. 96-204, eff. 1-1-10.)

1           Sec. 11-122-5. Every city owning, or owning and operating,  
2 street railways, shall keep the books of account for these  
3 street railways distinct from other city accounts and in such  
4 manner as to show the true and complete financial results of  
5 the city ownership, or ownership and operation, as the case  
6 may be. These accounts shall be so kept as to show: (1) the  
7 actual cost to the city of street railways owned, (2) all costs  
8 of maintenance, extension, and improvement, (3) all operating  
9 expenses of every description, in case of city operation, (4)  
10 the amount set aside for sinking fund purposes, (5) if water or  
11 other service is furnished for the use of the street railways  
12 without charge, as nearly as possible, the value of this  
13 service, and also the value of any similar service rendered by  
14 the street railways to any other city department without  
15 charge, (6) reasonable allowances for interest, depreciation,  
16 and insurance, and (7) estimates of the amount of taxes that  
17 would be chargeable against the property if owned by a private  
18 corporation. The city council shall print annually for public  
19 distribution, a report showing the financial results, in the  
20 form specified in this section, of the city ownership, or  
21 ownership and operation.

22           For fiscal years ending before January 1, 2028, the ~~The~~  
23 accounts of those street railways, shall be examined at least  
24 once a year by a licensed Certified Public Accountant  
25 permitted to perform audits under the Illinois Public  
26 Accounting Act, who shall report to the city council the

1 results of his examination. This accountant shall be selected  
2 in such manner as the city council may direct, and he shall  
3 receive for his services such compensation, to be paid out of  
4 the income from those street railways, as the city council may  
5 prescribe.

6 (Source: P.A. 94-465, eff. 8-4-05.)

7 (65 ILCS 5/11-123-14) (from Ch. 24, par. 11-123-14)

8 Sec. 11-123-14. Every city and village owning and  
9 operating, or owning and leasing any portion of a utility,  
10 shall keep the accounts for the utilities separate and  
11 distinct from other municipal accounts and in such manner as  
12 to show the true and complete financial standing and results  
13 of the municipal ownership and operation or of the municipal  
14 ownership and leasing, as the case may be. These accounts  
15 shall be so kept as to show: (1) the actual cost of the  
16 municipality of the utilities owned; (2) all costs of  
17 maintenance, extension, and improvement; (3) all operating  
18 expenses of every description, in case of municipal operation,  
19 whether of the whole or of a part of the utilities; (4) if  
20 water or other service is furnished for the use of the  
21 utilities without charge, as nearly as possible, the value of  
22 that service, and also the value of any service rendered by the  
23 utilities to any reasonable allowances for interest,  
24 depreciation, and other municipal department without charge;  
25 (5) insurance; and (6) estimates of the amount of taxes that

1 would be chargeable against the utilities if owned by a  
2 private corporation. For fiscal years ending before January 1,  
3 2028, the ~~The~~ corporate authorities of the municipality shall  
4 have printed annually for public distribution, a report  
5 showing the financial standing and results, in the form  
6 specified in this section, of the municipal ownership and  
7 operation, or of municipal ownership and leasing. This report  
8 shall be published in one or more newspapers published in the  
9 municipality, or, if no newspaper is published therein, then  
10 in one or more newspapers with a general circulation within  
11 the municipality. In municipalities with less than 500  
12 population in which no newspaper is published, publication may  
13 instead be made by posting a notice in 3 prominent places  
14 within the municipality.

15 For fiscal years ending before January 1, 2028, the ~~The~~  
16 accounts of the utilities shall be examined at least once a  
17 year by a licensed Certified Public Accountant permitted to  
18 perform audits under the Illinois Public Accounting Act, who  
19 shall report to the corporate authorities the results of his  
20 examination. This accountant shall be selected in such manner  
21 as the corporate authorities may direct, and he shall receive  
22 for his services such compensation, to be paid out of the  
23 revenue from the utilities, as the corporate authorities may  
24 prescribe.

25 (Source: P.A. 94-465, eff. 8-4-05.)

1 (65 ILCS 5/11-130-11) (from Ch. 24, par. 11-130-11)

2 Sec. 11-130-11. Any municipality issuing revenue bonds  
3 under this Division 130 shall install and maintain a proper  
4 system of accounts, showing the amount of revenue received and  
5 its application. For fiscal years ending before January 1,  
6 2028, at ~~At~~ least once a year the municipality shall have the  
7 accounts properly audited by a competent auditor. The report  
8 of that audit shall be open for inspection at all proper times  
9 to any taxpayer, water-user, or any holder of bonds issued  
10 under this Division 130, or to anyone acting for and on behalf  
11 of the taxpayer, water-user, or bondholder.

12 The treasurer of the municipality shall be custodian of  
13 the funds derived from income received from waterworks  
14 purchased or constructed either in whole or in part under the  
15 provisions of this Division 130. He shall give proper bond for  
16 the faithful discharge of his duties as such custodian, and  
17 this bond shall be fixed and approved by the corporate  
18 authorities of the municipality.

19 All of the funds received as income from waterworks  
20 purchased or constructed in whole or in part under the  
21 provisions of this Division 130, and all of the funds received  
22 from the sale of revenue bonds issued to construct such a  
23 waterworks system, shall be kept separate and apart from the  
24 other funds of the municipality. The treasurer shall maintain  
25 separate accounts in which shall be placed (1) the interest  
26 and sinking fund, (2) the depreciation fund and (3) the

1 operating and maintenance fund. He shall also provide for  
2 refunding outstanding certificates payable out of water  
3 revenue.

4 (Source: Laws 1961, p. 576.)

5 (65 ILCS 5/11-139-10) (from Ch. 24, par. 11-139-10)

6 Sec. 11-139-10. Any municipality operating a combined  
7 waterworks and sewerage system under this Division 139, shall  
8 set up and maintain a proper system of accounts showing the  
9 amount of revenue received from the combined waterworks and  
10 sewerage system and the application of this revenue. For  
11 fiscal years ending before January 1, 2028, at ~~At~~ least once  
12 each year the municipality shall have these accounts properly  
13 audited, and a report of this audit shall be open to the public  
14 for inspection at all reasonable times.

15 (Source: Laws 1961, p. 576.)

16 (65 ILCS 5/11-141-8) (from Ch. 24, par. 11-141-8)

17 Sec. 11-141-8. Every municipality which issues bonds under  
18 this Division 141 shall install and maintain a proper system  
19 of accounts showing the amount of revenue received from the  
20 sewerage system and the application of that revenue. For  
21 fiscal years ending before January 1, 2028, at ~~At~~ least once  
22 each year the municipality shall have the accounts properly  
23 audited. A report of that audit shall be open for inspection at  
24 all proper times to any taxpayer, sewerage system user, or the

1 holder of any bond issued under this Division 141, or their  
2 respective representatives.

3 (Source: Laws 1961, p. 576.)

4 Section 900-47. The Home Equity Assurance Act is amended  
5 by changing Section 11 and by adding Section 5.5 as follows:

6 (65 ILCS 95/5.5 new)

7 Sec. 5.5. Government Reporting Enhancement and  
8 Transparency Act.

9 (a) For fiscal years ending before January 1, 2028,  
10 notwithstanding any other provision of law to the contrary,  
11 the operations and fiscal activities of a home equity program  
12 and its related governing commission shall be subject to the  
13 Governmental Account Audit Act.

14 (b) For fiscal years beginning after December 31, 2027,  
15 notwithstanding any other provision of law to the contrary,  
16 the operations and fiscal activities of a home equity program  
17 and its related governing commission shall be subject to the  
18 Government Reporting Enhancement and Transparency Act.

19 (65 ILCS 95/11) (from Ch. 24, par. 1611)

20 Sec. 11. Guarantee Fund.

21 (a) Each governing commission and program created by  
22 referendum under the provisions of this Act shall maintain a  
23 guarantee fund for the purposes of paying the costs of

1 administering the program and extending protection to members  
2 pursuant to the limitations and procedures set forth in this  
3 Act.

4 (b) The guarantee fund shall be raised by means of an  
5 annual tax levied on all residential property within the  
6 territory of the program having at least one, but not more than  
7 6 dwelling units and classified by county ordinance as  
8 residential. The rate of this tax may be changed from year to  
9 year by majority vote of the governing commission but in no  
10 case shall it exceed a rate of .12% of the equalized assessed  
11 valuation of all property in the territory of the program  
12 having at least one, but not more than 6 dwelling units and  
13 classified by county ordinance as residential, or the maximum  
14 tax rate approved by the voters of the territory at the  
15 referendum which created the program or, in the case of a  
16 merged program, the maximum tax rate approved by the voters at  
17 the referendum authorizing the merger, whichever rate is  
18 lower. The commissioners shall cause the amount to be raised  
19 by taxation in each year to be certified to the county clerk in  
20 the manner provided by law, and any tax so levied and certified  
21 shall be collected and enforced in the same manner and by the  
22 same officers as those taxes for the purposes of the county and  
23 city within which the territory of the commission is located.  
24 Any such tax, when collected, shall be paid over to the proper  
25 officer of the commission who is authorized to receive and  
26 receipt for such tax. The governing commission may issue tax

1 anticipation warrants against the taxes to be assessed for the  
2 calendar year in which the program is created and for the first  
3 full calendar year after the creation of the program.

4 (c) The moneys deposited in the guarantee fund shall, as  
5 nearly as practicable, be fully and continuously invested or  
6 reinvested by the governing commission in investment  
7 obligations which shall be in such amounts, and shall mature  
8 at such times, that the maturity or date of redemption at the  
9 option of the holder of such investment obligations shall  
10 coincide, as nearly as practicable, with the times at which  
11 monies will be required for the purposes of the program. For  
12 the purposes of this Section investment obligation shall mean  
13 direct general municipal, state, or federal obligations which  
14 at the time are legal investments under the laws of this State  
15 and the payment of principal of and interest on which are  
16 unconditionally guaranteed by the governing body issuing them.

17 (d) Except as permitted by this subsection and subsection  
18 (d-5), the guarantee fund shall be used solely and exclusively  
19 for the purpose of providing guarantees to members of the  
20 particular Guaranteed Home Equity Program and for reasonable  
21 salaries, expenses, bills, and fees incurred in administering  
22 the program, and shall be used for no other purpose.

23 A governing commission, with no less than \$4,000,000 in  
24 its guarantee fund, may, if authorized (i) by referendum duly  
25 adopted by a majority of the voters or (ii) by resolution of  
26 the governing commission upon approval by two-thirds of the

1 commissioners, establish a Low Interest Home Improvement Loan  
2 Program in accordance with and subject to procedures  
3 established by a financial institution, as defined in the  
4 Illinois Banking Act. Whenever the question of creating a Low  
5 Interest Home Improvement Loan Program is initiated by  
6 resolution or ordinance of the corporate authorities of the  
7 municipality or by a petition signed by not less than 10% of  
8 the total number of registered voters of each precinct in the  
9 territory, the registered voters of which are eligible to sign  
10 the petition, it shall be the duty of the election authority  
11 having jurisdiction over the municipality to submit the  
12 question of creating the program to the electors of each  
13 precinct within the territory at the regular election  
14 specified in the resolution, ordinance, or petition initiating  
15 the question. A petition initiating a question described in  
16 this subsection shall be filed with the election authority  
17 having jurisdiction over the municipality. The petition shall  
18 be filed and objections to the petition shall be made in the  
19 manner provided in the Election Code. A resolution, ordinance,  
20 or petition initiating a question described in this subsection  
21 shall specify the election at which the question is to be  
22 submitted. The referendum on the question shall be held in  
23 accordance with the Election Code. The question shall be in  
24 substantially the following form:

25 "Shall the (name of the home equity program) implement  
26 a Low Interest Home Improvement Loan Program with money

1 from the guarantee fund of the established guaranteed home  
2 equity program?"

3 The votes must be recorded as "Yes" or "No".

4 Whenever a majority of the voters on the public question  
5 approve the creation of the program as certified by the proper  
6 election authorities or a resolution of the governing  
7 commission is approved by a two-thirds majority, the  
8 commission shall establish the program and administer the  
9 program with funds collected under the Guaranteed Home Equity  
10 Program, subject to the following conditions:

11 (1) At any given time, the cumulative total of all  
12 loans and loan guarantees (if applicable) issued under  
13 this program may not reduce the balance of the guarantee  
14 fund to less than \$3,000,000.

15 (2) Only eligible applicants may apply for a loan.

16 (3) The loan must be used for the repair, maintenance,  
17 remodeling, alteration, or improvement of a guaranteed  
18 residence. This condition is intended to include the  
19 repair or maintenance of a guaranteed residence's water  
20 and sewer pipes and repair of a guaranteed residence,  
21 including, but not limited to, basement repairs, following  
22 flooding damage or other natural disaster damage to the  
23 property. This condition is not intended to exclude the  
24 repair, maintenance, remodeling, alteration, or  
25 improvement of a guaranteed residence's landscape. This  
26 condition is intended to exclude the demolition of a

1 current residence. This condition is also intended to  
2 exclude the construction of a new residence.

3 (4) An eligible applicant may not borrow more than the  
4 amount of equity value in his or her residence.

5 (5) A commission must ensure that loans issued are  
6 secured with collateral that is at least equal to the  
7 amount of the loan or loan guarantee.

8 (6) A commission shall charge an interest rate which  
9 it determines to be below the market rate of interest  
10 generally available to the applicant.

11 (7) A commission may, by resolution, establish other  
12 administrative rules and procedures as are necessary to  
13 implement this program including, but not limited to, loan  
14 dollar amounts and terms. A commission may also impose on  
15 loan applicants a one-time application fee for the purpose  
16 of defraying the costs of administering the program.

17 (8) A commission may use loan funds to issue a grant or  
18 rebate for repairs, maintenance, remodeling, alteration,  
19 or improvement of a guaranteed residence for purposes of  
20 preventing or repairing damage as a result of a natural  
21 disaster, including, but not limited to, flooding.

22 (d-5) A governing commission, with no less than \$4,000,000  
23 in its guarantee fund, may, if authorized by referendum duly  
24 adopted by a majority of the voters, establish a Foreclosure  
25 Prevention Loan Fund to provide low interest emergency loans  
26 to eligible applicants that may be forced into foreclosure

1 proceedings.

2 Whenever the question of creating a Foreclosure Prevention  
3 Loan Fund is initiated by resolution or ordinance of the  
4 corporate authorities of the municipality or by a petition  
5 signed by not less than 10% of the total number of registered  
6 voters of each precinct in the territory, the registered  
7 voters of which are eligible to sign the petition, it shall be  
8 the duty of the election authority having jurisdiction over  
9 the municipality to submit the question of creating the  
10 program to the electors of each precinct within the territory  
11 at the regular election specified in the resolution,  
12 ordinance, or petition initiating the question. A petition  
13 initiating a question described in this subsection shall be  
14 filed with the election authority having jurisdiction over the  
15 municipality. The petition shall be filed and objections to  
16 the petition shall be made in the manner provided in the  
17 Election Code. A resolution, ordinance, or petition initiating  
18 a question described in this subsection shall specify the  
19 election at which the question is to be submitted. The  
20 referendum on the question shall be held in accordance with  
21 the Election Code. The question shall be in substantially the  
22 following form:

23 "Shall the (name of the home equity program) implement a  
24 Foreclosure Prevention Loan Fund with money from the guarantee  
25 fund of the established guaranteed home equity program?"

26 The votes must be recorded as "Yes" or "No".

1           Whenever a majority of the voters on the public question  
2 approve the creation of a Foreclosure Prevention Loan Fund as  
3 certified by the proper election authorities, the commission  
4 shall establish the program and administer the program with  
5 funds collected under the Guaranteed Home Equity Program,  
6 subject to the following conditions:

7           (1) At any given time, the cumulative total of all  
8 loans and loan guarantees (if applicable) issued under  
9 this program may not exceed \$3,000,000.

10           (2) Only eligible applicants may apply for a loan. The  
11 Commission may establish, by resolution, additional  
12 criteria for eligibility.

13           (3) The loan must be used to assist with preventing  
14 foreclosure proceedings.

15           (4) An eligible applicant may not borrow more than the  
16 amount of equity value in his or her residence.

17           (5) A commission must ensure that loans issued are  
18 secured as a second lien on the property.

19           (6) A commission shall charge an interest rate which  
20 it determines to be below the market rate of interest  
21 generally available to the applicant.

22           (7) A commission may, by resolution, establish other  
23 administrative rules and procedures as are necessary to  
24 implement this program including, but not limited to,  
25 eligibility requirements for eligible applicants, loan  
26 dollar amounts, and loan terms.

1           (8) A commission may also impose on loan applicants a  
2           one-time application fee for the purpose of defraying the  
3           costs of administering the program.

4           (d-10) The Northwest Home Equity Assurance Program may, if  
5           authorized (i) by referendum approved by a majority of the  
6           voters or (ii) by resolution of the governing commission upon  
7           approval by two-thirds of the commissioners, establish a  
8           Delinquent Tax Repayment Loan Fund to provide low-interest  
9           emergency loans to eligible applicants.

10          If the question of creating a Delinquent Tax Repayment  
11          Loan Fund is initiated by resolution or ordinance of the  
12          corporate authorities of the municipality or by a petition  
13          signed by not less than 10% of the total number of registered  
14          voters of each precinct in the territory, the registered  
15          voters of which are eligible to sign the petition, it shall be  
16          the duty of the election authority having jurisdiction over  
17          the municipality to submit the question of creating the  
18          program to the electors of each precinct within the territory  
19          at the regular election specified in the resolution,  
20          ordinance, or petition initiating the question. A resolution,  
21          ordinance, or petition initiating a question described in this  
22          subsection shall be filed with the election authority having  
23          jurisdiction over the municipality. The resolution, ordinance,  
24          or petition shall be filed and objections to the resolution,  
25          ordinance, or petition shall be made in the manner provided in  
26          the Election Code. A resolution, ordinance, or petition

1 initiating a question described in this subsection shall  
2 specify the election at which the question is to be submitted.  
3 The referendum on the question shall be held in accordance  
4 with the Election Code. The question shall be in substantially  
5 the following form:

6 "Shall the (name of the home equity program) implement  
7 a Delinquent Tax Repayment Loan Fund with money from the  
8 guarantee fund of the Northwest Home Equity Assurance  
9 Program?"

10 The votes must be recorded as "Yes" or "No".

11 If a majority of the voters on the question approve the  
12 creation of a Delinquent Tax Repayment Loan Fund as certified  
13 by the proper election authorities or two-thirds of the  
14 commissioners, by resolution, approve the creation of a  
15 Delinquent Tax Repayment Loan Fund, the commission shall  
16 establish the program and administer the program with funds  
17 collected under the program, subject to the following  
18 conditions:

19 (1) At any given time, the cumulative total of all  
20 loans and loan guarantees (if applicable) issued under  
21 this program may not exceed \$3,000,000.

22 (2) Only eligible applicants may apply for a loan. The  
23 commission may establish, by resolution, additional  
24 criteria for eligibility.

25 (3) The loan must be used to assist with repayment of  
26 delinquent property taxes and for those facing imminent

1 delinquency.

2 (4) An eligible applicant may not borrow more than the  
3 amount due to the treasurer's office.

4 (5) A commission shall charge an interest rate which  
5 it determines to be below the market rate of interest  
6 generally available to the applicant.

7 (6) A commission may, by resolution, establish other  
8 administrative rules and procedures as are necessary to  
9 implement this program including, but not limited to,  
10 eligibility requirements for eligible applicants, loan  
11 dollar amounts, and loan terms.

12 (7) Where practicable, it shall be required that a  
13 borrower obtain free housing counseling services prior to  
14 applying to this tax program for the purpose of assisting  
15 with budgeting and providing a recommendation as to  
16 whether this client is suited for this program.

17 (8) A commission may also impose on loan applicants a  
18 one-time application fee for the purpose of defraying the  
19 costs of administering the program.

20 (e) The guarantee fund shall be maintained, invested, and  
21 expended exclusively by the governing commission of the  
22 program for whose purposes it was created. Under no  
23 circumstance shall the guarantee fund be used by any person or  
24 persons, governmental body, or public or private agency or  
25 concern other than the governing commission of the program for  
26 whose purposes it was created. Under no circumstances shall

1 the guarantee fund be commingled with other funds or  
2 investments.

3 (e-1) No commissioner or family member of a commissioner,  
4 or employee or family member of an employee, may receive any  
5 financial benefit, either directly or indirectly, from the  
6 guarantee fund. Nothing in this subsection (e-1) shall be  
7 construed to prohibit payment of expenses to a commissioner in  
8 accordance with Section 4 or payment of salaries or expenses  
9 to an employee in accordance with this Section.

10 As used in this subsection (e-1), "family member" means a  
11 spouse, child, stepchild, parent, brother, or sister of a  
12 commissioner or a child, stepchild, parent, brother, or sister  
13 of a commissioner's spouse.

14 (f) For fiscal years ending before January 1, 2028, an ~~An~~  
15 independent audit of the guarantee fund and the management of  
16 the program shall be conducted annually and made available to  
17 the public through any office of the governing commission or a  
18 public facility such as a local public library located within  
19 the territory of the program.

20 (Source: P.A. 102-599, eff. 1-1-22; 103-737, eff. 1-1-25.)

21 Section 900-50. The Airport Authorities Act is amended by  
22 changing Section 11 as follows:

23 (70 ILCS 5/11) (from Ch. 15 1/2, par. 68.11)

24 Sec. 11. Records of authority and officers' bonds.

1       (a) For fiscal years ending before January 1, 2028, the  
2 ~~The~~ Board shall provide for the proper and safe keeping of its  
3 permanent records and for the recording of the corporate  
4 action of the Authority. It shall keep a true and accurate  
5 account of its receipts and an annual audit shall be made of  
6 its books, records and accounts. All officers and employees  
7 authorized to receive or retain the custody of money or to sign  
8 vouchers, checks, warrants or evidences of indebtedness  
9 binding upon the Authority shall furnish surety bond for the  
10 faithful performance of their duties and the faithful  
11 accounting for all moneys that may come into their hands in an  
12 amount to be fixed and in a form to be approved by the Board.

13       (b) For fiscal years beginning after December 31, 2027,  
14 the Board shall provide for the proper and safe keeping of its  
15 permanent records and for the recording of the corporate  
16 action of the Authority. It shall keep a true and accurate  
17 account of its receipts and disbursements. All officers and  
18 employees authorized to receive or retain the custody of money  
19 or to sign vouchers, checks, warrants or evidences of  
20 indebtedness binding upon the Authority shall furnish surety  
21 bond for the faithful performance of their duties and the  
22 faithful accounting for all moneys that may come into their  
23 hands in an amount to be fixed and in a form to be approved by  
24 the Board.

25       (c) For fiscal years beginning after December 31, 2027,  
26 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of the airport authority  
2 shall be subject to the Government Reporting Enhancement and  
3 Transparency Act.

4 (Source: Laws 1945, p. 290.)

5 Section 900-55. The Interstate Airport Authorities Act is  
6 amended by changing Section 3 as follows:

7 (70 ILCS 10/3) (from Ch. 15 1/2, par. 253)

8 Sec. 3. (a) A party state shall not be obligated to  
9 appropriate funds of the state for the development, support  
10 and maintenance of the airport authority. All revenue received  
11 from the air facility and the property, both real and  
12 personal, within the jurisdiction and control of the airport  
13 authority shall be applied to the maintenance and development  
14 of the air facility. All limitations upon expenditures, which  
15 may be an element of title to the real estate held by the  
16 airport authority, shall be observed.

17 (b) Revenue bonds to be retired exclusively from income  
18 received from the operation of the air facility may be issued  
19 by the airport authority and in the name of such authority in  
20 accordance with the laws of the state in which the air facility  
21 is located, which laws prescribe the terms and conditions for  
22 the issuance of revenue bonds by airport authorities.

23 (c) The airport authority may secure loans from private  
24 financing and offer as collateral those assets, real, personal

1 or mixed, not inconsistent with the laws of the state in which  
2 the airport is located.

3 (d) Each year on or before the first day of July, the  
4 airport authority shall prepare a budget of its estimated  
5 expenditures for the fiscal year beginning on the first day of  
6 January of the succeeding year and shall on or before the first  
7 of July submit a copy of said report to the various combining  
8 governmental units. The estimated expenditures shall be  
9 allocated and prorated equally between the various combining  
10 governmental units and a statement of the allocated amount  
11 shall be included in the copy of the budgetary report  
12 submitted to the combining governmental units. To provide  
13 funds to pay its share of the proposed expenditures, each  
14 combining governmental unit is authorized to annually levy a  
15 tax on property located within the governmental unit at a rate  
16 sufficient to raise funds to pay its prorated share of  
17 estimated expenditures. Said tax shall be levied and collected  
18 in the same manner as other property taxes are levied and  
19 collected by the governmental unit and in accordance with the  
20 tax laws of the state in which such unit is located. The money  
21 raised by the levying of such tax shall be appropriated and  
22 distributed to the airport authority by the governmental unit:  
23 Provided, That such funds so appropriated shall be used  
24 exclusively for the development and maintenance of the air  
25 facility.

26 (e) The airport authority may meet any of its obligations

1 in whole or in part with funds made available to it under the  
2 provisions of section 2 of this Act: Provided, That the  
3 airport authority takes specific action setting aside such  
4 funds prior to the incurring of any obligation to be met in  
5 whole or in part in this manner.

6 (f) The expenses and any other costs for each member of the  
7 airport authority shall be met by the airport authority in  
8 accordance with such standards and procedures as it may  
9 establish under its bylaws and rules and regulations.

10 (g) For fiscal years ending before January 1, 2028, the  
11 ~~The~~ airport authority shall be required to keep accurate  
12 record of all accounts of receipts and disbursements. The  
13 receipts and disbursements of the airport authority shall be  
14 subject to an annual audit, and accounting procedures  
15 established under its bylaws: Provided, That all receipts and  
16 disbursements of funds handled by the airport authority shall  
17 be audited by a qualified public accountant and the report of  
18 the audit shall be incorporated into and become a part of the  
19 annual report of the airport authority.

20 (h) The accounts of the airport authority shall be open to  
21 inspection by the general public at any reasonable time.

22 (i) For fiscal years beginning after December 31, 2027,  
23 notwithstanding any other provision of law to the contrary,  
24 the operations and fiscal activities of the airport authority  
25 shall be subject to the Government Reporting Enhancement and  
26 Transparency Act.

1 (Source: Laws 1963, P. 2121.)

2 Section 900-60. The Cemetery Maintenance District Act is  
3 amended by changing Section 5 as follows:

4 (70 ILCS 105/5) (from Ch. 21, par. 64.24e)

5 Sec. 5. Report and financial statement.

6 (a) The trustees shall exercise all of the powers and  
7 control all the affairs of such district. The board of  
8 trustees, immediately after their appointment and at their  
9 first meeting in May of each year thereafter, shall elect one  
10 of their number as president and one of their number as  
11 secretary. The board shall prescribe the duties and fix the  
12 compensation of all of the officers and employees of the  
13 cemetery maintenance district; but no member of the board of  
14 trustees shall receive a sum to exceed \$50.00 per annum. The  
15 board of trustees shall have full power to pass all necessary  
16 ordinances, rules and regulations for the proper management  
17 and conduct of the business of the cemetery maintenance  
18 district for carrying into effect the objects for which the  
19 district was formed.

20 (b) The board of trustees may incur indebtedness on behalf  
21 of the district not to exceed \$50,000 in the aggregate for the  
22 purpose of acquiring land for grave sites. The indebtedness  
23 shall be evidenced by a promissory note of the district  
24 requiring repayment in full no more than 20 years after the

1 date the indebtedness is incurred. The board of trustees may  
2 give a mortgage on the land acquired to secure the  
3 indebtedness.

4 (c) The board of trustees may accept gifts on behalf of the  
5 district. The gifts may be in any form, from any source, and  
6 for any legal purpose.

7 (d) The board of trustees shall keep a true and accurate  
8 account of its receipts and disbursements.

9 (e) For fiscal years beginning after December 31, 2027,  
10 notwithstanding any other provision of law to the contrary,  
11 the operations and fiscal activities of the Board shall be  
12 subject to the Government Reporting Enhancement and  
13 Transparency Act.

14 (Source: P.A. 86-144; 86-396.)

15 Section 900-65. The Civic Center Code is amended by  
16 changing Sections 2-135, 15-40, 20-70, 30-35, 50-35, 55-60,  
17 100-55, 110-35, 125-50, 155-65, 175-30, 185-55, 190-55,  
18 195-35, 200-65, 205-105, 250-40, 255-130, and 280-90 as  
19 follows:

20 (70 ILCS 200/2-135)

21 Sec. 2-135. Report and financial statement.

22 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
23 soon after the end of each fiscal year as may be expedient, the  
24 Board shall cause to be prepared and printed a complete and

1 detailed report and financial statement of its operations and  
2 of its assets and liabilities. A reasonably sufficient number  
3 of copies of such report shall be printed for distribution to  
4 persons interested upon request and a copy thereof shall be  
5 filed with the county clerk and the appointing officers.

6 (b) For fiscal years ending before January 1, 2028,  
7 notwithstanding any other provision of law to the contrary,  
8 the operations and fiscal activities of the Board shall be  
9 subject to the Governmental Account Audit Act.

10 (c) For fiscal years beginning after December 31, 2027,  
11 notwithstanding any other provision of law to the contrary,  
12 the operations and fiscal activities of the Board shall be  
13 subject to the Government Reporting Enhancement and  
14 Transparency Act.

15 (Source: P.A. 90-328, eff. 1-1-98.)

16 (70 ILCS 200/15-40)

17 Sec. 15-40. Standard civic center provisions incorporated  
18 by reference. The following Sections of this Code are  
19 incorporated by reference into this Article:

20 Section 2-3. Purpose.

21 Section 2-5. Definitions.

22 Section 2-10. Lawsuits; common seal.

23 Section 2-15. Duties; auditorium, recreational, and other  
24 buildings; lease of space.

25 Section 2-20. Rights and powers, including eminent domain.

1 Section 2-25. Incurring obligations.

2 Section 2-30. Prompt payment.

3 Section 2-35. Acquisition of property from person, State,  
4 or local agency.

5 Section 2-40. Federal money.

6 Section 2-45. Insurance.

7 Section 2-50. Borrowing; revenue bonds; suits to compel  
8 performance.

9 Section 2-55. Bonds; nature of indebtedness.

10 Section 2-60. Investment in bonds.

11 Section 2-75. Board members; financial matters; conflict  
12 of interest.

13 Section 2-80. Board members' oath.

14 Section 2-85. Board members; vacancy in office.

15 Section 2-90. Organization of the Board.

16 Section 2-95. Meetings; action by 5 Board members.

17 Section 2-100. Secretary; treasurer.

18 Section 2-105. Funds.

19 Section 2-110. Signatures on checks or drafts.

20 Section 2-115. General manager; other appointments.

21 Section 2-122. Rules and regulations; penalties.

22 Section 2-125. Contracts; award to other than highest or  
23 lowest bidder by vote of 5 Board members.

24 Section 2-130. Bids and advertisements.

25 Section 2-135. Report and financial statement.

26 Section 2-140. State financial support.

1 Section 2-145. Anti-trust laws.

2 Section 2-150. Tax exemption.

3 (Source: P.A. 90-328, eff. 1-1-98.)

4 (70 ILCS 200/20-70)

5 Sec. 20-70. Standard civic center provisions incorporated  
6 by reference. The following Sections of this Code are  
7 incorporated by reference into this Article:

8 Section 2-3. Purpose.

9 Section 2-5. Definitions.

10 Section 2-10. Lawsuits; common seal.

11 Section 2-25. Incurring obligations.

12 Section 2-30. Prompt payment.

13 Section 2-35. Acquisition of property from person, State,  
14 or local agency.

15 Section 2-45. Insurance.

16 Section 2-60. Investment in bonds.

17 Section 2-76. Board members; financial matters;  
18 compensation for secretary or treasurer; conflict of interest.

19 Section 2-80. Board members' oath.

20 Section 2-83. Removal of Board member from office.

21 Section 2-85. Board members; vacancy in office.

22 Section 2-97. Board meetings; public records.

23 Section 2-101. Secretary; treasurer; funds deposited in  
24 bank or savings and loan association.

25 Section 2-110. Signatures on checks or drafts.

1 Section 2-115. General manager; other appointments.

2 Section 2-120. Ordinances, rules, and regulations; fines  
3 and penalties.

4 Section 2-128. Contracts; award to other than highest or  
5 lowest bidder by three-fourths vote.

6 Section 2-130. Bids and advertisements.

7 Section 2-132. Bidders; civil action to compel compliance.

8 Section 2-135. Report and financial statement.

9 Section 2-140. State financial support.

10 Section 2-145. Anti-trust laws.

11 Section 2-150. Tax exemption.

12 (Source: P.A. 90-328, eff. 1-1-98.)

13 (70 ILCS 200/30-35)

14 Sec. 30-35. Standard civic center provisions incorporated  
15 by reference. The following Sections of this Code are  
16 incorporated by reference into this Article:

17 Section 2-5. Definitions.

18 Section 2-10. Lawsuits; common seal.

19 Section 2-17. Duties; auditorium and other buildings.

20 Section 2-21. Rights and powers.

21 Section 2-25. Incurring obligations.

22 Section 2-30. Prompt payment.

23 Section 2-36. Acquisition of property from person or  
24 governmental agency.

25 Section 2-40. Federal money.

1 Section 2-45. Insurance.

2 Section 2-51. Borrowing; revenue bonds; mandamus or other  
3 actions to compel performance.

4 Section 2-75. Board members; financial matters; conflict  
5 of interest.

6 Section 2-90. Organization of the Board.

7 Section 2-95. Meetings; action by 5 Board members.

8 Section 2-101. Secretary; treasurer; funds deposited in  
9 bank or savings and loan association.

10 Section 2-106. Funds; compliance with Public Funds  
11 Investment Act.

12 Section 2-110. Signatures on checks or drafts.

13 Section 2-115. General manager; other appointments.

14 Section 2-120. Ordinances, rules, and regulations; fines  
15 and penalties.

16 Section 2-127. Contracts; award to other than highest or  
17 lowest bidder by four-fifths vote.

18 Section 2-130. Bids and advertisements.

19 Section 2-135. Report and financial statement.

20 Section 2-140. State financial support.

21 Section 2-145. Anti-trust laws.

22 Section 2-150. Tax exemption.

23 (Source: P.A. 90-328, eff. 1-1-98.)

24 (70 ILCS 200/50-35)

25 Sec. 50-35. Standard civic center provisions incorporated

1 by reference. The following Sections of this Code are  
2 incorporated by reference into this Article:

3 Section 2-5. Definitions.

4 Section 2-10. Lawsuits; common seal.

5 Section 2-17. Duties; auditorium and other buildings.

6 Section 2-21. Rights and powers.

7 Section 2-25. Incurring obligations.

8 Section 2-30. Prompt payment.

9 Section 2-36. Acquisition of property from person or  
10 governmental agency.

11 Section 2-40. Federal money.

12 Section 2-45. Insurance.

13 Section 2-76. Board members; financial matters;  
14 compensation for secretary or treasurer; conflict of interest.

15 Section 2-80. Board members' oath.

16 Section 2-83. Removal of Board member from office.

17 Section 2-85. Board members; vacancy in office.

18 Section 2-90. Organization of the Board.

19 Section 2-95. Meetings; action by 5 Board members.

20 Section 2-101. Secretary; treasurer; funds deposited in  
21 bank or savings and loan association.

22 Section 2-106. Funds; compliance with Public Funds  
23 Investment Act.

24 Section 2-110. Signatures on checks or drafts.

25 Section 2-115. General manager; other appointments.

26 Section 2-120. Ordinances, rules, and regulations; fines

1 and penalties.

2 Section 2-127. Contracts; award to other than highest or  
3 lowest bidder by four-fifths vote.

4 Section 2-130. Bids and advertisements.

5 Section 2-135. Report and financial statement.

6 Section 2-140. State financial support.

7 Section 2-145. Anti-trust laws.

8 Section 2-150. Tax exemption.

9 (Source: P.A. 90-328, eff. 1-1-98.)

10 (70 ILCS 200/55-60)

11 Sec. 55-60. Standard civic center provisions incorporated  
12 by reference. The following Sections of this Code are  
13 incorporated by reference into this Article:

14 Section 2-3. Purpose.

15 Section 2-5. Definitions.

16 Section 2-10. Lawsuits; common seal.

17 Section 2-15. Duties; auditorium, recreational, and other  
18 buildings; lease of space.

19 Section 2-20. Rights and powers, including eminent domain.

20 Section 2-25. Incurring obligations.

21 Section 2-30. Prompt payment.

22 Section 2-35. Acquisition of property from person, State,  
23 or local agency.

24 Section 2-40. Federal money.

25 Section 2-45. Insurance.

1 Section 2-50. Borrowing; revenue bonds; suits to compel  
2 performance.

3 Section 2-55. Bonds; nature of indebtedness.

4 Section 2-60. Investment in bonds.

5 Section 2-75. Board members; financial matters; conflict  
6 of interest.

7 Section 2-80. Board members' oath.

8 Section 2-97. Board meetings; public records.

9 Section 2-100. Secretary; treasurer.

10 Section 2-105. Funds.

11 Section 2-110. Signatures on checks or drafts.

12 Section 2-115. General manager; other appointments.

13 Section 2-122. Rules and regulations; penalties.

14 Section 2-130. Bids and advertisements.

15 Section 2-135. Report and financial statement.

16 Section 2-140. State financial support.

17 Section 2-145. Anti-trust laws.

18 Section 2-150. Tax exemption.

19 (Source: P.A. 90-328, eff. 1-1-98.)

20 (70 ILCS 200/100-55)

21 Sec. 100-55. Standard civic center provisions incorporated  
22 by reference. The following Sections of this Code are  
23 incorporated by reference into this Article:

24 Section 2-5. Definitions.

25 Section 2-10. Lawsuits; common seal.

1 Section 2-17. Duties; auditorium and other buildings.

2 Section 2-21. Rights and powers.

3 Section 2-25. Incurring obligations.

4 Section 2-30. Prompt payment.

5 Section 2-36. Acquisition of property from person or  
6 governmental agency.

7 Section 2-40. Federal money.

8 Section 2-45. Insurance.

9 Section 2-75. Board members; financial matters; conflict  
10 of interest.

11 Section 2-80. Board members' oath.

12 Section 2-83. Removal of Board member from office.

13 Section 2-85. Board members; vacancy in office.

14 Section 2-90. Organization of the Board.

15 Section 2-95. Meetings; action by 5 Board members.

16 Section 2-101. Secretary; treasurer; funds deposited in  
17 bank or savings and loan association.

18 Section 2-106. Funds; compliance with Public Funds  
19 Investment Act.

20 Section 2-110. Signatures on checks or drafts.

21 Section 2-115. General manager; other appointments.

22 Section 2-120. Ordinances, rules, and regulations; fines  
23 and penalties.

24 Section 2-127. Contracts; award to other than highest or  
25 lowest bidder by four-fifths vote.

26 Section 2-130. Bids and advertisements.

1           Section 2-135. Report and financial statement.

2           Section 2-140. State financial support.

3           Section 2-145. Anti-trust laws.

4           Section 2-150. Tax exemption.

5           (Source: P.A. 90-328, eff. 1-1-98.)

6           (70 ILCS 200/110-35)

7           Sec. 110-35. Standard civic center provisions incorporated  
8 by reference. The following Sections of this Code are  
9 incorporated by reference into this Article:

10          Section 2-3. Purpose.

11          Section 2-5. Definitions.

12          Section 2-10. Lawsuits; common seal.

13          Section 2-15. Duties; auditorium, recreational, and other  
14 buildings; lease of space.

15          Section 2-20. Rights and powers, including eminent domain.

16          Section 2-25. Incurring obligations.

17          Section 2-30. Prompt payment.

18          Section 2-35. Acquisition of property from person, State,  
19 or local agency.

20          Section 2-40. Federal money.

21          Section 2-45. Insurance.

22          Section 2-50. Borrowing; revenue bonds; suits to compel  
23 performance.

24          Section 2-55. Bonds; nature of indebtedness.

25          Section 2-60. Investment in bonds.

1 Section 2-75. Board members; financial matters; conflict  
2 of interest.

3 Section 2-80. Board members' oath.

4 Section 2-85. Board members; vacancy in office.

5 Section 2-90. Organization of the Board.

6 Section 2-95. Meetings; action by 5 Board members.

7 Section 2-100. Secretary; treasurer.

8 Section 2-105. Funds.

9 Section 2-110. Signatures on checks or drafts.

10 Section 2-115. General manager; other appointments.

11 Section 2-122. Rules and regulations; penalties.

12 Section 2-125. Contracts; award to other than highest or  
13 lowest bidder by vote of 5 Board members.

14 Section 2-130. Bids and advertisements.

15 Section 2-132. Bidders; civil action to compel compliance.

16 Section 2-135. Report and financial statement.

17 Section 2-140. State financial support.

18 Section 2-145. Anti-trust laws.

19 Section 2-150. Tax exemption.

20 (Source: P.A. 90-328, eff. 1-1-98.)

21 (70 ILCS 200/125-50)

22 Sec. 125-50. Standard civic center provisions incorporated  
23 by reference. The following Sections of this Code are  
24 incorporated by reference into this Article:

25 Section 2-5. Definitions.

1 Section 2-10. Lawsuits; common seal.

2 Section 2-16. Duties; auditorium and other buildings;  
3 lease of space.

4 Section 2-25. Incurring obligations.

5 Section 2-35. Acquisition of property from person, State,  
6 or local agency.

7 Section 2-40. Federal money.

8 Section 2-45. Insurance.

9 Section 2-60. Investment in bonds.

10 Section 2-76. Board members; financial matters;  
11 compensation for secretary or treasurer; conflict of interest.

12 Section 2-80. Board members' oath.

13 Section 2-83. Removal of Board member from office.

14 Section 2-85. Board members; vacancy in office.

15 Section 2-90. Organization of the Board.

16 Section 2-95. Meetings; action by 5 Board members.

17 Section 2-101. Secretary; treasurer; funds deposited in  
18 bank or savings and loan association.

19 Section 2-106. Funds; compliance with Public Funds  
20 Investment Act.

21 Section 2-110. Signatures on checks or drafts.

22 Section 2-115. General manager; other appointments.

23 Section 2-120. Ordinances, rules, and regulations; fines  
24 and penalties.

25 Section 2-127. Contracts; award to other than highest or  
26 lowest bidder by four-fifths vote.

1 Section 2-130. Bids and advertisements.

2 Section 2-135. Report and financial statement.

3 Section 2-140. State financial support.

4 Section 2-145. Anti-trust laws.

5 Section 2-150. Tax exemption.

6 (Source: P.A. 90-328, eff. 1-1-98.)

7 (70 ILCS 200/155-65)

8 Sec. 155-65. Standard civic center provisions incorporated  
9 by reference. The following Sections of this Code are  
10 incorporated by reference into this Article:

11 Section 2-5. Definitions.

12 Section 2-10. Lawsuits; common seal.

13 Section 2-17. Duties; auditorium and other buildings.

14 Section 2-25. Incurring obligations.

15 Section 2-30. Prompt payment.

16 Section 2-40. Federal money.

17 Section 2-45. Insurance.

18 Section 2-75. Board members; financial matters; conflict  
19 of interest.

20 Section 2-90. Organization of the Board.

21 Section 2-96. Meetings; action by 4 Board members.

22 Section 2-101. Secretary; treasurer; funds deposited in  
23 bank or savings and loan association.

24 Section 2-106. Funds; compliance with Public Funds  
25 Investment Act.

1 Section 2-110. Signatures on checks or drafts.

2 Section 2-115. General manager; other appointments.

3 Section 2-120. Ordinances, rules, and regulations; fines  
4 and penalties.

5 Section 2-130. Bids and advertisements.

6 Section 2-135. Report and financial statement.

7 Section 2-145. Anti-trust laws.

8 Section 2-150. Tax exemption.

9 (Source: P.A. 90-328, eff. 1-1-98.)

10 (70 ILCS 200/175-30)

11 Sec. 175-30. Standard civic center provisions incorporated  
12 by reference. The following Sections of this Code are  
13 incorporated by reference into this Article:

14 Section 2-5. Definitions.

15 Section 2-10. Lawsuits; common seal.

16 Section 2-17. Duties; auditorium and other buildings.

17 Section 2-21. Rights and powers.

18 Section 2-25. Incurring obligations.

19 Section 2-36. Acquisition of property from person or  
20 governmental agency.

21 Section 2-40. Federal money.

22 Section 2-45. Insurance.

23 Section 2-51. Borrowing; revenue bonds; mandamus or other  
24 actions to compel performance.

25 Section 2-75. Board members; financial matters; conflict

1 of interest.

2 Section 2-80. Board members' oath.

3 Section 2-83. Removal of Board member from office.

4 Section 2-85. Board members; vacancy in office.

5 Section 2-90. Organization of the Board.

6 Section 2-96. Meetings; action by 4 Board members.

7 Section 2-101. Secretary; treasurer; funds deposited in  
8 bank or savings and loan association.

9 Section 2-106. Funds; compliance with Public Funds  
10 Investment Act.

11 Section 2-110. Signatures on checks or drafts.

12 Section 2-115. General manager; other appointments.

13 Section 2-120. Ordinances, rules, and regulations; fines  
14 and penalties.

15 Section 2-127. Contracts; award to other than highest or  
16 lowest bidder by four-fifths vote.

17 Section 2-130. Bids and advertisements.

18 Section 2-135. Report and financial statement.

19 Section 2-140. State financial support.

20 Section 2-145. Anti-trust laws.

21 Section 2-150. Tax exemption.

22 (Source: P.A. 90-328, eff. 1-1-98.)

23 (70 ILCS 200/185-55)

24 Sec. 185-55. Standard civic center provisions incorporated  
25 by reference. The following Sections of this Code are

1 incorporated by reference into this Article:

2 Section 2-5. Definitions.

3 Section 2-10. Lawsuits; common seal.

4 Section 2-16. Duties; auditorium and other buildings;  
5 lease of space.

6 Section 2-25. Incurring obligations.

7 Section 2-35. Acquisition of property from person, State,  
8 or local agency.

9 Section 2-40. Federal money.

10 Section 2-45. Insurance.

11 Section 2-60. Investment in bonds.

12 Section 2-76. Board members; financial matters;  
13 compensation for secretary or treasurer; conflict of interest.

14 Section 2-80. Board members' oath.

15 Section 2-83. Removal of Board member from office.

16 Section 2-85. Board members; vacancy in office.

17 Section 2-90. Organization of the Board.

18 Section 2-95. Meetings; action by 5 Board members.

19 Section 2-101. Secretary; treasurer; funds deposited in  
20 bank or savings and loan association.

21 Section 2-106. Funds; compliance with Public Funds  
22 Investment Act.

23 Section 2-110. Signatures on checks or drafts.

24 Section 2-115. General manager; other appointments.

25 Section 2-120. Ordinances, rules, and regulations; fines  
26 and penalties.

1 Section 2-127. Contracts; award to other than highest or  
2 lowest bidder by four-fifths vote.

3 Section 2-130. Bids and advertisements.

4 Section 2-135. Report and financial statement.

5 Section 2-140. State financial support.

6 Section 2-145. Anti-trust laws.

7 Section 2-150. Tax exemption.

8 (Source: P.A. 90-328, eff. 1-1-98.)

9 (70 ILCS 200/190-55)

10 Sec. 190-55. Standard civic center provisions incorporated  
11 by reference. The following Sections of this Code are  
12 incorporated by reference into this Article:

13 Section 2-5. Definitions.

14 Section 2-10. Lawsuits; common seal.

15 Section 2-17. Duties; auditorium and other buildings.

16 Section 2-21. Rights and powers.

17 Section 2-25. Incurring obligations.

18 Section 2-30. Prompt payment.

19 Section 2-36. Acquisition of property from person or  
20 governmental agency.

21 Section 2-40. Federal money.

22 Section 2-45. Insurance.

23 Section 2-51. Borrowing; revenue bonds; mandamus or other  
24 actions to compel performance.

25 Section 2-75. Board members; financial matters; conflict

1 of interest.

2 Section 2-80. Board members' oath.

3 Section 2-83. Removal of Board member from office.

4 Section 2-85. Board members; vacancy in office.

5 Section 2-90. Organization of the Board.

6 Section 2-96. Meetings; action by 4 Board members.

7 Section 2-101. Secretary; treasurer; funds deposited in  
8 bank or savings and loan association.

9 Section 2-106. Funds; compliance with Public Funds  
10 Investment Act.

11 Section 2-110. Signatures on checks or drafts.

12 Section 2-120. Ordinances, rules, and regulations; fines  
13 and penalties.

14 Section 2-127. Contracts; award to other than highest or  
15 lowest bidder by four-fifths vote.

16 Section 2-130. Bids and advertisements.

17 Section 2-135. Report and financial statement.

18 Section 2-140. State financial support.

19 Section 2-145. Anti-trust laws.

20 Section 2-150. Tax exemption.

21 (Source: P.A. 90-328, eff. 1-1-98.)

22 (70 ILCS 200/195-35)

23 Sec. 195-35. Standard civic center provisions incorporated  
24 by reference. The following Sections of this Code are  
25 incorporated by reference into this Article:

1 Section 2-3. Purpose.

2 Section 2-5. Definitions.

3 Section 2-10. Lawsuits; common seal.

4 Section 2-15. Duties; auditorium, recreational, and other  
5 buildings; lease of space.

6 Section 2-20. Rights and powers, including eminent domain.

7 Section 2-25. Incurring obligations.

8 Section 2-30. Prompt payment.

9 Section 2-35. Acquisition of property from person, State,  
10 or local agency.

11 Section 2-40. Federal money.

12 Section 2-45. Insurance.

13 Section 2-50. Borrowing; revenue bonds; suits to compel  
14 performance.

15 Section 2-55. Bonds; nature of indebtedness.

16 Section 2-60. Investment in bonds.

17 Section 2-75. Board members; financial matters; conflict  
18 of interest.

19 Section 2-80. Board members' oath.

20 Section 2-85. Board members; vacancy in office.

21 Section 2-90. Organization of the Board.

22 Section 2-95. Meetings; action by 5 Board members.

23 Section 2-100. Secretary; treasurer.

24 Section 2-105. Funds.

25 Section 2-110. Signatures on checks or drafts.

26 Section 2-115. General manager; other appointments.

1 Section 2-122. Rules and regulations; penalties.

2 Section 2-125. Contracts; award to other than highest or  
3 lowest bidder by vote of 5 Board members.

4 Section 2-130. Bids and advertisements.

5 Section 2-132. Bidders; civil action to compel compliance.

6 Section 2-135. Report and financial statement.

7 Section 2-140. State financial support.

8 Section 2-145. Anti-trust laws.

9 Section 2-150. Tax exemption.

10 (Source: P.A. 90-328, eff. 1-1-98.)

11 (70 ILCS 200/200-65)

12 Sec. 200-65. Standard civic center provisions incorporated  
13 by reference. The following Sections of this Code are  
14 incorporated by reference into this Article:

15 Section 2-5. Definitions.

16 Section 2-10. Lawsuits; common seal.

17 Section 2-16. Duties; auditorium and other buildings;  
18 lease of space.

19 Section 2-25. Incurring obligations.

20 Section 2-30. Prompt payment.

21 Section 2-35. Acquisition of property from person, State,  
22 or local agency.

23 Section 2-40. Federal money.

24 Section 2-45. Insurance.

25 Section 2-50. Borrowing; revenue bonds; suits to compel

1 performance.

2 Section 2-60. Investment in bonds.

3 Section 2-76. Board members; financial matters;  
4 compensation for secretary or treasurer; conflict of interest.

5 Section 2-80. Board members' oath.

6 Section 2-83. Removal of Board member from office.

7 Section 2-85. Board members; vacancy in office.

8 Section 2-90. Organization of the Board.

9 Section 2-100. Secretary; treasurer.

10 Section 2-105. Funds.

11 Section 2-110. Signatures on checks or drafts.

12 Section 2-115. General manager; other appointments.

13 Section 2-120. Ordinances, rules, and regulations; fines  
14 and penalties.

15 Section 2-130. Bids and advertisements.

16 Section 2-135. Report and financial statement.

17 Section 2-140. State financial support.

18 Section 2-145. Anti-trust laws.

19 Section 2-150. Tax exemption.

20 (Source: P.A. 90-328, eff. 1-1-98.)

21 (70 ILCS 200/205-105)

22 Sec. 205-105. Standard civic center provisions  
23 incorporated by reference. The following Sections of this Code  
24 are incorporated by reference into this Article:

25 Section 2-5. Definitions.

1 Section 2-10. Lawsuits; common seal.

2 Section 2-45. Insurance.

3 Section 2-135. Report and financial statement.

4 Section 2-140. State financial support.

5 Section 2-145. Anti-trust laws.

6 Section 2-150. Tax exemption.

7 (Source: P.A. 90-328, eff. 1-1-98.)

8 (70 ILCS 200/250-40)

9 Sec. 250-40. Standard civic center provisions incorporated  
10 by reference. The following Sections of this Code are  
11 incorporated by reference into this Article:

12 Section 2-5. Definitions.

13 Section 2-10. Lawsuits; common seal.

14 Section 2-17. Duties; auditorium and other buildings.

15 Section 2-21. Rights and powers.

16 Section 2-25. Incurring obligations.

17 Section 2-36. Acquisition of property from person or  
18 governmental agency.

19 Section 2-40. Federal money.

20 Section 2-45. Insurance.

21 Section 2-51. Borrowing; revenue bonds; mandamus or other  
22 actions to compel performance.

23 Section 2-75. Board members; financial matters; conflict  
24 of interest.

25 Section 2-80. Board members' oath.

1 Section 2-83. Removal of Board member from office.

2 Section 2-85. Board members; vacancy in office.

3 Section 2-90. Organization of the Board.

4 Section 2-96. Meetings; action by 4 Board members.

5 Section 2-101. Secretary; treasurer; funds deposited in  
6 bank or savings and loan association.

7 Section 2-106. Funds; compliance with Public Funds  
8 Investment Act.

9 Section 2-110. Signatures on checks or drafts.

10 Section 2-115. General manager; other appointments.

11 Section 2-120. Ordinances, rules, and regulations; fines  
12 and penalties.

13 Section 2-127. Contracts; award to other than highest or  
14 lowest bidder by four-fifths vote.

15 Section 2-130. Bids and advertisements.

16 Section 2-135. Report and financial statement.

17 Section 2-140. State financial support.

18 Section 2-145. Anti-trust laws.

19 Section 2-150. Tax exemption.

20 (Source: P.A. 90-328, eff. 1-1-98.)

21 (70 ILCS 200/255-130)

22 Sec. 255-130. Standard civic center provisions  
23 incorporated by reference. The following Sections of this Code  
24 are incorporated by reference into this Article:

25 Section 2-5. Definitions.

1 Section 2-10. Lawsuits; common seal.

2 Section 2-25. Incurring obligations.

3 Section 2-30. Prompt payment.

4 Section 2-35. Acquisition of property from person, State,  
5 or local agency.

6 Section 2-45. Insurance.

7 Section 2-60. Investment in bonds.

8 Section 2-76. Board members; financial matters;  
9 compensation for secretary or treasurer; conflict of interest.

10 Section 2-101. Secretary; treasurer; funds deposited in  
11 bank or savings and loan association.

12 Section 2-110. Signatures on checks or drafts.

13 Section 2-115. General manager; other appointments.

14 Section 2-120. Ordinances, rules, and regulations; fines  
15 and penalties.

16 Section 2-128. Contracts; award to other than highest or  
17 lowest bidder by three-fourths vote.

18 Section 2-130. Bids and advertisements.

19 Section 2-135. Report and financial statement.

20 Section 2-140. State financial support.

21 Section 2-145. Anti-trust laws.

22 Section 2-150. Tax exemption.

23 Section 2-155. Partial invalidity.

24 (Source: P.A. 90-328, eff. 1-1-98.)

25 (70 ILCS 200/280-90)

1           Sec. 280-90. Standard civic center provisions incorporated  
2 by reference. The following Sections of this Code are  
3 incorporated by reference into this Article:

4           Section 2-3. Purpose.

5           Section 2-5. Definitions.

6           Section 2-10. Lawsuits; common seal.

7           Section 2-25. Incurring obligations.

8           Section 2-30. Prompt payment.

9           Section 2-35. Acquisition of property from person, State,  
10 or local agency.

11          Section 2-45. Insurance.

12          Section 2-60. Investment in bonds.

13          Section 2-76. Board members; financial matters;  
14 compensation for secretary or treasurer; conflict of interest.

15          Section 2-80. Board members' oath.

16          Section 2-101. Secretary; treasurer; funds deposited in  
17 bank or savings and loan association.

18          Section 2-110. Signatures on checks or drafts.

19          Section 2-115. General manager; other appointments.

20          Section 2-120. Ordinances, rules, and regulations; fines  
21 and penalties.

22          Section 2-130. Bids and advertisements.

23          Section 2-132. Bidders; civil action to compel compliance.

24          Section 2-135. Report and financial statement.

25          Section 2-140. State financial support.

26          Section 2-145. Anti-trust laws.

1 Section 2-150. Tax exemption.

2 (Source: P.A. 90-328, eff. 1-1-98.)

3 (70 ILCS 200/15-35 rep.)

4 (70 ILCS 200/20-65 rep.)

5 (70 ILCS 200/30-30 rep.)

6 (70 ILCS 200/50-30 rep.)

7 (70 ILCS 200/55-55 rep.)

8 (70 ILCS 200/100-50 rep.)

9 (70 ILCS 200/110-30 rep.)

10 (70 ILCS 200/125-45 rep.)

11 (70 ILCS 200/155-60 rep.)

12 (70 ILCS 200/175-25 rep.)

13 (70 ILCS 200/185-50 rep.)

14 (70 ILCS 200/190-50 rep.)

15 (70 ILCS 200/195-30 rep.)

16 (70 ILCS 200/200-60 rep.)

17 (70 ILCS 200/205-85 rep.)

18 (70 ILCS 200/250-35 rep.)

19 (70 ILCS 200/255-110 rep.)

20 (70 ILCS 200/280-85 rep.)

21 Section 900-70. The Civic Center Code is amended by  
22 repealing Sections 15-35, 20-65, 30-30, 50-30, 55-55, 100-50,  
23 110-30, 125-45, 155-60, 175-25, 185-50, 190-50, 195-30,  
24 200-60, 205-85, 250-35, 255-110, and 280-85.

1 Section 900-75. The Metropolitan Pier and Exposition  
2 Authority Act is amended by changing Section 26 as follows:

3 (70 ILCS 210/26) (from Ch. 85, par. 1246)

4 Sec. 26. Government Reporting Enhancement and Transparency  
5 Act.

6 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
7 soon after the end of each fiscal year as may be expedient, the  
8 Board shall cause to be prepared and printed a complete and  
9 detailed report and financial statement of its operations and  
10 of its assets and liabilities. A reasonably sufficient number  
11 of copies of such report shall be printed for distribution to  
12 persons interested, upon request, and a copy thereof shall be  
13 filed with the Governor, the Mayor, the General Assembly and  
14 the Park District President. Within 6 months after the  
15 effective date of this amendatory Act of 1985, or as soon  
16 thereafter as is possible, the Authority shall adopt an  
17 accounting system which shall not be implemented until it has  
18 been approved by the Auditor General as appropriate for the  
19 Authority's operations.

20 (b) With respect to construction by the Authority funded  
21 in whole or in part with State or borrowed funds, including the  
22 Project, the Authority shall prepare a monthly report of the  
23 progress of construction. The report shall include a  
24 discussion of: (1) the status of construction; (2) delays or  
25 anticipated delays in the completion of the construction; (3)

1 cost overruns; (4) funds available for construction and the  
2 current construction budget; (5) the status of the  
3 implementation of the Authority's affirmative action program  
4 by contractor, trade and levels of skill; and (6) any  
5 problems, or anticipated problems, with respect to  
6 construction or costs of construction. The monthly reports  
7 required by this Section shall be submitted to the Governor,  
8 the Mayor and the General Assembly.

9 In connection with any construction by the Authority  
10 funded in whole or in part by State or borrowed funds,  
11 including the Project, the Authority will, when such  
12 construction is to be done by a general contractor or a  
13 construction manager operating in a general contractor  
14 capacity, institute a quality assurance program, including  
15 independent quality control inspections. The Authority will  
16 file not less frequently than quarterly written reports on the  
17 results of its quality assurance program with the Governor,  
18 the Mayor and the General Assembly.

19 (c) For fiscal years beginning after December 31, 2027,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of the Authority shall be  
22 subject to the Government Reporting Enhancement and  
23 Transparency Act.

24 (Source: P.A. 84-1027.)

25 Section 900-80. The Soil and Water Conservation Districts

1 Act is amended by changing Section 7 as follows:

2 (70 ILCS 405/7) (from Ch. 5, par. 112)

3 Sec. 7. Employees and assistance of other agencies.

4 (a) Subject to the provisions of the "Personnel Code"  
5 enacted by the 69th General Assembly, the Department may  
6 employ an administrative officer, technical experts and such  
7 other agents and employees, permanent and temporary, as it may  
8 require. The Department may call upon the Attorney General of  
9 the State for such legal services as it may require. The  
10 Department shall require surety bonds for all its officers and  
11 employees who are entrusted with funds or property under this  
12 Act and shall provide for an annual audit of their accounts for  
13 fiscal years ending before January 1, 2028. The Department may  
14 establish and provide suitable office accommodations and the  
15 necessary supplies and equipment.

16 (b) Upon request of the Department, for the purpose of  
17 carrying out any of its functions, the supervising officer of  
18 any State agency, or of any State institution of learning  
19 shall, in so far as may be possible under available  
20 appropriations, and having due regard to the needs of the  
21 agency to which the request is directed, assign or detail to  
22 the Department members of the staff or personnel of such  
23 agency or institution of learning and make such special  
24 reports, surveys or studies as the Department may request.

25 (c) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of the Board shall be  
3 subject to the Government Reporting Enhancement and  
4 Transparency Act.

5 (Source: Laws 1955, p. 2146.)

6 Section 900-85. The Conservation District Act is amended  
7 by changing Sections 6 and 15.6 as follows:

8 (70 ILCS 410/6) (from Ch. 96 1/2, par. 7106)

9 Sec. 6. Officers and employees.

10 (a) As soon as possible after the initial election or the  
11 initial appointments, as the case may be, the trustees shall  
12 organize by selecting from their members a president,  
13 secretary, treasurer, and other officers as are deemed  
14 necessary, who shall hold office for 2 years in the case of an  
15 elected board, or the fiscal year in which elected in the case  
16 of an appointed board, and until their successors are selected  
17 and qualify. Three trustees shall constitute a quorum of the  
18 board for the transaction of business if the district has 5  
19 trustees. If the district has 7 trustees, 4 trustees shall  
20 constitute a quorum of the board for the transaction of  
21 business. The board shall hold regular monthly meetings.  
22 Special meetings may be called by the president and shall be  
23 called on the request of a majority of members, as may be  
24 required.

1       (b) The board shall provide for the proper and safe  
2 keeping of its permanent records and for the recording of the  
3 corporate action of the district. It shall keep a proper  
4 system of accounts showing a true and accurate record of its  
5 receipts and disbursements, and it shall cause an annual audit  
6 to be made of its books, records, and accounts for fiscal years  
7 ending before January 1, 2028.

8       (c) For fiscal years beginning after December 31, 2027,  
9 notwithstanding any other provision of law to the contrary,  
10 the operations and fiscal activities of the board shall be  
11 subject to the Government Reporting Enhancement and  
12 Transparency Act.

13       (d) The records of the district shall be subject to public  
14 inspection at all reasonable hours and under regulations as  
15 the board may prescribe.

16       (e) The district shall annually make a full and complete  
17 report to the county board of each county within the district  
18 and to the Department of Natural Resources of its transactions  
19 and operations for the preceding year. The report shall  
20 contain a full statement of its receipts, disbursements, and  
21 the program of work for the period covered, and may include  
22 recommendations as may be deemed advisable.

23       (f) Executive or ministerial duties may be delegated to  
24 one or more trustees or to an authorized officer, employee,  
25 agent, attorney, or other representative of the district.

26       (g) All officers and employees authorized to receive or

1 retain the custody of money or to sign vouchers, checks,  
2 warrants, or evidences of indebtedness binding upon the  
3 district shall furnish surety bond for the faithful  
4 performance of their duties and the faithful accounting for  
5 all moneys that may come into their hands in an amount to be  
6 fixed and in a form to be approved by the board.

7 (h) All contracts for supplies, material, or work  
8 involving an expenditure in excess of \$60,000 for supplies or  
9 materials and \$30,000 for work, or a lower amount for any  
10 contract for supplies, material, or work if required by board  
11 policy, shall be let to the lowest responsible bidder, after  
12 due advertisement, excepting work requiring personal  
13 confidence or necessary supplies under the control of  
14 monopolies, where competitive bidding is impossible, or as  
15 otherwise provided in the Forest Preserve District and  
16 Conservation District Design-Build Authorization Act. All  
17 contracts for supplies, material, or work shall be signed by  
18 the president of the board and by any other officer as the  
19 board in its discretion may designate.

20 (Source: P.A. 104-114, eff. 8-1-25.)

21 (70 ILCS 410/15.6) (from Ch. 96 1/2, par. 7122)

22 Sec. 15.6. Revenue and audits.

23 (a) All revenue derived from the operation of such  
24 facility or facilities constructed, equipped, extended or  
25 improved in whole or in part with the proceeds of any bonds

1 issued under Sections 15.2 through 15.9 of this Act for the  
2 construction, equipping, extension, or improvement of such  
3 facility or facilities shall be deposited in a separate fund.  
4 Each fund shall be used only for paying the cost of operation  
5 and maintenance of the recreational facility or facilities or  
6 any combination thereof constructed, equipped, extended or  
7 improved in whole or in part with the proceeds of such bonds so  
8 issued for such facility or facilities, and for paying the  
9 principal of and interest on the bonds so issued and creating  
10 the accounts provided for by the ordinance authorizing their  
11 issuance.

12 (b) The district shall install and maintain a proper  
13 system of account for each fund, showing the amount received  
14 and disbursed from the operation of such facility or  
15 facilities.

16 (c) For fiscal years ending before January 1, 2028, at ~~At~~  
17 least once each year the district shall have such accounts for  
18 bonds properly audited, and the report of this audit shall be  
19 open to the public for inspection at all times.

20 (d) For fiscal years beginning after December 31, 2027,  
21 notwithstanding any other provision of law to the contrary,  
22 the operations and fiscal activities of the Board shall be  
23 subject to the Government Reporting Enhancement and  
24 Transparency Act.

25 (Source: P.A. 77-1330.)

1 Section 900-90. The Illinois Drainage Code is amended by  
2 changing Section 4-32 and by adding Section 4-50 as follows:

3 (70 ILCS 605/4-32) (from Ch. 42, par. 4-32)

4 Sec. 4-32. Financial Reports of Commissioners. On or  
5 before the last day of November in each year, and more often if  
6 the court so requires, the commissioners shall make a report,  
7 under oath, to the court, showing the amount of money  
8 collected by the district since the last preceding report and  
9 the manner in which the funds of the district at the beginning  
10 and the end of the period reported have been expended during  
11 that period. Such report shall also contain an itemized  
12 statement of the notes, bonds and orders, if any, outstanding  
13 and unpaid at the close of the report period and the balance on  
14 hand in the treasury of the district. Upon the filing of the  
15 report with the clerk of the court, the same shall be presented  
16 to the court, and the clerk of the court shall give notice of  
17 the date on or before which objections must be filed by  
18 publishing a notice thereof in a newspaper of general  
19 circulation in the county in which the district was organized.  
20 Any owner of land within the district may file an objection to  
21 the report with the clerk of the court within 10 days after the  
22 publication of the notice. If any objections are filed within  
23 the time prescribed, the court shall set a hearing at a time  
24 not later than 4 weeks after the date of the filing of the  
25 report. If no objection to the report is filed, the court may

1 approve the report without a hearing. At a hearing on the  
2 report the court shall hear evidence on any and all objections  
3 which may be urged against the report and evidence in support  
4 thereof and may continue the hearing to a day certain or from  
5 time to time. At the conclusion of a hearing, the court may  
6 approve the report, disapprove the report or order the report  
7 modified or amended. Upon the approval of a report, the same  
8 shall be recorded in the drainage record. Copies of any ~~the~~  
9 financial reports covering any portion of the period since the  
10 last annual meeting of the district ~~report~~ shall be available  
11 at the annual meeting of the district under Section 4-12 of  
12 this Code.

13 (Source: P.A. 86-129; 86-297; 86-1028.)

14 (70 ILCS 605/4-50 new)

15 Sec. 4-50. Government Reporting Enhancement and  
16 Transparency Act.

17 (a) For fiscal years ending before January 1, 2028,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the district shall be  
20 subject to the Governmental Account Audit Act.

21 (b) For fiscal years beginning after December 31, 2027,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of the district shall be  
24 subject to the Government Reporting Enhancement and  
25 Transparency Act.

1 Section 900-95. The Fire Protection District Act is  
2 amended by changing Sections 6.1, 11a, and 11i as follows:

3 (70 ILCS 705/6.1) (from Ch. 127 1/2, par. 26.1)

4 Sec. 6.1. Government Reporting Enhancement and  
5 Transparency Act.

6 (a) For fiscal years ending before January 1, 2028, when  
7 ~~when~~ an audit is required under the Governmental Account Audit  
8 Act, the trustees of the Fire Protection District created  
9 under this Act shall employ a person licensed to practice  
10 public accounting under the laws of this State to annually  
11 audit the district's financial statements of all accounts,  
12 funds, and other moneys in the care, custody, or control of the  
13 trustees. The audit shall be conducted in accordance with  
14 Generally Accepted Auditing Standards and in accordance with  
15 the Governmental Account Audit Act. A fire protection district  
16 receiving revenues of less than \$850,000 for the fiscal year  
17 shall prepare the financial report required by Section 3 of  
18 the Governmental Account Audit Act. In addition to any other  
19 filing requirements, the audit report or financial report  
20 shall be filed with the county clerk of the county in which the  
21 Fire Protection District was organized as a public record and  
22 a copy thereof shall be filed with the secretary of the  
23 district as part of its corporate records.

24 (b) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of a fire protection  
3 district created under this Act shall be subject to the  
4 Government Reporting Enhancement and Transparency Act.

5 (Source: P.A. 93-126, eff. 1-1-04.)

6 (70 ILCS 705/11a) (from Ch. 127 1/2, par. 31a)

7 Sec. 11a. (a) The Board of Trustees of any fire protection  
8 district organized hereunder may contract with any corporation  
9 organized to furnish fire protection service or with any  
10 association organized to furnish fire protection service or  
11 with any city, village, incorporated town, or organized fire  
12 protection district lying adjacent to such district for fire  
13 protection service to be furnished by such corporation or such  
14 association or such municipality or fire protection district  
15 for the property within such district or to be furnished by  
16 such district for the property within such municipality. The  
17 board of trustees may also contract for the installation,  
18 rental or use of fire hydrants within the fire protection  
19 district and for the furnishing of water to be used within such  
20 district for fire protection purposes, and for mutual aid from  
21 and to other fire protection districts, and for mutual aid  
22 from and to corporations and associations organized to furnish  
23 fire protection service and for mutual aid from and to  
24 municipalities.

25 (b) For fiscal years ending before January 1, 2028, when

1 ~~When~~ the Board of Trustees of a Fire Protection District  
2 purchases fire protection services from an organization  
3 (specifically including without limitation a city, village,  
4 incorporated town, or adjacent fire protection district) that  
5 is required to be audited by "An Act in relation to audits of  
6 the accounts of certain governmental units and to repeal an  
7 Act therein named", approved May 10, 1967, or by The Illinois  
8 Municipal Auditing Law, the scope of the audit of the  
9 organization providing the fire protection services shall be  
10 expanded to require the licensed public accountant performing  
11 the audit to specifically report on compliance with the terms  
12 of the contract as it relates to financial matters, including  
13 but not limited to the amount charged to the purchasing Fire  
14 Protection District. To the extent possible, the financial  
15 statements of the providing organization shall segregate  
16 accounts relating to fire protection service transactions and  
17 present them as a separate fund or as a separate department  
18 within a fund. A copy of the providing organization audit  
19 report shall be furnished to the purchasing Fire Protection  
20 District within 6 months after the close of the fiscal year of  
21 the organization providing the fire protection services.

22 (c) For fiscal years ending before January 1, 2028, when  
23 ~~When~~ the Board of Trustees of a Fire Protection District  
24 purchases fire protection services from an organization  
25 (specifically including without limitation a not-for-profit  
26 corporation or a for-profit corporation or association) that

1 is not required to be audited by "An Act in relation to audits  
2 of the accounts of certain governmental units and to repeal an  
3 Act therein named", approved May 10, 1967, or by The Illinois  
4 Municipal Auditing Law, the organization providing the fire  
5 protection services shall employ a person licensed to practice  
6 public accounting under the laws of this State to annually  
7 audit the providing organization's financial statements of all  
8 accounts, funds, and other moneys in the care, custody, or  
9 control of the providing organization. Such audit shall be  
10 conducted in accordance with Generally Accepted Auditing  
11 Standards and the scope of such audit shall be expanded to  
12 require the licensed public accountant performing the audit to  
13 specifically report on compliance with the terms of the  
14 contract as it relates to financial matters, including but not  
15 limited to the amount charged to the purchasing Fire  
16 Protection District. To the extent possible, the financial  
17 statements of the providing organization shall segregate  
18 accounts relating to fire protection service transactions and  
19 present them as a separate fund or as a separate department  
20 within a fund. A copy of the providing organization audit  
21 report shall be furnished to the purchasing Fire Protection  
22 District within 6 months after the close of the fiscal year of  
23 the organization providing the fire protection services.  
24 Within 15 days after the first meeting of the board of  
25 directors or trustees of the organization providing the fire  
26 protection services that occurs after receiving the audit

1 report, the organization providing the fire protection  
2 services shall publish excerpts from the audit report that  
3 relate to fire protection service operations in accordance  
4 with Section 7 of this Act. When fire protection services are  
5 rendered in more than one geographic area, publication or  
6 distribution should be made in each geographic area served.

7 (Source: P.A. 86-216; 86-1023.)

8 (70 ILCS 705/11i)

9 Sec. 11i. Department foreign fire insurance board.

10 (a) A department foreign fire insurance board shall exist  
11 within the fire department of each fire protection district  
12 that has an organized fire department, employs full-time  
13 firefighters, and is subject to a collective bargaining  
14 agreement.

15 (b) The board shall consist of 7 trustees; the fire chief,  
16 who shall hold office by virtue of rank, and 6 members, who  
17 shall be elected at large by the sworn members of the  
18 department. If there are an insufficient number of candidates  
19 to fill all these positions, the number of board members may be  
20 reduced, but not to fewer than 3 trustees. All sworn members of  
21 the department shall be eligible to vote for and be elected as  
22 officers of the board.

23 (c) The members of the board shall annually elect  
24 officers. These officers shall be a chairman and a treasurer.

25 (d) The trustees of the board shall make rules with

1 respect to the board and the management of the money to be  
2 appropriated to the board.

3 (e) The treasurer of the board shall give a sufficient  
4 bond to the board of trustees of the fire protection district,  
5 conditioned upon the faithful performance by the treasurer of  
6 his or her duties under this Section. This bond must be  
7 approved by the board of trustees of the fire protection  
8 district.

9 (f) The officers of the department foreign fire insurance  
10 board shall develop and maintain a listing of those items that  
11 the board feels are appropriate expenditures under this  
12 Section. The officers shall make rules concerning the board  
13 and the management of the money appropriated to the board.

14 (g) All of the money paid to the secretary of the fire  
15 protection district under Section 11-10-1 of the Illinois  
16 Municipal Code (65 ILCS 5/11-10-1) shall be set apart and  
17 shall be appropriated annually by the board of trustees of the  
18 fire protection district to the department foreign fire  
19 insurance board.

20 (h) The treasurer of the department foreign fire insurance  
21 board shall receive the appropriated money and shall pay out  
22 the money upon the order of the board for the maintenance, use,  
23 and benefit of the department. For fiscal years ending before  
24 January 1, 2028, as ~~As~~ part of the fire protection district's  
25 annual audit, these funds shall be audited to verify that the  
26 funds have been expended by the board only for the

1 maintenance, use, and benefit of the department.

2 (Source: P.A. 96-505, eff. 8-14-09.)

3 Section 900-100. The Flood Prevention District Act is  
4 amended by changing Section 35 as follows:

5 (70 ILCS 750/35)

6 Sec. 35. Financial audit of the District.

7 (a) For fiscal years ending before January 1, 2028, a ~~A~~  
8 financial audit of the District shall be conducted annually by  
9 a certified public accountant (CPA) that is licensed at the  
10 time of the audit by the Illinois Department of Financial and  
11 Professional Regulation. The CPA shall meet all of the general  
12 standards concerning qualifications, independence, due  
13 professional care, and quality control as required by the  
14 Government Auditing Standards, ~~1994 Revision, Chapter 3,~~  
15 including the requirements for continuing professional  
16 education and external peer review. The financial audit is to  
17 be performed in accordance with generally accepted auditing  
18 standards issued by the American Institute of Certified Public  
19 Accountants (AICPA) for field work and reporting, generally  
20 accepted government auditing standards (GAGAS) and AICPA  
21 Statements on Auditing Standards (SAS) current at the time the  
22 audit is commenced. The audit shall be made publicly available  
23 and sent to the county board chairman of the county in which  
24 the district is situated and to the Illinois Secretary of

1 State.

2 (b) For fiscal years beginning after December 31, 2027,  
3 notwithstanding any other provision of law to the contrary,  
4 the operations and fiscal activities of the District created  
5 under this Act shall be subject to the Government Reporting  
6 Enhancement and Transparency Act.

7 (Source: P.A. 95-719, eff. 5-21-08; 95-723, eff. 6-23-08.)

8 Section 900-105. The Beardstown Regional Flood Prevention  
9 District Act is amended by changing Section 30 as follows:

10 (70 ILCS 755/30)

11 Sec. 30. Financial audit of the district.

12 (a) For fiscal years ending before January 1, 2028, a ~~A~~  
13 financial audit of the district shall be conducted annually by  
14 a certified public accountant (CPA) that is licensed at the  
15 time of the audit by the Illinois Department of Financial and  
16 Professional Regulation. The CPA shall meet all of the general  
17 standards concerning qualifications, independence, due  
18 professional care, and quality control as required by the  
19 Government Auditing Standards, 1994 Revision, Chapter 3,  
20 including the requirements for continuing professional  
21 education and external peer review. The financial audit is to  
22 be performed in accordance with generally accepted auditing  
23 standards issued by the American Institute of Certified Public  
24 Accountants (AICPA) for field work and reporting, generally

1 accepted government auditing standards (GAGAS), and AICPA  
2 Statements on Auditing Standards (SAS) current at the time the  
3 audit is commenced. The audit shall be made publicly available  
4 and sent to the county board chairperson and to the Secretary  
5 of State.

6 (b) For fiscal years beginning after December 31, 2027,  
7 notwithstanding any other provision of law to the contrary,  
8 the operations and fiscal activities of the District created  
9 under this Act shall be subject to the Government Reporting  
10 Enhancement and Transparency Act.

11 (Source: P.A. 97-309, eff. 8-11-11.)

12 Section 900-110. The Downstate Forest Preserve District  
13 Act is amended by changing Sections 13.3, 13.7, and 18.5 as  
14 follows:

15 (70 ILCS 805/13.3) (from Ch. 96 1/2, par. 6326)

16 Sec. 13.3. (a) The board of each forest preserve district  
17 organized under this Act shall fix a fiscal year for the  
18 district. The board shall, within or before the first quarter  
19 of each fiscal year, adopt an annual appropriation ordinance  
20 appropriating such sums of money as may be required to defray  
21 all necessary expenses and liabilities of the district to be  
22 paid or incurred during the fiscal year.

23 (b) The failure of the board to adopt an annual  
24 appropriation ordinance or to otherwise comply with the

1 provisions of this Section shall not affect the validity of  
2 any tax levy of the forest preserve district. The annual  
3 appropriation ordinance for any fiscal year need not be  
4 intended or required to be in support of or in relation to any  
5 tax levy made during that fiscal year.

6 (c) For fiscal years ending before January 1, 2028,  
7 nothing ~~Nothing~~ in this Act shall be construed as requiring  
8 any forest preserve district to change or as preventing any  
9 forest preserve district from changing from a cash basis of  
10 financing to a surplus or deficit basis of financing, or as  
11 requiring any forest preserve district to change or as  
12 preventing any forest preserve district from changing its  
13 system of accounting.

14 (d) Any forest preserve district that determines to change  
15 its fiscal year may adopt an annual appropriation ordinance  
16 for a transition period of more or less than 12 months as may  
17 be necessary to effect such change, and appropriations made  
18 for such transition period shall terminate with the close of  
19 such period.

20 (e) For fiscal years beginning after December 31, 2027,  
21 notwithstanding any other provision of law to the contrary,  
22 the operations and fiscal activities of any conservancy  
23 district organized under this Act created under this Act shall  
24 be subject to the Government Reporting Enhancement and  
25 Transparency Act.

26 (Source: P.A. 85-1165.)

1 (70 ILCS 805/13.7)

2 Sec. 13.7. Endowment Fund.

3 (a) Each forest preserve district may create, maintain,  
4 and increase a separate fund to be known as the "Endowment  
5 Fund" to pay all costs and expenses incurred or anticipated by  
6 the forest preserve district for the long-term maintenance and  
7 improvement of forest preserve facilities and lands, and for  
8 the future purchase of real property. Only one "Endowment  
9 Fund" may be created by a forest preserve district, but the  
10 fund may provide for the collection, maintenance, investment,  
11 and expenditure of monies for more than one purpose. All  
12 revenues deposited in the Endowment Fund shall be designated  
13 by purpose and appropriated and expended for the purpose for  
14 which it was designated. No appropriation in the Endowment  
15 Fund shall lapse, and the monies received and designated for a  
16 specific purpose shall not become part of the general funds of  
17 the district or considered an asset available for  
18 appropriation for another purpose in a subsequent year unless  
19 the purpose for which the monies were originally appropriated  
20 has been completed. Revenues deposited in the Endowment Fund  
21 must come from private sources, whether received before, on,  
22 or after the effective date of this amendatory Act of 1995. No  
23 revenues shall come from any Federal, State, or local  
24 government source, except for those received as a result of  
25 agreements obligating the district to the long-term

1 maintenance of improvements constructed on district lands. For  
2 fiscal years ending before January 1, 2028, the ~~The~~ Fund shall  
3 be audited annually by a licensed certified public accountant.

4 (b) For fiscal years beginning after December 31, 2027, if  
5 the Endowment Fund is a separate legal entity from the forest  
6 preserve district, notwithstanding any other provision of law  
7 to the contrary, the operations and fiscal activities of the  
8 Endowment Fund shall be subject to the Government Reporting  
9 Enhancement and Transparency Act.

10 (Source: P.A. 89-119, eff. 7-7-95.)

11 (70 ILCS 805/18.5) (from Ch. 96 1/2, par. 6339)

12 Sec. 18.5. All revenue derived from the operation of such  
13 facility or facilities constructed, equipped, acquired,  
14 extended or improved in whole or in part with the proceeds of  
15 any bonds issued under Sections 18.1 through 18.10 of this Act  
16 for the construction, equipping, acquisition, extension, or  
17 improvement of such facility or facilities shall be deposited  
18 in a separate fund. Each fund shall be used only for paying the  
19 cost of operation and maintenance of the recreational facility  
20 or facilities or any combination thereof constructed,  
21 equipped, acquired, extended or improved in whole or in part  
22 with the proceeds of such bonds so issued for such facility or  
23 facilities, and for paying the principal of and interest on  
24 the bonds so issued and creating the accounts provided for by  
25 the ordinance authorizing their issuance.

1           Such forest preserve district shall install and maintain a  
2 proper system of account for each fund, showing the amount  
3 received and disbursed from the operation of such facility or  
4 facilities. For fiscal years ending before January 1, 2028, at  
5 ~~At~~ least once each year, such district shall have such  
6 accounts for bonds properly audited, and the report of this  
7 audit shall be open to the public for inspection at all times.  
8 (Source: Laws 1968, p. 228.)

9           Section 900-115. The Cook County Forest Preserve District  
10 Act is amended by changing Sections 24 and 35 as follows:

11           (70 ILCS 810/24) (from Ch. 96 1/2, par. 6427)

12           Sec. 24. Government Reporting Enhancement and Transparency  
13 Act.

14           (a) The fiscal year of each forest preserve district  
15 subject to this Act shall extend from January 1, until  
16 December 31. The forest preserve district shall, before the  
17 commencement or within 60 days after the commencement of each  
18 fiscal year, adopt an annual appropriation ordinance, which  
19 shall appropriate sums of money required to defray all  
20 necessary expenses and liabilities of the district to be paid  
21 or incurred during that fiscal year. Transfers from one  
22 appropriation of any one fund to another of the same fund, not  
23 affecting the total amount appropriated, may be made at any  
24 meeting of the Board.

1       (b) For fiscal years beginning after December 31, 2027,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of each forest preserve  
4       district created under this Act shall be subject to the  
5       Government Reporting Enhancement and Transparency Act.

6       (Source: P.A. 87-1191.)

7           (70 ILCS 810/35) (from Ch. 96 1/2, par. 6438)

8       Sec. 35. All revenue derived from the operation of such  
9       facility or facilities constructed, equipped, acquired,  
10       extended or improved in whole or in part with the proceeds of  
11       any bonds issued under Sections 31 through 39 of this Act for  
12       the construction, equipping, acquisition, extension, or  
13       improvement of such facility or facilities shall be deposited  
14       in a separate fund. Each fund shall be used only for paying the  
15       cost of operation and maintenance of the recreational facility  
16       or facilities or any combination thereof constructed,  
17       equipped, acquired, extended or improved in whole or in part  
18       with the proceeds of such bonds so issued for such facility or  
19       facilities, and for paying the principal of and interest on  
20       the bonds so issued and creating the accounts provided for by  
21       the ordinance authorizing their issuance.

22       Such forest preserve district shall install and maintain a  
23       proper system of account for each fund, showing the amount  
24       received and disbursed from the operation of such facility or  
25       facilities. For fiscal years ending before January 1, 2028, at

1 ~~At~~ least once each year, such district shall have such  
2 accounts for bonds properly audited, and the report of this  
3 audit shall be open to the public for inspection at all times.  
4 (Source: P.A. 80-320.)

5 Section 900-120. The Public Health District Act is amended  
6 by changing Sections 15 and 18 and by adding Section 16 as  
7 follows:

8 (70 ILCS 905/15) (from Ch. 111 1/2, par. 15)

9 Sec. 15. Each board of health shall:

- 10 1. Hold an annual meeting in April of each year, at which  
11 meeting officers shall be elected for the ensuing year;
- 12 2. Hold meetings at least quarterly;
- 13 3. Hold special meetings upon a written request signed by  
14 2 members and filed with the Secretary;
- 15 4. Levy, annually, subject to Section 21 in addition to  
16 all other taxes which are now or hereafter may be authorized to  
17 be levied on the aggregate valuation of all property within  
18 the public health district, a special "public health tax", not  
19 to exceed .1% of the value, as equalized or assessed by the  
20 Department of Revenue, of all taxable property embraced within  
21 such public health district, according to the valuation of the  
22 same as made for the purpose of State and county taxation,  
23 which shall form, when collected, a fund to be known as the  
24 "public health fund", (i) except that the tax authorized by

1 this subsection 4 may be levied at a rate over .1% but not to  
2 exceed .15%, not subject to Section 21 of this Act, if the  
3 board of health by resolution initiates a referendum to be  
4 held in accordance with the general election law and the  
5 question of authorizing a rate not to exceed .15% is approved  
6 by a majority of the electors voting on the question, and (ii)  
7 further except, if a public health district is situated within  
8 any county or multiple-county health department for whose  
9 benefit a tax is levied under "An Act in relation to the  
10 establishment and maintenance of county and multiple-county  
11 public health departments", approved July 9, 1943, as amended,  
12 the county clerk shall reduce and abate from the tax levied by  
13 the authority of this Act a rate which would produce an amount  
14 equal to the amount of the tax accruing to the public health  
15 district under the above-named Act. In any public health  
16 district in which a health department was established by a  
17 referendum prior to January 1, 1970, the board of health may,  
18 by a resolution adopted by at least a three-fifths vote and  
19 without subsequent referendum, levy a tax at a rate not to  
20 exceed the rate set forth above;

21 5. Appoint a medical health officer as the executive  
22 officer of the board of health, who shall be a citizen of the  
23 United States or has made declaration of intention to become a  
24 citizen, who shall possess such qualifications as may be  
25 prescribed by the State Department of Public Health, or  
26 appoint a Public Health Administrator who shall possess such

1 qualifications as may be prescribed by the State Department of  
2 Public Health as executive officer of the board of health,  
3 provided that the board of health shall make available medical  
4 supervision which is considered adequate by the Director of  
5 the Department of Public Health;

6 6. Appoint, upon the advice and approval of the executive  
7 officer, professional and technical personnel who meet the  
8 qualifications established by the State Department of Public  
9 Health and such clerical and other personnel as the executive  
10 officer deems necessary;

11 7. Fix the compensation of the medical health officer or  
12 administrator;

13 8. Provide, equip and maintain suitable offices,  
14 facilities and appliances for the health officer or  
15 administrator and his staff;

16 9. If determined necessary by the board of health,  
17 establish, equip and maintain an analytical biological and  
18 research laboratory;

19 10. Pay, from the "public health fund", the salary of the  
20 medical health officer or administrator and the salaries of  
21 all appointees and employees and the expenses of maintenance  
22 of the public health department, including therein the expense  
23 of administering the sanitation and health laws and  
24 ordinances;

25 11. Consult with other private and public health agencies  
26 in the district on the development of local plans for the most

1 efficient performance of health services;

2 12. Acquire, hold, lease and sell, in the name of the  
3 public health district, real estate and personal property;

4 13. Receive contributions of money or property and charge  
5 fees for health services;

6 14. Publish, annually, on or soon after the second Tuesday  
7 in April, in pamphlet form, for free distribution, an annual  
8 report showing the condition of their trust on April 1, of that  
9 year, the sums of money received from taxation and from other  
10 sources, giving the name of the donor, how all moneys have been  
11 expended and for what purpose, and such other statistics and  
12 information in regard to the work of the health department as  
13 they deem of general interest for fiscal years ending before  
14 January 1, 2028.

15 (Source: P.A. 86-338.)

16 (70 ILCS 905/16 new)

17 Sec. 16. Government Reporting Enhancement and Transparency  
18 Act.

19 (a) For fiscal years ending before January 1, 2028,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of each public health  
22 district shall be subject to the Governmental Account Audit  
23 Act.

24 (b) For fiscal years beginning after December 31, 2027,  
25 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of each public health  
2 district shall be subject to the Government Reporting  
3 Enhancement and Transparency Act.

4 Section 900-125. The Hospital District Law is amended by  
5 changing Section 18 as follows:

6 (70 ILCS 910/18) (from Ch. 23, par. 1268)

7 Sec. 18. Government Reporting Enhancement and Transparency  
8 Act.

9 (a) The Board shall provide for the proper and safe  
10 keeping of its permanent records and for the recording of the  
11 corporate action of the District. It shall keep a true and  
12 accurate account of its receipts and an annual audit shall be  
13 made of its books, records and accounts for fiscal years  
14 ending before January 1, 2028. All officers and employees  
15 authorized to receive or retain the custody of money or to sign  
16 vouchers, checks, warrants or evidences of indebtedness  
17 binding upon the District shall furnish surety bond for the  
18 faithful performance of their duties and the faithful  
19 accounting for all moneys that may come into their hands in an  
20 amount to be fixed and in a form to be approved by the board.

21 (b) For fiscal years beginning after December 31, 2027,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of the District shall be  
24 subject to the Government Reporting Enhancement and

1 Transparency Act.

2 (Source: Laws 1949, p. 361.)

3 Section 900-130. The Mosquito Abatement District Act is  
4 amended by adding Section 9.3 as follows:

5 (70 ILCS 1005/9.3 new)

6 Sec. 9.3. Government Reporting Enhancement and  
7 Transparency Act.

8 (a) For fiscal years ending before January 1, 2028,  
9 notwithstanding any other provision of law to the contrary,  
10 the operations and fiscal activities of each district shall be  
11 subject to the Governmental Account Audit Act.

12 (b) For fiscal years beginning after December 31, 2027,  
13 notwithstanding any other provision of law to the contrary,  
14 the operations and fiscal activities of each district shall be  
15 subject to the Government Reporting Enhancement and  
16 Transparency Act.

17 Section 900-135. The Museum District Act is amended by  
18 changing Section 20 as follows:

19 (70 ILCS 1105/20) (from Ch. 85, par. 6820)

20 Sec. 20. Fiscal year and appropriation ordinances.

21 (a) The board shall fix a fiscal year for the district. The  
22 board shall, within or before the first quarter of each fiscal

1 year, adopt an annual appropriation ordinance appropriating  
2 the sums of money that will be required to defray all necessary  
3 expenses and liabilities of the district to be paid or  
4 incurred during the fiscal year.

5 (b) The failure of the board to adopt an annual  
6 appropriation ordinance or to otherwise comply with the  
7 provisions of this Section shall not affect the validity of  
8 any tax levy of the district. The annual appropriation  
9 ordinance for any fiscal year need not be intended or required  
10 to be in support of or in relation to any tax levy made during  
11 that fiscal year.

12 (c) A district that determines to change its fiscal year  
13 may adopt an appropriation ordinance for a transition period  
14 of more or less than 12 months as may be necessary to effect  
15 the change. Appropriations made for the transition period  
16 shall end with the close of the transition period.

17 (d) For fiscal years ending before January 1, 2028,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the district shall be  
20 subject to the Governmental Account Audit Act.

21 (e) For fiscal years beginning after December 31, 2027,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of the district shall be  
24 subject to the Government Reporting Enhancement and  
25 Transparency Act.

26 (Source: P.A. 86-477.)

1           Section 900-140. The Park District Code is amended by  
2 changing Sections 9-1d, 9.1-5, 9.2-5, and 9.3-5 and by adding  
3 Sections 2-29 and 8-58 as follows:

4           (70 ILCS 1205/2-29 new)

5           Sec. 2-29. Government Reporting Enhancement and  
6 Transparency Act.

7           (a) For fiscal years ending before January 1, 2028,  
8 notwithstanding any other provision of law to the contrary,  
9 the operations and fiscal activities of each district shall be  
10 subject to the Governmental Account Audit Act.

11           (b) For fiscal years beginning after December 31, 2027,  
12 notwithstanding any other provision of law to the contrary,  
13 the operations and fiscal activities of each district shall be  
14 subject to the Government Reporting Enhancement and  
15 Transparency Act.

16           (70 ILCS 1205/8-58 new)

17           Sec. 8-58. Government Reporting Enhancement and  
18 Transparency Act.

19           (a) For fiscal years ending before January 1, 2028,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of the River Valley  
22 Special Recreation Association shall be subject to the  
23 Governmental Account Audit Act.

1       (b) For fiscal years beginning after December 31, 2027,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of the River Valley  
4       Special Recreation Association shall be subject to the  
5       Government Reporting Enhancement and Transparency Act.

6           (70 ILCS 1205/9-1d) (from Ch. 105, par. 9-1d)

7       Sec. 9-1d. Each park district which issues bonds and  
8       constructs a swimming pool, or an artificial ice skating rink,  
9       under Section 9-1 hereof shall charge for the use thereof at a  
10      rate which at all times is sufficient to pay maintenance and  
11      operation cost, depreciation, and the principal and interest  
12      on the bonds. Such district may make, enact, and enforce all  
13      needful rules and regulations for the construction,  
14      acquisition, improvement, extension, management, maintenance,  
15      care and protection of its swimming pool, or its artificial  
16      ice skating rink, and for the use thereof. Charges or rates for  
17      the use of the swimming pool, or the artificial ice skating  
18      rink, shall be such as the board may from time to time  
19      determine.

20      While any bond issued under Section 9-1 hereof is  
21      outstanding, such district is required to maintain and operate  
22      its swimming pool, or its artificial ice skating rink, as long  
23      as it can do so, out of the revenue derived from the operation  
24      thereof. It shall not sell, loan, mortgage, or in any other  
25      manner dispose of the swimming pool, or the artificial ice

1 skating rink, until all of the bonds so issued have been paid  
2 in full, both principal and interest, or until provision has  
3 been made for the payment of all of the bonds and interest  
4 thereon in full. Nothing in this paragraph shall, however,  
5 prohibit any park district from leasing any such swimming pool  
6 or artificial ice skating rink to any municipality, school  
7 district, or other unit of local government, or from entering  
8 into any other agreement with any municipality, school  
9 district, or other unit of local government by which lease or  
10 other agreement such swimming pool or artificial ice skating  
11 rink may be operated and/or used in whole or in part by or for  
12 such municipality, school district or other unit of local  
13 government, where such lease or other agreement is not  
14 prohibited by the terms of such revenue bonds or the ordinance  
15 of the park district authorizing them and where the revenues  
16 of the park district derived from such lease or other  
17 agreement are deposited in the fund required by Section 9-1c  
18 hereof in connection with such revenue bonds.

19 Such a park district shall install and maintain a proper  
20 system of accounts, showing the amount of revenue received  
21 from the operation of its swimming pool, or its artificial ice  
22 skating rink. For fiscal years ending before January 1, 2028,  
23 at ~~At~~ least once each year, the district shall have the  
24 accounts properly audited. A report of this audit shall be  
25 open for public inspection at all times.

26 (Source: P.A. 79-356.)

1 (70 ILCS 1205/9.1-5) (from Ch. 105, par. 9.1-5)

2 Sec. 9.1-5. Each park district which issues bonds and  
3 acquires or constructs, or extends or improves a golf course  
4 and facilities shall charge for the use thereof at a rate which  
5 at all times is sufficient to pay maintenance and operation  
6 costs, depreciation, and the principal and interest on the  
7 bonds. Such district may make, enact, and enforce all needful  
8 rules and regulations for the construction, acquisition,  
9 improvement, extension, management, maintenance, care and  
10 protection of its golf course and for the use thereof. Charges  
11 or rates for the use of the golf course or courses shall be  
12 such as the board may from time to time determine.

13 While any bond issued under Section 9.1-1 of this Article  
14 is outstanding such district is required to maintain and  
15 operate its golf course or courses, as long as it can do so,  
16 out of the revenue derived from the operation thereof. It  
17 shall not sell, lease, loan, mortgage, or in any other manner  
18 dispose of the golf course or courses until all of the bonds so  
19 issued have been paid in full, both principal and interest, or  
20 until provision has been made for the payment of all of the  
21 bonds and interest thereon in full. Nothing in this Section  
22 prohibits any park district from leasing any such golf course  
23 and facilities to any school district, municipality, or other  
24 unit of local government, or from entering into any other  
25 agreement with any school district, municipality, or other

1 unit of local government by which lease or other agreement  
2 such golf course and facilities may be operated or used in  
3 whole or in part by or for such school district, municipality,  
4 or other unit of local government, where such lease or other  
5 agreement is not prohibited by the terms of such revenue bonds  
6 or the ordinance of the park district authorizing them and  
7 where the revenues of the park district derived from such  
8 lease or other agreement are deposited in the fund required by  
9 Section 9.1-4 of this Act in connection with such revenue  
10 bonds.

11 Such a park district shall install and maintain a proper  
12 system of accounts, showing the amount of revenue received  
13 from the operation of its golf course. For fiscal years ending  
14 before January 1, 2028, at ~~At~~ least once each year, the  
15 district shall have the accounts properly audited. A report of  
16 this audit shall be open for public inspection at all times.

17 (Source: P.A. 79-1423.)

18 (70 ILCS 1205/9.2-5) (from Ch. 105, par. 9.2-5)

19 Sec. 9.2-5. Each park district which issues bonds and  
20 acquires or constructs or extends or improves indoor or  
21 outdoor tennis courts, handball, racquetball, or squash  
22 courts, or zoos and facilities shall charge for the use  
23 thereof at a rate which at all times is sufficient to pay  
24 maintenance and operation costs, depreciation, and the  
25 principal and interest on the bonds. Such district may make,

1 enact and enforce all needful rules and regulations for the  
2 construction, acquisition, improvement, extension,  
3 management, maintenance, care and protection of its courts or  
4 zoo and for the use thereof. Charges or rates for the use of  
5 the courts or zoo facilities shall be such as the board may  
6 from time to time determine.

7 While any bond issued under Section 9.2-1 of this Article  
8 is outstanding such district is required to maintain and  
9 operate its tennis, handball, racquetball, or squash courts or  
10 zoo facilities as long as it can do so, out of the revenue  
11 derived from the operation thereof. It shall not sell, lease,  
12 loan, mortgage or in any other manner dispose of the courts or  
13 zoo facilities until all of the bonds so issued have been paid  
14 in full, both principal and interest, or until provision has  
15 been made for the payment of all the bonds and interest thereon  
16 in full. Nothing in this Section prohibits any park district  
17 from leasing any such indoor or outdoor tennis courts,  
18 handball, racquetball, or squash courts, or zoos and  
19 facilities to any school district, municipality, or other unit  
20 of local government or from entering into any other agreement  
21 with any school district, municipality, or other unit of local  
22 government by which lease or other agreement such indoor or  
23 outdoor tennis courts, handball, racquetball, or squash  
24 courts, or zoos and facilities may be operated or used in whole  
25 or in part by or for such school district, municipality, or  
26 other unit of local government, where such lease or other

1 agreement is not prohibited by the terms of such revenue bonds  
2 or the ordinance of the park district authorizing them and  
3 where the revenues of the park district derived from such  
4 lease or other agreement are deposited in the fund required by  
5 Section 9.2-4 of this Act in connection with such revenue  
6 bonds.

7 Such a park district shall install and maintain a proper  
8 system of accounts, showing the amount of revenue received  
9 from the operation of its tennis, handball, racquetball, or  
10 squash courts or zoo. For fiscal years ending before January  
11 1, 2028, at ~~A~~ least once each year, the district shall have  
12 the accounts properly audited. A report of this audit shall be  
13 open for public inspection at all times.

14 (Source: P.A. 79-1423.)

15 (70 ILCS 1205/9.3-5) (from Ch. 105, par. 9.3-5)

16 Sec. 9.3-5. Each park district which issues bonds and  
17 acquires or constructs, extends or improves indoor or outdoor  
18 recreational facilities under the provisions of this Article  
19 shall charge for the use thereof at a rate which at all times  
20 is sufficient to pay maintenance and operation costs,  
21 depreciation, and the principal and interest on the bonds.  
22 Such district may make, enact and enforce all needful rules  
23 and regulations for the construction, acquisition,  
24 improvements, extension, management, maintenance, care and  
25 protection of the facility and for the use thereof. Charges or

1 rates for the use of the facility shall be such as the board  
2 may from time to time determine.

3 While any bond issued under Section 9.3-1 is outstanding  
4 such district is required to maintain and operate the facility  
5 as long as it can do so, out of the revenue derived from the  
6 operation thereof. It shall not sell, lease, loan, mortgage or  
7 in any other manner dispose of the facility or facilities  
8 until all of the bonds so issued have been paid in full, both  
9 principal and interest, or until provision has been made for  
10 the payment of all of the bonds and interest thereon in full.

11 Such park district shall install and maintain a proper  
12 system of accounts, showing the amount of revenue received  
13 from the operation of the facility. For fiscal years ending  
14 before January 1, 2028, at ~~At~~ least once each year, the  
15 district shall have the accounts properly audited. A report of  
16 this audit shall be open for public inspection at all times.

17 (Source: P.A. 78-1256.)

18 Section 900-145. The Chicago Park District Act is amended  
19 by changing Section 26.10-3 as follows:

20 (70 ILCS 1505/26.10-3) (from Ch. 105, par. 333.23u-3)

21 Sec. 26.10-3. Government Reporting Enhancement and  
22 Transparency Act.

23 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
24 soon after the end of each fiscal year as may be expedient, the

1 commissioners shall cause to be prepared and printed a  
2 complete and detailed report and financial statement of the  
3 district's operations and of the district's assets and  
4 liabilities. A reasonably sufficient number of copies of such  
5 report shall be delivered to the appropriate committee of the  
6 Chicago City Council.

7 (b) For fiscal years beginning after December 31, 2027,  
8 notwithstanding any other provision of law to the contrary,  
9 the operations and fiscal activities of the district shall be  
10 subject to the Government Reporting Enhancement and  
11 Transparency Act.

12 (Source: P.A. 85-1411.)

13 Section 900-150. The Metro-East Park and Recreation  
14 District Act is amended by changing Section 45 as follows:

15 (70 ILCS 1605/45)

16 Sec. 45. Report.

17 (a) For fiscal years ending before January 1, 2028, the  
18 ~~The~~ board shall, by the end of the District's fiscal year,  
19 submit a financial report to the State Comptroller.

20 (b) For fiscal years ending before January 1, 2028,  
21 notwithstanding any other provision of law to the contrary,  
22 the operations and fiscal activities of the district shall be  
23 subject to the Governmental Account Audit Act.

24 (c) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of the district shall be  
3 subject to the Government Reporting Enhancement and  
4 Transparency Act.

5 (Source: P.A. 91-103, eff. 7-13-99.)

6 Section 900-155. The Alexander-Cairo Port District Act is  
7 amended by changing Section 140 as follows:

8 (70 ILCS 1801/140)

9 Sec. 140. Report and financial statement.

10 (a) For fiscal years ending before January 1, 2028, within  
11 ~~Within~~ 60 days after the end of each fiscal year, the Board  
12 shall cause to be prepared and printed a complete and detailed  
13 report and financial statement of the operations and assets  
14 and liabilities of the Port District. A reasonably sufficient  
15 number of copies of the report shall be printed for  
16 distribution to persons interested, upon request, and a copy  
17 thereof shall be filed with the Governor and the county clerk  
18 and the presiding officer of the County Board of Alexander  
19 County. A copy of the report shall be addressed to and mailed  
20 to the corporate authorities of each municipality within the  
21 area of the District.

22 (b) For fiscal years beginning after December 31, 2027,  
23 notwithstanding any other provision of law to the contrary,  
24 the operations and fiscal activities of the district shall be

1 subject to the Government Reporting Enhancement and  
2 Transparency Act.

3 (Source: P.A. 96-1015, eff. 7-8-10.)

4 Section 900-160. The Havana Regional Port District Act is  
5 amended by changing Section 33 as follows:

6 (70 ILCS 1805/33) (from Ch. 19, par. 633)

7 Sec. 33. Government Reporting Enhancement and Transparency  
8 Act.

9 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
10 soon after the end of each fiscal year as may be expedient, the  
11 Board shall cause to be prepared and printed a complete and  
12 detailed report and financial statement of the Port District  
13 operations and of its assets and liabilities and a copy  
14 thereof shall be filed with the Governor, the county clerk of  
15 each county which is partially or wholly within the Port  
16 District, and a copy mailed to the Mayor and City Council or  
17 President and Board of Trustees of each municipality within  
18 the Port District.

19 (b) For fiscal years beginning after December 31, 2027,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of the district shall be  
22 subject to the Government Reporting Enhancement and  
23 Transparency Act.

24 (Source: Laws 1967, p. 3589.)

1 Section 900-170. The Heart of Illinois Regional Port  
2 District Act is amended by changing Section 150 as follows:

3 (70 ILCS 1807/150)

4 Sec. 150. Report and financial statement.

5 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
6 soon after the end of each fiscal year as may be expedient, the  
7 Board shall prepare and print a complete and detailed report  
8 and financial statement of its operations and of its assets  
9 and liabilities. A reasonably sufficient number of copies of  
10 the report shall be printed for distribution to persons  
11 interested, upon request, and a copy of the report shall be  
12 filed with the Governor and the county clerk of each county  
13 that is within the area of the district. A copy of the report  
14 shall be addressed to and mailed to the mayor and city council  
15 or president and board of trustees of each municipality within  
16 the area of the district.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the district shall be  
20 subject to the Government Reporting Enhancement and  
21 Transparency Act.

22 (Source: P.A. 93-262, eff. 7-22-03.)

23 Section 900-175. The Illinois International Port District

1 Act is amended by changing Section 22 as follows:

2 (70 ILCS 1810/22) (from Ch. 19, par. 173)

3 Sec. 22. Government Reporting Enhancement and Transparency  
4 Act.

5 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
6 soon after the end of each fiscal year as may be expedient, the  
7 Board shall cause to be prepared and printed a complete and  
8 detailed report and financial statement of its operations and  
9 of its assets and liabilities. A reasonably sufficient number  
10 of copies of such report shall be printed for distribution to  
11 persons interested, upon request, and a copy thereof shall be  
12 filed with the Governor and the county clerk of each county  
13 which is partially or wholly within the area of operation of  
14 the District. A copy of such report shall be addressed to and  
15 mailed to the Mayor and city council or president and board of  
16 trustees of each municipality within the area of the District.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the District shall be  
20 subject to the Government Reporting Enhancement and  
21 Transparency Act.

22 (Source: Laws 1951, p. 256.)

23 Section 900-180. The Illinois Valley Regional Port  
24 District Act is amended by changing Section 43 as follows:

1 (70 ILCS 1815/43) (from Ch. 19, par. 843)

2 Sec. 43. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
5 soon after the end of each fiscal year as may be expedient, the  
6 Board shall cause to be prepared and printed a complete and  
7 detailed report and financial statement of the Port District  
8 operations and of its assets and liabilities. A reasonably  
9 sufficient number of copies of such report shall be printed  
10 for distribution to persons interested, upon request, and a  
11 copy thereof shall be filed with the Governor, and the county  
12 clerk of each county which is partially or wholly within the  
13 Port District. A copy of such report shall be addressed and  
14 mailed to the corporate authorities of each municipality  
15 within the Port District.

16 (b) For fiscal years beginning after December 31, 2027,  
17 notwithstanding any other provision of law to the contrary,  
18 the operations and fiscal activities of the District shall be  
19 subject to the Government Reporting Enhancement and  
20 Transparency Act.

21 (Source: P.A. 77-1799.)

22 Section 900-185. The Illinois Waterway Ports Commission  
23 Act is amended by adding Section 20 as follows:

1 (70 ILCS 1816/20 new)

2 Sec. 20. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of the Commission shall  
7 be subject to the Governmental Account Audit Act.

8 (b) For fiscal years beginning after December 31, 2027,  
9 notwithstanding any other provision of law to the contrary,  
10 the operations and fiscal activities of the Commission shall  
11 be subject to the Government Reporting Enhancement and  
12 Transparency Act.

13 Section 900-190. The Jackson-Union Counties Regional Port  
14 District Act is amended by changing Section 25 as follows:

15 (70 ILCS 1820/25) (from Ch. 19, par. 875)

16 Sec. 25. Government Reporting Enhancement and Transparency  
17 Act.

18 (a) For fiscal years ending before January 1, 2028, within  
19 ~~Within~~ 60 days after the end of each fiscal year, the Board  
20 shall cause to be prepared and printed a complete and detailed  
21 report and financial statement of the operations and assets  
22 and liabilities of the Port District. A reasonably sufficient  
23 number of copies of such report shall be printed for  
24 distribution to persons interested, upon request, and a copy

1       thereof shall be filed with the Governor and the county clerks  
2       and the presiding officer of the county boards of Jackson and  
3       Union counties. A copy of such report shall be addressed to and  
4       mailed to the corporate authorities of each municipality  
5       within the area of the District.

6       (b) For fiscal years beginning after December 31, 2027,  
7       notwithstanding any other provision of law to the contrary,  
8       the operations and fiscal activities of the Port District  
9       shall be subject to the Government Reporting Enhancement and  
10       Transparency Act.

11       (Source: P.A. 79-1475.)

12       Section 900-195. The Joliet Regional Port District Act is  
13       amended by changing Section 24 as follows:

14       (70 ILCS 1825/24) (from Ch. 19, par. 274)

15       Sec. 24. Government Reporting Enhancement and Transparency  
16       Act.

17       (a) For fiscal years ending before January 1, 2028, within  
18       ~~Within~~ 60 days after the end of each fiscal year, the Board  
19       shall cause to be prepared and printed a complete and detailed  
20       report and financial statement of the operations and assets  
21       and liabilities of the Port District. A reasonably sufficient  
22       number of copies of such report shall be printed for  
23       distribution to persons interested, upon request, and a copy  
24       thereof shall be filed with the Governor and the county clerk

1 and the presiding officer of the county board of Will County. A  
2 copy of such report shall be addressed to and mailed to the  
3 Mayor and city council or president and board of trustees of  
4 each municipality within the area of the District.

5 (b) For fiscal years beginning after December 31, 2027,  
6 notwithstanding any other provision of law to the contrary,  
7 the operations and fiscal activities of the Port District  
8 shall be subject to the Government Reporting Enhancement and  
9 Transparency Act.

10 (Source: Laws 1957, p. 1302.)

11 Section 900-200. The Kaskaskia Regional Port District Act  
12 is amended by changing Section 44 as follows:

13 (70 ILCS 1830/44) (from Ch. 19, par. 544)

14 Sec. 44. Government Reporting Enhancement and Transparency  
15 Act.

16 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
17 soon after the end of each fiscal year as may be expedient, the  
18 Board shall cause to be prepared and printed a complete and  
19 detailed report and financial statement of the Port District  
20 operations and of its assets and liabilities. A reasonably  
21 sufficient number of copies of such report shall be printed  
22 for distribution to persons interested, upon request, and a  
23 copy thereof shall be filed with the Governor, and the county  
24 clerk of each county which is partially or wholly within the

1 Port District. A copy of such report shall be addressed and  
2 mailed to the Mayor and City Council of President and Board of  
3 Trustees of each municipality within the Port District.

4 (b) For fiscal years beginning after December 31, 2027,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of the Port District  
7 shall be subject to the Government Reporting Enhancement and  
8 Transparency Act.

9 (Source: Laws 1965, p. 1013.)

10 Section 900-205. The Massac-Metropolis Port District Act  
11 is amended by changing Section 140 as follows:

12 (70 ILCS 1831/140)

13 Sec. 140. Report and financial statement.

14 (a) For fiscal years ending before January 1, 2028, within  
15 ~~within~~ 60 days after the end of each fiscal year, the Board  
16 shall cause to be prepared and printed a complete and detailed  
17 report and financial statement of the operations and assets  
18 and liabilities of the Port District. A reasonably sufficient  
19 number of copies of such report shall be printed for  
20 distribution to persons interested, upon request, and a copy  
21 thereof shall be filed with the Governor and the county clerk  
22 and the presiding officer of the county board of Massac  
23 County. A copy of such report shall be addressed to and mailed  
24 to the corporate authorities of each municipality within the

1 area of the District.

2 (b) For fiscal years beginning after December 31, 2027,  
3 notwithstanding any other provision of law to the contrary,  
4 the operations and fiscal activities of the Port District  
5 shall be subject to the Government Reporting Enhancement and  
6 Transparency Act.

7 (Source: P.A. 96-838, eff. 12-16-09.)

8 Section 900-210. The Mid-America Intermodal Authority Port  
9 District Act is amended by changing Section 150 as follows:

10 (70 ILCS 1832/150)

11 Sec. 150. Report and financial statement.

12 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
13 soon after the end of each fiscal year as may be expedient, the  
14 Board shall prepare and print a complete and detailed report  
15 and financial statement of its operations and of its assets  
16 and liabilities. A reasonably sufficient number of copies of  
17 the report shall be printed for distribution to persons  
18 interested, upon request, and a copy of the report shall be  
19 filed with the Governor and the county clerk of each county  
20 that is within the area of the district. A copy of the report  
21 shall be addressed to and mailed to the mayor and city council  
22 or president and board of trustees of each municipality within  
23 the area of the district.

24 (b) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of the District shall be  
3 subject to the Government Reporting Enhancement and  
4 Transparency Act.

5 (Source: P.A. 90-636, eff. 7-24-98.)

6 Section 900-215. The Ottawa Port District Act is amended  
7 by changing Section 140 as follows:

8 (70 ILCS 1837/140)

9 Sec. 140. Report and financial statement.

10 (a) For fiscal years ending before January 1, 2028, within  
11 ~~within~~ 60 days after the end of each fiscal year, the Board  
12 shall prepare and print a complete and detailed report and  
13 financial statement of the operations, assets, and liabilities  
14 of the District. A reasonably sufficient number of copies of  
15 the report shall be printed for distribution to persons  
16 interested, upon request, and a copy of the report shall be  
17 filed with the Governor, the county clerk, and the presiding  
18 officer of the county board of LaSalle County. A copy of the  
19 report shall be mailed to the corporate authorities of each  
20 municipality located within the District.

21 (b) For fiscal years beginning after December 31, 2027,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of the District shall be  
24 subject to the Government Reporting Enhancement and

1 Transparency Act.

2 (Source: P.A. 96-1522, eff. 2-14-11.)

3 Section 900-220. The Rock Island Regional Port District  
4 Act is amended by changing Section 110 as follows:

5 (70 ILCS 1842/110)

6 Sec. 110. Report and financial statement.

7 (a) For fiscal years ending before January 1, 2028, within  
8 ~~within~~ 60 days after the end of a fiscal year, a participating  
9 municipality's city council shall have prepared by a certified  
10 public accountant a complete and detailed report and financial  
11 statement of the operations and assets and liabilities of the  
12 Port District within the municipality's corporate limits.  
13 Copies of the report shall be prepared for distribution to  
14 persons interested, upon request, and a copy of the report and  
15 financial statement shall be filed with the Governor and with  
16 the Rock Island County Clerk.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the District shall be  
20 subject to the Government Reporting Enhancement and  
21 Transparency Act.

22 (Source: P.A. 103-242, eff. 1-1-24.)

23 Section 900-225. The Seneca Regional Port District Act is

1 amended by changing Section 25 as follows:

2 (70 ILCS 1845/25) (from Ch. 19, par. 375)

3 Sec. 25. Government Reporting Enhancement and Transparency  
4 Act.

5 (a) For fiscal years ending before January 1, 2028, within  
6 ~~Within~~ 60 days after the end of each fiscal year, the Board  
7 shall cause to be prepared and printed a complete and detailed  
8 report and financial statement of the operations and assets  
9 and liabilities of the Port District. A reasonably sufficient  
10 number of copies of such report shall be printed for  
11 distribution to persons interested, upon request, and a copy  
12 thereof shall be filed with the Governor and the county clerks  
13 and the presiding officer of the county boards of La Salle and  
14 Grundy counties. A copy of such report shall be addressed to  
15 and mailed to the corporate authorities of each municipality  
16 within the area of the District.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of the District shall be  
20 subject to the Government Reporting Enhancement and  
21 Transparency Act.

22 (Source: Laws 1961, p. 2957.)

23 Section 900-230. The Shawneetown Regional Port District  
24 Act is amended by changing Section 25 as follows:

1 (70 ILCS 1850/25) (from Ch. 19, par. 425)

2 Sec. 25. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028, within  
5 ~~within~~ 60 days after the end of each fiscal year, the Board  
6 shall cause to be prepared and printed a complete and detailed  
7 report and financial statement of the operations and assets  
8 and liabilities of the Port District. A reasonably sufficient  
9 number of copies of such report shall be printed for  
10 distribution to persons interested, upon request, and a copy  
11 thereof shall be filed with the Governor and the county clerks  
12 and the presiding officer of the county boards of Gallatin and  
13 Hardin counties. A copy of such report shall be addressed to  
14 and mailed to the corporate authorities of each municipality  
15 within the area of the District.

16 (b) For fiscal years beginning after December 31, 2027,  
17 notwithstanding any other provision of law to the contrary,  
18 the operations and fiscal activities of the District shall be  
19 subject to the Government Reporting Enhancement and  
20 Transparency Act.

21 (Source: Laws 1961, p. 2975.)

22 Section 900-235. The America's Central Port District Act  
23 is amended by changing Section 25 as follows:

1 (70 ILCS 1860/25) (from Ch. 19, par. 308)

2 Sec. 25. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028, within  
5 ~~Within~~ 9 months after the end of each fiscal year, the Board  
6 shall cause an independent auditor to prepare and print a  
7 complete and detailed report and financial statement of the  
8 operations and assets and liabilities of the Port District. A  
9 reasonably sufficient number of copies of such report shall be  
10 printed for distribution to persons interested, upon request,  
11 and a copy of the report shall be filed with the Governor and  
12 the county clerks of Madison and Jersey Counties. A copy of  
13 such report or a summary of the report shall be addressed and  
14 submitted to the Mayor or ranking official of each  
15 municipality within the area of the District.

16 (b) For fiscal years beginning after December 31, 2027,  
17 notwithstanding any other provision of law to the contrary,  
18 the operations and fiscal activities of the Port District  
19 shall be subject to the Government Reporting Enhancement and  
20 Transparency Act.

21 (Source: P.A. 104-206, eff. 1-1-26.)

22 Section 900-240. The Upper Mississippi River International  
23 Port District Act is amended by changing Section 31 as  
24 follows:

1 (70 ILCS 1863/31)

2 Sec. 31. Financial statement.

3 (a) For fiscal years ending before January 1, 2028, within  
4 ~~Within~~ 60 days after the end of each fiscal year, the Board  
5 shall prepare and print a complete and detailed report and  
6 financial statement of the operations and assets and  
7 liabilities of the Port District. A reasonably sufficient  
8 number of copies of such report shall be printed for  
9 distribution to persons interested, upon request, and a copy  
10 shall be filed with the Governor and the County Clerk and the  
11 County Board Chair of Jo Daviess and Carroll Counties.

12 (b) For fiscal years beginning after December 31, 2027,  
13 notwithstanding any other provision of law to the contrary,  
14 the operations and fiscal activities of the Port District  
15 shall be subject to the Government Reporting Enhancement and  
16 Transparency Act.

17 (Source: P.A. 96-636, eff. 8-24-09.)

18 Section 900-245. The Waukegan Port District Act is amended  
19 by changing Section 25 as follows:

20 (70 ILCS 1865/25) (from Ch. 19, par. 203)

21 Sec. 25. Government Reporting Enhancement and Transparency  
22 Act.

23 (a) For fiscal years ending before January 1, 2028, within  
24 ~~Within~~ 60 days after the end of each fiscal year, the Board

1 shall cause to be prepared and printed a complete and detailed  
2 report and financial statement of the operations and assets  
3 and liabilities of the Port District. A reasonably sufficient  
4 number of copies of such report shall be printed for  
5 distribution to persons interested, upon request, and a copy  
6 thereof shall be filed with the Governor and the county clerk  
7 and the presiding officer of the county board of each county  
8 which is partially or wholly within the area of operation of  
9 the District. A copy of such report shall be addressed to and  
10 mailed to the Mayor and city council or president and board of  
11 trustees of each municipality within the area of the District.

12 (b) For fiscal years beginning after December 31, 2027,  
13 notwithstanding any other provision of law to the contrary,  
14 the operations and fiscal activities of the Port District  
15 shall be subject to the Government Reporting Enhancement and  
16 Transparency Act.

17 (Source: Laws 1955, p. 657.)

18 Section 900-250. The Emergency Services Districts Act is  
19 amended by adding Section 16 as follows:

20 (70 ILCS 2005/16 new)

21 Sec. 16. Government Reporting Enhancement and Transparency  
22 Act.

23 (a) For fiscal years ending before January 1, 2028,  
24 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of each emergency  
2 services district shall be subject to the Governmental Account  
3 Audit Act.

4 (b) For fiscal years beginning after December 31, 2027,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of each emergency  
7 services district shall be subject to the Government Reporting  
8 Enhancement and Transparency Act.

9 Section 900-255. The River Conservancy Districts Act is  
10 amended by adding Section 24.5 as follows:

11 (70 ILCS 2105/24.5 new)

12 Sec. 24.5. Government Reporting Enhancement and  
13 Transparency Act. For fiscal years beginning after December  
14 31, 2027, notwithstanding any other provision of law to the  
15 contrary, the operations and fiscal activities of any  
16 conservancy district organized under this Act created under  
17 this Act shall be subject to the Government Reporting  
18 Enhancement and Transparency Act.

19 Section 900-260. The Sanitary District Act of 1907 is  
20 amended by changing Sections 26.1 and 27 as follows:

21 (70 ILCS 2205/26.1) (from Ch. 42, par. 272.1)

22 Sec. 26.1. The board of trustees, its clerk and treasurer,

1 prior to the 15th day of each month for fiscal years ending  
2 before January 1, 2028, shall submit to the circuit court in  
3 which such district was organized a verified statement showing  
4 for the preceding month a listing of all persons employed by  
5 the district and the total amount of money paid to each person  
6 for services performed for the district during the preceding  
7 month, including salary, wages, commissions, expenses or other  
8 emolument.

9 (Source: P.A. 77-1299.)

10 (70 ILCS 2205/27) (from Ch. 42, par. 273)

11 Sec. 27. Government Reporting Enhancement and Transparency  
12 Act.

13 (a) Said board, its clerk and treasurer, shall submit to  
14 the circuit court of the county in which said district is  
15 organized, annually for fiscal years ending before January 1,  
16 2028, between the first and tenth days of April, or oftener, if  
17 required by said court, verified reports, showing all moneys  
18 received and the manner in which the same may have been  
19 expended. Three weeks' notice of the filing of such report  
20 shall be given by publication in like manner as provided in  
21 section 2 of this act, and any person interested may appear and  
22 object to the approval of the same, in whole or in part, and  
23 the court shall make such orders in reference thereto as shall  
24 be just.

25 (b) For fiscal years ending before January 1, 2028,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of each sanitary district  
3 shall be subject to the Governmental Account Audit Act.

4 (c) For fiscal years beginning after December 31, 2027,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of each sanitary district  
7 shall be subject to the Government Reporting Enhancement and  
8 Transparency Act.

9 (Source: Laws 1967, p. 3815.)

10 Section 900-265. The North Shore Water Reclamation  
11 District Act is amended by changing Section 11 and by adding  
12 Section 5.1 as follows:

13 (70 ILCS 2305/5.1 new)

14 Sec. 5.1. Government Reporting Enhancement and  
15 Transparency Act.

16 (a) For fiscal years ending before January 1, 2028,  
17 notwithstanding any other provision of law to the contrary,  
18 the operations and fiscal activities of each district shall be  
19 subject to the Governmental Account Audit Act.

20 (b) For fiscal years beginning after December 31, 2027,  
21 notwithstanding any other provision of law to the contrary,  
22 the operations and fiscal activities of each district shall be  
23 subject to the Government Reporting Enhancement and  
24 Transparency Act.

1 (70 ILCS 2305/11) (from Ch. 42, par. 287)

2 Sec. 11. Except as otherwise provided in this Section, all  
3 contracts for purchases or sales by the municipality, the  
4 expense of which will exceed the mandatory competitive bid  
5 threshold, shall be let to the lowest responsible bidder  
6 therefor upon not less than 14 days' public notice of the terms  
7 and conditions upon which the contract is to be let, having  
8 been given by publication in a newspaper of general  
9 circulation published in the district, and the board may  
10 reject any and all bids and readvertise. In determining the  
11 lowest responsible bidder, the board shall take into  
12 consideration the qualities and serviceability of the articles  
13 supplied, their conformity with specifications, their  
14 suitability to the requirements of the district, the  
15 availability of support services, the uniqueness of the  
16 service, materials, equipment, or supplies as it applies to  
17 network integrated computer systems, the compatibility of the  
18 service, materials, equipment or supplies with existing  
19 equipment, and the delivery terms. Contracts for services in  
20 excess of the mandatory competitive bid threshold may, subject  
21 to the provisions of this Section, be let by competitive  
22 bidding at the discretion of the district board of trustees.  
23 All contracts for purchases or sales that will not exceed the  
24 mandatory competitive bid threshold may be made in the open  
25 market without publication in a newspaper as above provided,

1 but whenever practical shall be based on at least 3  
2 competitive bids. For purposes of this Section, the "mandatory  
3 competitive bid threshold" is a dollar amount equal to 0.1% of  
4 the total general fixed assets of the district as ~~reported in~~  
5 ~~the most recent required audit report~~. In no event, however,  
6 shall the mandatory competitive bid threshold dollar amount be  
7 less than \$10,000, nor more than \$40,000.

8 Cash, a cashier's check, a certified check, or a bid bond  
9 with adequate surety approved by the board of trustees as a  
10 deposit of good faith, in a reasonable amount, but not in  
11 excess of 10% of the contract amount, may be required of each  
12 bidder by the district on all bids involving amounts in excess  
13 of the mandatory competitive bid threshold and, if so  
14 required, the advertisement for bids shall so specify.

15 Contracts which by their nature are not adapted to award  
16 by competitive bidding, including, without limitation,  
17 contracts for the services of individuals, groups or firms  
18 possessing a high degree of professional skill where the  
19 ability or fitness of the individual or organization plays an  
20 important part, contracts for financial management services  
21 undertaken pursuant to "An Act relating to certain investments  
22 of public funds by public agencies", approved July 23, 1943,  
23 as now or hereafter amended, contracts for the purchase or  
24 sale of utilities, contracts for commodities including supply  
25 contracts for natural gas and electricity, contracts for  
26 materials economically procurable only from a single source of

1 supply, contracts for services, supplies, materials, parts, or  
2 equipment which are available only from a single source or  
3 contracts for maintenance, repairs, OEM supplies, or OEM parts  
4 from the manufacturer or from a source authorized by the  
5 manufacturer, contracts for the use, purchase, delivery,  
6 movement, or installation of data processing equipment,  
7 software, or services and telecommunications and interconnect  
8 equipment, software, or services, contracts for duplicating  
9 machines and supplies, contracts for goods or services  
10 procured from another governmental agency, purchases of  
11 equipment previously owned by an entity other than the  
12 district itself, purchases of used equipment, purchases at  
13 auction or similar transactions which by their very nature are  
14 not suitable to competitive bids, and leases of real property  
15 where the sanitary district is the lessee shall not be subject  
16 to the competitive bidding requirements of this Section.

17 The District may use a design-build procurement method for  
18 any public project which shall not be subject to the  
19 competitive bidding requirements of this Section provided the  
20 Board of Trustees approves the contract for the public project  
21 by a vote of 4 of the 5 trustees. For the purposes of this  
22 Section, "design-build" means a delivery system that provides  
23 responsibility within a single contract for the furnishing of  
24 architecture, engineering, land surveying and related services  
25 as required, and the labor, materials, equipment, and other  
26 construction services for the project.

1           In the case of an emergency affecting the public health or  
2 safety so declared by the Board of Trustees of the  
3 municipality at a meeting thereof duly convened, which  
4 declaration shall require the affirmative vote of four of the  
5 five Trustees, and shall set forth the nature of the danger to  
6 the public health or safety, contracts totaling not more than  
7 the emergency contract cap may be let to the extent necessary  
8 to resolve such emergency without public advertisement or  
9 competitive bidding. For purposes of this Section, the dollar  
10 amount of an emergency contract shall not be less than  
11 \$40,000, nor more than \$500,000. The Resolution or Ordinance  
12 in which such declaration is embodied shall fix the date upon  
13 which such emergency shall terminate which date may be  
14 extended or abridged by the Board of Trustees as in their  
15 judgment the circumstances require. A full written account of  
16 any such emergency, together with a requisition for the  
17 materials, supplies, labor or equipment required therefor  
18 shall be submitted immediately upon completion and shall be  
19 open to public inspection for a period of at least one year  
20 subsequent to the date of such emergency purchase.

21           To address operating emergencies not affecting the public  
22 health or safety, the Board of Trustees shall authorize, in  
23 writing, officials or employees of the sanitary district to  
24 purchase in the open market and without advertisement any  
25 supplies, materials, equipment, or services for immediate  
26 delivery to meet the bona fide operating emergency, without

1 filing a requisition or estimate therefor, in an amount not in  
2 excess of \$100,000; provided that the Board of Trustees must  
3 be notified of the operating emergency. A full, written  
4 account of each operating emergency and a requisition for the  
5 materials, supplies, equipment, and services required to meet  
6 the operating emergency must be immediately submitted by the  
7 officials or employees authorized to make purchases to the  
8 Board of Trustees. The account must be available for public  
9 inspection for a period of at least one year after the date of  
10 the operating emergency purchase. The exercise of authority  
11 with respect to purchases for a bona fide operating emergency  
12 is not dependent on a declaration of an operating emergency by  
13 the Board of Trustees.

14 The competitive bidding requirements of this Section do  
15 not apply to contracts, including contracts for both materials  
16 and services incidental thereto, for the repair or replacement  
17 of a sanitary district's treatment plant, sewers, equipment,  
18 or facilities damaged or destroyed as the result of a sudden or  
19 unexpected occurrence, including, but not limited to, a flood,  
20 fire, tornado, earthquake, storm, or other natural or man-made  
21 disaster, if the board of trustees determines in writing that  
22 the awarding of those contracts without competitive bidding is  
23 reasonably necessary for the sanitary district to maintain  
24 compliance with a permit issued under the National Pollution  
25 Discharge Elimination System (NPDES) or any successor system  
26 or with any outstanding order relating to that compliance

1 issued by the United States Environmental Protection Agency,  
2 the Illinois Environmental Protection Agency, or the Illinois  
3 Pollution Control Board. The authority to issue contracts  
4 without competitive bidding pursuant to this paragraph expires  
5 6 months after the date of the writing determining that the  
6 awarding of contracts without competitive bidding is  
7 reasonably necessary.

8 No Trustee shall be interested, directly or indirectly, in  
9 any contract, work or business of the municipality, or in the  
10 sale of any article, whenever the expense, price or  
11 consideration of the contract work, business or sale is paid  
12 either from the treasury or by any assessment levied by any  
13 Statute or Ordinance. No Trustee shall be interested, directly  
14 or indirectly, in the purchase of any property which (1)  
15 belongs to the municipality, or (2) is sold for taxes or  
16 assessments of the municipality, or (3) is sold by virtue of  
17 legal process in the suit of the municipality.

18 A contract for any work or other public improvement, to be  
19 paid for in whole or in part by special assessment or special  
20 taxation, shall be entered into and the performance thereof  
21 controlled by the provisions of Division 2 of Article 9 of the  
22 "Illinois Municipal Code", approved May 29, 1961, as  
23 heretofore or hereafter amended, as near as may be. However,  
24 contracts may be let for making proper and suitable  
25 connections between the mains and outlets of the respective  
26 sanitary sewers in the district with any conduit, conduits,

1 main pipe or pipes that may be constructed by such sanitary  
2 district.

3 (Source: P.A. 101-575, eff. 8-23-19.)

4 Section 900-270. The Sanitary District Act of 1917 is  
5 amended by changing Sections 11 and 16.12 and by adding  
6 Section 32 as follows:

7 (70 ILCS 2405/11) (from Ch. 42, par. 310)

8 Sec. 11. Except as otherwise hereinafter provided, all  
9 contracts for purchases or sales by a sanitary district  
10 organized under this Act, the expense of which will exceed the  
11 mandatory competitive bid threshold, shall be let to the  
12 lowest responsible bidder therefor upon not less than 14 days'  
13 public notice of the terms and conditions upon which the  
14 contract is to be let, having been given by publication in a  
15 newspaper of general circulation published in the district,  
16 and the board may reject any and all bids, and readvertise. In  
17 determining the lowest responsible bidder, the board shall  
18 take into consideration the qualities and serviceability of  
19 the articles supplied, their conformity with specifications,  
20 their suitability to the requirements of the district, the  
21 availability of support services, the uniqueness of the  
22 service, materials, equipment, or supplies as it applies to  
23 network integrated computer systems, the compatibility of the  
24 service, materials, equipment or supplies with existing

1 equipment, and the delivery terms. Contracts for services in  
2 excess of the mandatory competitive bid threshold may, subject  
3 to the provisions of this Section, be let by competitive  
4 bidding at the discretion of the district board of trustees.

5 Cash, a cashier's check, a certified check, or a bid bond  
6 with adequate surety approved by the board of trustees as a  
7 deposit of good faith, in a reasonable amount, but not in  
8 excess of 10% of the contract amount, may be required of each  
9 bidder by the district on all bids involving amounts in excess  
10 of the mandatory competitive bid threshold and, if so  
11 required, the advertisement for bids shall so specify.

12 All contracts for purchases or sales that will not exceed  
13 the mandatory competitive bid threshold may be made in the  
14 open market without publication in a newspaper as above  
15 provided, but whenever practical shall be based on at least 3  
16 competitive bids. For purposes of this Section, the "mandatory  
17 competitive bid threshold" is a dollar amount equal to 0.1% of  
18 the total general capital ~~fixed~~ assets of the district ~~as~~  
19 ~~reported in the most recent required audit report.~~ In no  
20 event, however, shall the mandatory competitive bid threshold  
21 dollar amount be less than \$10,000, nor more than \$40,000.

22 If a unit of local government performs non-emergency  
23 construction, alteration, repair, improvement, or maintenance  
24 work on the public way, the sanitary district may enter into an  
25 intergovernmental agreement with the unit of local government  
26 allowing similar construction work to be performed by the

1 sanitary district on the same project, in an amount no greater  
2 than \$100,000, to save taxpayer funds and eliminate  
3 duplication of government effort. The sanitary district and  
4 the other unit of local government shall, before work is  
5 performed by either unit of local government on a project,  
6 adopt a resolution by a majority vote of both governing bodies  
7 certifying work will occur at a specific location, the reasons  
8 why both units of local government require work to be  
9 performed in the same location, and the projected cost savings  
10 if work is performed by both units of local government on the  
11 same project. Officials or employees of the sanitary district  
12 may, if authorized by resolution, purchase in the open market  
13 any supplies, materials, equipment, or services for use within  
14 the project in an amount no greater than \$100,000 without  
15 advertisement or without filing a requisition or estimate. A  
16 full written account of each project performed by the sanitary  
17 district and a requisition for the materials, supplies,  
18 equipment, and services used by the sanitary district required  
19 to complete the project must be submitted by the officials or  
20 employees authorized to make purchases to the board of  
21 trustees of the sanitary district no later than 30 days after  
22 purchase. The full written account must be available for  
23 public inspection for at least one year after expenditures are  
24 made.

25 Contracts which by their nature are not adapted to award  
26 by competitive bidding, including, without limitation,

1 contracts for the services of individuals, groups or firms  
2 possessing a high degree of professional skill where the  
3 ability or fitness of the individual or organization plays an  
4 important part, contracts for financial management services  
5 undertaken pursuant to "An Act relating to certain investments  
6 of public funds by public agencies", approved July 23, 1943,  
7 as now or hereafter amended, contracts for the purchase or  
8 sale of utilities, contracts for materials economically  
9 procurable only from a single source of supply, contracts for  
10 the use, purchase, delivery, movement, or installation of data  
11 processing equipment, software, or services and  
12 telecommunications and interconnect equipment, software, or  
13 services, contracts for duplicating machines and supplies,  
14 contracts for goods or services procured from another  
15 governmental agency, purchases of equipment previously owned  
16 by an entity other than the district itself, and leases of real  
17 property where the sanitary district is the lessee shall not  
18 be subject to the competitive bidding requirements of this  
19 Section.

20 The competitive bidding requirements of this Section do  
21 not apply to contracts for construction of a facility or  
22 structure for the sanitary district when the facility or  
23 structure will be designed, built, and tested before being  
24 conveyed to the sanitary district.

25 The competitive bidding requirements of this Section do  
26 not apply to contracts, including contracts for both materials

1 and services incidental thereto, for the repair or replacement  
2 of a sanitary district's treatment plant, sewers, equipment,  
3 or facilities damaged or destroyed as the result of a sudden or  
4 unexpected occurrence, including, but not limited to, a flood,  
5 fire, tornado, earthquake, storm, or other natural or man-made  
6 disaster, if the board of trustees determines in writing that  
7 the awarding of those contracts without competitive bidding is  
8 reasonably necessary for the sanitary district to maintain  
9 compliance with a permit issued under the National Pollution  
10 Discharge Elimination System (NPDES) or any successor system  
11 or with any outstanding order relating to that compliance  
12 issued by the United States Environmental Protection Agency,  
13 the Illinois Environmental Protection Agency, or the Illinois  
14 Pollution Control Board. The authority to issue contracts  
15 without competitive bidding pursuant to this paragraph expires  
16 6 months after the date of the writing determining that the  
17 awarding of contracts without competitive bidding is  
18 reasonably necessary.

19 Where the board of trustees declares, by a 2/3 vote of all  
20 members of the board, that there exists an emergency affecting  
21 the public health or safety, contracts totaling not more than  
22 the emergency contract cap may be let to the extent necessary  
23 to resolve such emergency without public advertisement or  
24 competitive bidding. For purposes of this Section, the  
25 "emergency contract cap" is a dollar amount equal to 0.4% of  
26 the total general capital ~~fixed~~ assets of the district ~~as~~

1 ~~reported in the most recent required audit report.~~ In no  
2 event, however, shall the emergency contract cap dollar amount  
3 be less than \$40,000, nor more than \$100,000. The ordinance or  
4 resolution embodying the emergency declaration shall contain  
5 the date upon which such emergency will terminate. The board  
6 of trustees may extend the termination date if in its judgment  
7 the circumstances so require. A full written account of the  
8 emergency, together with a requisition for the materials,  
9 supplies, labor or equipment required therefor shall be  
10 submitted immediately upon completion and shall be open to  
11 public inspection for a period of at least one year subsequent  
12 to the date of such emergency purchase. Within 30 days after  
13 the passage of the resolution or ordinance declaring an  
14 emergency affecting the public health or safety, the District  
15 shall submit to the Illinois Environmental Protection Agency  
16 the full written account of any such emergency along with a  
17 copy of the resolution or ordinance declaring the emergency,  
18 in accordance with requirements as may be provided by rule.

19 A contract for any work or other public improvement, to be  
20 paid for in whole or in part by special assessment or special  
21 taxation, shall be entered into and the performance thereof  
22 controlled by Division 2 of Article 9 of the "Illinois  
23 Municipal Code", approved May 29, 1961, as heretofore and  
24 hereafter amended, as near as may be. The contracts may be let  
25 for making proper and suitable connections between the mains  
26 and outlets of the respective sewers in the district with any

1 conduit, conduits, main pipe or pipes that may be constructed  
2 by such sanitary district.

3 (Source: P.A. 100-882, eff. 8-14-18.)

4 (70 ILCS 2405/16.12) (from Ch. 42, par. 315.12)

5 Sec. 16.12. Any district issuing revenue bonds under this  
6 Act of a waterworks shall install and maintain a proper system  
7 of accounts, showing the amount of revenue received and its  
8 application. For fiscal years ending before January 1, 2028,  
9 at ~~At~~ least once a year the district shall have the accounts  
10 properly audited by a competent auditor. The report of that  
11 audit shall be open for inspection at all proper times to any  
12 taxpayer, user, or any holder of bonds issued under this Act,  
13 or to anyone acting for and on behalf of the taxpayer, user, or  
14 bondholder. The treasurer of the district shall be custodian  
15 and ex-officio collector of the funds derived from income  
16 received from a waterworks purchased or constructed under the  
17 provisions of this Act. He shall give proper bond for the  
18 faithful discharge of his duties as such custodian, and this  
19 bond shall be fixed and approved by the trustees.

20 All of the funds received as income from a waterworks  
21 purchased or constructed in whole or in part under the  
22 provisions of this Act, and all of the funds received from the  
23 sale of revenue bonds shall be kept separate and apart from the  
24 other funds of the district.

25 (Source: Laws 1967, p. 950.)

1 (70 ILCS 2405/32 new)

2 Sec. 32. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of each sanitary district  
7 shall be subject to the Governmental Account Audit Act.

8 (b) For fiscal years beginning after December 31, 2027,  
9 notwithstanding any other provision of law to the contrary,  
10 the operations and fiscal activities of each sanitary district  
11 shall be subject to the Government Reporting Enhancement and  
12 Transparency Act.

13 Section 900-275. The Metropolitan Water Reclamation  
14 District Act is amended by changing Sections 5.12, 5.13, and  
15 11.3 as follows:

16 (70 ILCS 2605/5.12) (from Ch. 42, par. 324v)

17 Sec. 5.12. ~~Annual audit.~~ (a) For fiscal years ending  
18 before January 1, 2028, each ~~Each~~ district shall cause an  
19 independent audit to be made annually for the period beginning  
20 January 1, and ending December 31. Such audit shall be made by  
21 a Certified Public Accountant licensed to practice in the  
22 State of Illinois, who shall examine and audit the accounts of  
23 the district. A report thereof, together with any

1 recommendations as to changes in accounting procedure shall be  
2 made to the board of trustees and shall be printed in the  
3 official proceedings of the district. At least 3 copies of  
4 such audit shall be made conveniently available for public  
5 inspection at the office of the district and a copy of such  
6 audit shall be made available to any person requesting a copy  
7 thereof upon the payment of a reasonable charge. Copies of  
8 such audit shall be furnished to such departments or agencies  
9 of the State of Illinois as may be required by law and such  
10 audit shall comply with such State laws as may regulate the  
11 making of governmental audits. The reasonable expense of the  
12 audit required to be made hereunder shall be paid by each such  
13 sanitary district.

14 An annual audit of the Metropolitan Water Reclamation  
15 District of Greater Chicago conducted in accordance with  
16 Section 5.12a serves as that district's annual audit required  
17 by this subsection ~~Section~~.

18 (Source: P.A. 89-296, eff. 8-11-95.)

19 (70 ILCS 2605/5.13) (from Ch. 42, par. 324w)

20 Sec. 5.13. For fiscal years ending before January 1, 2028,  
21 the ~~The~~ clerk shall prepare on or before the first (1st) day of  
22 July of each year after the year 1943, an annual financial  
23 report which shall contain financial information required by  
24 generally accepted accounting principles (GAAP) for  
25 governments as promulgated and established by the Governmental

1 Accounting Standards Board (GASB).

2 Copies of the annual financial report shall be made  
3 conveniently available in the office of the Sanitary District  
4 to the public and shall be issued to any person upon payment of  
5 a reasonable amount therefor. Nothing in this section shall be  
6 construed to mean that the annual financial report may not be  
7 combined with the annual audit report and the two published  
8 simultaneously as one report.

9 (Source: P.A. 95-295, eff. 8-20-07.)

10 (70 ILCS 2605/11.3) (from Ch. 42, par. 331.3)

11 Sec. 11.3. Except as provided in Sections 11.4 and 11.5,  
12 all purchase orders or contracts involving amounts in excess  
13 of the mandatory competitive bid threshold and made by or on  
14 behalf of the sanitary district for labor, services or work,  
15 the purchase, lease or sale of personal property, materials,  
16 equipment or supplies, or the granting of any concession,  
17 shall be let by free and open competitive bidding after  
18 advertisement, to the lowest responsible bidder or to the  
19 highest responsible bidder, as the case may be, depending upon  
20 whether the sanitary district is to expend or receive money.

21 All such purchase orders or contracts which shall involve  
22 amounts that will not exceed the mandatory competitive bid  
23 threshold, shall also be let in the manner prescribed above  
24 whenever practicable, except that after solicitation of bids,  
25 such purchase orders or contracts may be let in the open

1 market, in a manner calculated to insure the best interests of  
2 the public. The provisions of this section are subject to any  
3 contrary provisions contained in "An Act concerning the use of  
4 Illinois mined coal in certain plants and institutions", filed  
5 July 13, 1937, as heretofore and hereafter amended. For  
6 purposes of this Section, the "mandatory competitive bid  
7 threshold" is a dollar amount equal to 0.1% of the total  
8 general capital ~~fixed~~ assets of the district ~~as reported in~~  
9 ~~the most recent required audit report~~. In no event, however,  
10 shall the mandatory competitive bid threshold dollar amount be  
11 less than \$60,000.

12 If a unit of local government performs non-emergency  
13 construction, alteration, repair, improvement, or maintenance  
14 work on the public way, the sanitary district may enter into an  
15 intergovernmental agreement with the unit of local government  
16 allowing similar construction work to be performed by the  
17 sanitary district on the same project, in an amount no greater  
18 than \$100,000, to save taxpayer funds and eliminate  
19 duplication of government effort. The sanitary district and  
20 the other unit of local government shall, before work is  
21 performed by either unit of local government on a project,  
22 adopt a resolution by a majority vote of both governing bodies  
23 certifying work will occur at a specific location, the reasons  
24 why both units of local government require work to be  
25 performed in the same location, and the projected cost savings  
26 if work is performed by both units of local government on the

1 same project. Officials or employees of the sanitary district  
2 may, if authorized by resolution, purchase in the open market  
3 any supplies, materials, equipment, or services for use within  
4 the project in an amount no greater than \$100,000 without  
5 advertisement or without filing a requisition or estimate. A  
6 full written account of each project performed by the sanitary  
7 district and a requisition for the materials, supplies,  
8 equipment, and services used by the sanitary district required  
9 to complete the project must be submitted by the officials or  
10 employees authorized to make purchases to the board of  
11 trustees of the sanitary district no later than 30 days after  
12 purchase. The full written account must be available for  
13 public inspection for at least one year after expenditures are  
14 made.

15 Notwithstanding the provisions of this Section, the  
16 sanitary district is expressly authorized to establish such  
17 procedures as it deems appropriate to comply with state or  
18 federal regulations as to affirmative action and the  
19 utilization of small and minority businesses in construction  
20 and procurement contracts.

21 (Source: P.A. 103-865, eff. 1-1-25.)

22 Section 900-280. The Sanitary District Act of 1936 is  
23 amended by changing Sections 14, 26m, and 32n and by adding  
24 Section 94 as follows:

1 (70 ILCS 2805/14) (from Ch. 42, par. 425)

2 Sec. 14. Except as otherwise provided in this Section, all  
3 contracts for purchases or sales by the sanitary district, the  
4 expense of which will exceed the mandatory competitive bid  
5 threshold, shall be let to the lowest responsible bidder  
6 therefor upon not less than 14 days' public notice of the terms  
7 and conditions upon which the contract is to be let, having  
8 been given by publication in a daily or weekly newspaper  
9 published in the district or, if there is no newspaper  
10 published in the district, in a newspaper published in the  
11 county and having general circulation in the district, and the  
12 board may reject any and all bids, and readvertise. Contracts  
13 for services in excess of the mandatory competitive bid  
14 threshold may, subject to the provisions of this Section, be  
15 let by competitive bidding at the discretion of the district  
16 board of trustees. All contracts for purchases or sales that  
17 will not exceed the mandatory competitive bid threshold may be  
18 made in the open market without publication in a newspaper as  
19 above provided, but whenever practical shall be based on at  
20 least 3 competitive bids. For purposes of this Section, the  
21 "mandatory competitive bid threshold" is a dollar amount equal  
22 to 0.1% of the total general capital ~~fixed~~ assets of the  
23 district ~~as reported in the most recent required audit report.~~  
24 In no event, however, shall the mandatory competitive bid  
25 threshold dollar amount be less than \$10,000, nor more than  
26 \$40,000.

1           If a unit of local government performs non-emergency  
2 construction, alteration, repair, improvement, or maintenance  
3 work on the public way, the sanitary district may enter into an  
4 intergovernmental agreement with the unit of local government  
5 allowing similar construction work to be performed by the  
6 sanitary district on the same project, in an amount no greater  
7 than \$100,000, to save taxpayer funds and eliminate  
8 duplication of government effort. The sanitary district and  
9 the other unit of local government shall, before work is  
10 performed by either unit of local government on a project,  
11 adopt a resolution by a majority vote of both governing bodies  
12 certifying work will occur at a specific location, the reasons  
13 why both units of local government require work to be  
14 performed in the same location, and the projected cost savings  
15 if work is performed by both units of local government on the  
16 same project. Officials or employees of the sanitary district  
17 may, if authorized by resolution, purchase in the open market  
18 any supplies, materials, equipment, or services for use within  
19 the project in an amount no greater than \$100,000 without  
20 advertisement or without filing a requisition or estimate. A  
21 full written account of each project performed by the sanitary  
22 district and a requisition for the materials, supplies,  
23 equipment, and services used by the sanitary district required  
24 to complete the project must be submitted by the officials or  
25 employees authorized to make purchases to the board of  
26 trustees of the sanitary district no later than 30 days after

1 purchase. The full written account must be available for  
2 public inspection for at least one year after expenditures are  
3 made.

4 Cash, a cashier's check, a certified check, or a bid bond  
5 with adequate surety approved by the board of trustees as a  
6 deposit of good faith, in a reasonable amount, but not in  
7 excess of 10% of the contract amount, may be required of each  
8 bidder by the district on all bids involving amounts in excess  
9 of the mandatory competitive bid threshold and, if so  
10 required, the advertisement for bids shall so specify.

11 Contracts which by their nature are not adapted to award  
12 by competitive bidding, including, without limitation,  
13 contracts for the services of individuals, groups or firms  
14 possessing a high degree of professional skill where the  
15 ability or fitness of the individual or organization plays an  
16 important part, contracts for financial management services  
17 undertaken pursuant to the Public Funds Investment Act,  
18 contracts for the purchase or sale of utilities, contracts for  
19 materials economically procurable only from a single source of  
20 supply and leases of real property where the sanitary district  
21 is the lessee shall not be subject to the competitive bidding  
22 requirements of this Section.

23 Where the board of trustees declares, by a 2/3 vote of all  
24 members of the board, that there exists an emergency affecting  
25 the public health or safety, contracts totaling not more than  
26 the emergency contract cap may be let to the extent necessary

1 to resolve such emergency without public advertisement or  
2 competitive bidding. For purposes of this Section, the  
3 "emergency contract cap" is a dollar amount equal to 0.4% of  
4 the total general capital ~~fixed~~ assets of the district ~~as~~  
5 ~~reported in the most recent required audit report~~. In no  
6 event, however, shall the emergency contract cap dollar amount  
7 be less than \$40,000, nor more than \$100,000. The ordinance or  
8 resolution embodying the emergency declaration shall contain  
9 the date upon which such emergency will terminate. The board  
10 of trustees may extend the termination date if in its judgment  
11 the circumstances so require. A full written account of the  
12 emergency, together with a requisition for the materials,  
13 supplies, labor or equipment required therefor shall be  
14 submitted immediately upon completion and shall be open to  
15 public inspection for a period of at least one year subsequent  
16 to the date of such emergency purchase. Within 30 days after  
17 the passage of the resolution or ordinance declaring an  
18 emergency affecting the public health or safety, the District  
19 shall submit to the Illinois Environmental Protection Agency  
20 the full written account of any such emergency along with a  
21 copy of the resolution or ordinance declaring the emergency,  
22 in accordance with requirements as may be provided by rule.

23 (Source: P.A. 100-882, eff. 8-14-18.)

24 (70 ILCS 2805/26m) (from Ch. 42, par. 437m)

25 Sec. 26m. Any district issuing revenue bonds under this

1 Act for a drainage system shall install and maintain a proper  
2 system of accounts, showing the amount of revenue received and  
3 its application. For fiscal years ending before January 1,  
4 2028, at ~~At~~ least once a year the district shall have the  
5 accounts properly audited by a competent auditor. The report  
6 of that audit shall be open for inspection at all proper times  
7 to any taxpayer, user, or any holder of bonds issued under this  
8 Act, or to anyone acting for and on behalf of the taxpayer,  
9 user, or bondholder. The treasurer of the district shall be  
10 custodian and ex-officio collector of the funds derived from  
11 income received from a drainage system purchased or  
12 constructed under the provisions of this Act. He shall give  
13 proper bond for the faithful discharge of his duties as such  
14 custodian, and this bond shall be fixed and approved by the  
15 trustees.

16 All of the funds received as income from a drainage system  
17 purchased or constructed in whole or in part under the  
18 provisions of this Act, and all of the funds received from the  
19 sale of revenue bonds shall be kept separate and apart from the  
20 other funds of the district.

21 (Source: Laws 1961, p. 3028.)

22 (70 ILCS 2805/32n) (from Ch. 42, par. 443n)

23 Sec. 32n. Any district issuing revenue bonds under this  
24 Act shall install and maintain a proper system of accounts,  
25 showing the amount of revenue received and its application.

1 For fiscal years ending before January 1, 2028, at ~~A~~ least  
2 once a year the district shall have the accounts properly  
3 audited by a competent auditor. The report of that audit shall  
4 be open for inspection at all proper times to any taxpayer,  
5 water-user, or any holder of bonds issued under this Article,  
6 or to anyone acting for and on behalf of the taxpayer,  
7 water-user, or bondholder. The treasurer of the district shall  
8 be custodian and ex-officio collector of the funds derived  
9 from income received from waterworks purchased or constructed  
10 under the provisions of this Act. He shall give proper bond for  
11 the faithful discharge of his duties as such custodian, and  
12 this bond shall be fixed and approved by the trustees.

13 All of the funds received as income from waterworks  
14 purchased or constructed in whole or in part under the  
15 provisions of this Act, and all of the funds received from the  
16 sale of revenue bonds shall be kept separate and apart from the  
17 other funds of the district.

18 (Source: Laws 1945, p. 726.)

19 (70 ILCS 2805/94 new)

20 Sec. 94. Government Reporting Enhancement and Transparency  
21 Act.

22 (a) For fiscal years ending before January 1, 2028,  
23 notwithstanding any other provision of law to the contrary,  
24 the operations and fiscal activities of each sanitary district  
25 shall be subject to the Governmental Account Audit Act.

1       (b) For fiscal years beginning after December 31, 2027,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of each sanitary district  
4       shall be subject to the Government Reporting Enhancement and  
5       Transparency Act.

6       Section 900-285. The Metro-East Sanitary District Act of  
7       1974 is amended by changing Section 4-2 and by adding Section  
8       5-6 as follows:

9             (70 ILCS 2905/4-2) (from Ch. 42, par. 504-2)

10       Sec. 4-2. The Executive Director shall be the chief  
11       executive and administrative officer of the district and shall  
12       be responsible to the board for the proper administration of  
13       all affairs of the district, including but not limited to, the  
14       board's compliance with subsection (b) of Section 3-3, and to  
15       that end he shall:

16             (1) Appoint and, when necessary for the good of the  
17       service, remove all officers and employees of the district,  
18       except as otherwise provided in this Act, and except as he may  
19       authorize the head of a department or office to appoint  
20       subordinates in such department or office.

21             (2) Prepare the budget annually and submit it to the Board  
22       and be responsible for its administration after adoption.

23             (3) Prepare and submit to the board and the Department of  
24       Natural Resources, as of the end of the fiscal year, a complete

1 report of the ~~finances and~~ administrative activities of the  
2 district and all subdistricts for the year, and submit any  
3 interim reports that the Department of Natural Resources  
4 requests. For fiscal years ending before January 1, 2028, the  
5 report to the board and the Department of Natural Resources  
6 shall include a complete report of the finances of the  
7 district and all subdistricts for the year.

8 (4) Keep the board advised of the financial condition of  
9 the district and all subdistricts and make recommendations  
10 concerning their future needs.

11 (5) Attend all meetings of the board and, in so far as  
12 possible, its committees.

13 (6) Enforce all district ordinances and see that all  
14 contracts are faithfully performed.

15 (7) Advise, assist, and cooperate in fostering the  
16 interest of institutions of learning and civic, professional,  
17 and employee organizations in the improvement of personnel  
18 standards and conditions in the district.

19 (8) Perform such other duties as may be prescribed by this  
20 Act or required of him by the board, not inconsistent with this  
21 Act.

22 (Source: P.A. 91-357, eff. 7-29-99.)

23 (70 ILCS 2905/5-6 new)

24 Sec. 5-6. Government Reporting Enhancement and  
25 Transparency Act.

1       (a) For fiscal years ending before January 1, 2028,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of a sanitary district  
4       organized under this Act shall be subject to the Governmental  
5       Account Audit Act.

6       (b) For fiscal years beginning after December 31, 2027,  
7       notwithstanding any other provision of law to the contrary,  
8       the operations and fiscal activities of a sanitary district  
9       organized under this Act shall be subject to the Government  
10       Reporting Enhancement and Transparency Act.

11       Section 900-290. The Sanitary District Revenue Bond Act is  
12       amended by changing Section 8 and by adding Section 23 as  
13       follows:

14       (70 ILCS 3010/8) (from Ch. 42, par. 319.8)

15       Sec. 8. Every sanitary district which issues bonds under  
16       this Act shall install and maintain a proper system of  
17       accounts showing the amount of revenue received from the  
18       sewerage system and the application of that revenue. For  
19       fiscal years ending before January 1, 2028, at ~~At~~ least once  
20       each year the sanitary district shall have the accounts  
21       properly audited. A report of that audit shall be open for  
22       inspection at all proper times to any taxpayer, sewerage  
23       system user, or the holder of any bond issued under this Act,  
24       or their respective representatives.

1 (Source: Laws 1941, vol. 2, p. 435.)

2 (70 ILCS 3010/23 new)

3 Sec. 23. Government Reporting Enhancement and Transparency  
4 Act.

5 (a) For fiscal years ending before January 1, 2028,  
6 notwithstanding any other provision of law to the contrary,  
7 the operations and fiscal activities of each sanitary district  
8 shall be subject to the Governmental Account Audit Act.

9 (b) For fiscal years beginning after December 31, 2027,  
10 notwithstanding any other provision of law to the contrary,  
11 the operations and fiscal activities of each sanitary district  
12 shall be subject to the Government Reporting Enhancement and  
13 Transparency Act.

14 Section 900-293. The Eastern Will Sanitary District Act is  
15 amended by adding Section 25 as follows:

16 (70 ILCS 3020/25 new)

17 Sec. 25. Government Reporting Enhancement and Transparency  
18 Act.

19 (a) For fiscal years ending before January 1, 2028,  
20 notwithstanding any other provision of law to the contrary,  
21 the operations and fiscal activities of each sanitary district  
22 shall be subject to the Governmental Account Audit Act.

23 (b) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of each sanitary district  
3 shall be subject to the Government Reporting Enhancement and  
4 Transparency Act.

5 Section 900-295. The Solid Waste Disposal District Act is  
6 amended by changing Section 10 and by adding Sections 26 and 30  
7 as follows:

8 (70 ILCS 3105/10) (from Ch. 85, par. 1660)

9 Sec. 10. Within 60 days after their selection, the  
10 trustees shall organize by selecting from their members a  
11 president, secretary, treasurer and such other officers as are  
12 deemed necessary, who shall hold office for the fiscal year in  
13 which elected and until their successors are selected and  
14 qualify. Three trustees shall constitute a quorum of the board  
15 for the transaction of business. The board shall hold regular  
16 monthly meetings. Special meetings may be called by the  
17 president and shall be called on the request of a majority of  
18 members as may be required.

19 The board shall provide for the proper and safe keeping of  
20 its permanent records and for the recording of the corporate  
21 action of the district. It shall keep a proper system of  
22 accounts showing a true and accurate record of its receipts  
23 and disbursements and it shall cause an annual audit to be made  
24 of its books, records and accounts for fiscal years ending

1 before January 1, 2028.

2 The records of the district shall be subject to public  
3 inspection at all reasonable hours and under such regulations  
4 as the board may prescribe.

5 The district shall annually make a full and complete  
6 report to the county board of each county within the district  
7 or, if the boundaries of the district are not coextensive with  
8 a county or counties, to the board of township trustees of each  
9 township within the district and to the Environmental  
10 Protection Agency of its transactions and operations for the  
11 preceding year. Such report shall contain a full statement of  
12 its receipts, disbursements and the program of work for the  
13 period covered, and may include such recommendations as may be  
14 deemed advisable.

15 Executive or ministerial duties may be delegated to one or  
16 more trustees or to an authorized officer, employee, agent,  
17 attorney or other representative of the district.

18 All officers and employees authorized to receive or retain  
19 the custody of money or to sign vouchers, checks, warrants or  
20 evidences of indebtedness binding upon the district shall  
21 furnish surety bond for the faithful performance of their  
22 duties and the faithful accounting for all moneys that may  
23 come into their hands in an amount to be fixed and in a form to  
24 be approved by the board.

25 All contracts for supplies, material or work involving an  
26 expenditure in excess of \$1,500 shall be let to the lowest

1 responsible bidder, after due advertisement except work  
2 requiring personal confidence or necessary supplies under the  
3 control of monopolies, where competitive bidding is  
4 impossible. All contracts for supplies, material or work shall  
5 be signed by the president of the board and by any such other  
6 office as the board in its discretion may designate.

7 (Source: P.A. 80-689.)

8 (70 ILCS 3105/26 new)

9 Sec. 26. Government Reporting Enhancement and Transparency  
10 Act.

11 (a) For fiscal years ending before January 1, 2028,  
12 notwithstanding any other provision of law to the contrary,  
13 the operations and fiscal activities of each district shall be  
14 subject to the Governmental Account Audit Act.

15 (b) For fiscal years beginning after December 31, 2027,  
16 notwithstanding any other provision of law to the contrary,  
17 the operations and fiscal activities of each district shall be  
18 subject to the Government Reporting Enhancement and  
19 Transparency Act.

20 (70 ILCS 3105/30 new)

21 Sec. 30. Government Reporting Enhancement and Transparency  
22 Act.

23 (a) For fiscal years ending before January 1, 2028,  
24 notwithstanding any other provision of law to the contrary,

1 the operations and fiscal activities of each district shall be  
2 subject to the Governmental Account Audit Act.

3 (b) For fiscal years beginning after December 31, 2027,  
4 notwithstanding any other provision of law to the contrary,  
5 the operations and fiscal activities of each district shall be  
6 subject to the Government Reporting Enhancement and  
7 Transparency Act.

8 Section 900-300. The Street Light District Act is amended  
9 by adding Section 5.2 as follows:

10 (70 ILCS 3305/5.2 new)

11 Sec. 5.2. Government Reporting Enhancement and  
12 Transparency Act.

13 (a) For fiscal years ending before January 1, 2028,  
14 notwithstanding any other provision of law to the contrary,  
15 the operations and fiscal activities of each district shall be  
16 subject to the Governmental Account Audit Act.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of each district shall be  
20 subject to the Government Reporting Enhancement and  
21 Transparency Act.

22 Section 900-305. The Surface Water Protection District Act  
23 is amended by adding Section 30 as follows:

1 (70 ILCS 3405/30 new)

2 Sec. 30. Government Reporting Enhancement and Transparency  
3 Act.

4 (a) For fiscal years ending before January 1, 2028,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of the River Valley  
7 Special Recreation Association shall be subject to the  
8 Governmental Account Audit Act.

9 (b) For fiscal years beginning after December 31, 2027,  
10 notwithstanding any other provision of law to the contrary,  
11 the operations and fiscal activities of the River Valley  
12 Special Recreation Association shall be subject to the  
13 Government Reporting Enhancement and Transparency Act.

14 Section 900-310. The Metropolitan Transit Authority Act is  
15 amended by changing Section 35 as follows:

16 (70 ILCS 3605/35) (from Ch. 111 2/3, par. 335)

17 Sec. 35. Government Reporting Enhancement and Transparency  
18 Act.

19 (a) For fiscal years ending before January 1, 2028, as ~~As~~  
20 soon after the end of each fiscal year as may be expedient, the  
21 Board shall cause to be prepared and printed a complete and  
22 detailed report and financial statement of its operations and  
23 of its assets and liabilities. A reasonably sufficient number

1 of copies of such report shall be printed for distribution to  
2 persons interested, upon request, and a copy thereof shall be  
3 filed with the Governor, the county clerk of Cook County and  
4 the clerk of each municipality which has adopted this Act, or  
5 which has granted rights to the Authority by ordinance. A copy  
6 of such report shall be addressed to and mailed to the Mayor  
7 and City Council or President and Board of Trustees of such  
8 municipality.

9 (b) For fiscal years beginning after December 31, 2027,  
10 notwithstanding any other provision of law to the contrary,  
11 the operations and fiscal activities of the Authority shall be  
12 subject to the Government Reporting Enhancement and  
13 Transparency Act.

14 (Source: P.A. 84-939.)

15 Section 900-315. The Local Mass Transit District Act is  
16 amended by changing Section 7 as follows:

17 (70 ILCS 3610/7) (from Ch. 111 2/3, par. 357)

18 Sec. 7. Government Reporting Enhancement and Transparency  
19 Act.

20 (a) For fiscal years ending before January 1, 2028, it ~~it~~  
21 shall be the duty of the Board of Trustees of every District to  
22 cause an annual audit of its accounts to be made by a certified  
23 public accountant of Illinois. The audit shall be completed,  
24 filed with the District within 4 months after the close of each

1 fiscal year of the District. Certified copies of annual audits  
2 shall likewise be filed with the Secretary of State and with  
3 the governing body or bodies which created the District.

4 (b) For fiscal years beginning after December 31, 2027,  
5 notwithstanding any other provision of law to the contrary,  
6 the operations and fiscal activities of each district shall be  
7 subject to the Government Reporting Enhancement and  
8 Transparency Act.

9 (Source: Laws 1959, p. 1635.)

10 Section 900-320. The Regional Transportation Authority Act  
11 is amended by changing Section 4.05 and by adding Section 4.17  
12 as follows:

13 (70 ILCS 3615/4.05) (from Ch. 111 2/3, par. 704.05)

14 Sec. 4.05. Financial Statements and Annual Reports.

15 (a) Within 7 ~~six~~ months after the end of each fiscal year,  
16 the Board shall prepare a complete and detailed report  
17 consolidating the financial statements ~~audits~~ of the Service  
18 Boards with the Authority's financial statements. The  
19 consolidated financial statements shall set forth the

20 (1) revenues and expenses;

21 (2) cash flows where applicable;

22 (3) assets, deferred outflows of resources,  
23 liabilities, deferred inflows of resources, fund balance  
24 or net position of each entity and the combined total with

1 appropriate eliminations; and

2 (4) notes to the consolidated financial statements.

3 (b) In addition to consolidated financial statements, the  
4 report prepared pursuant to subsection (a) shall review ~~and~~  
5 ~~reviewing~~ the state ~~State~~ of the Authority, the Service  
6 Boards, and of the public transportation provided by the  
7 various Service Boards and transportation agencies. The report  
8 shall include evaluations of public transportation in the  
9 metropolitan region and of the fiscal activities of the  
10 Authority and the Service Boards ~~Authority's activities, and~~  
11 ~~financial statements of the Authority's and the Service~~  
12 ~~Boards' revenues and expenditures for such year and of their~~  
13 ~~assets and liabilities, which financial statements shall have~~  
14 ~~been audited by an independent certified public accountant.~~

15 (c) In addition to consolidated financial statements, the  
16 report prepared pursuant to subsection (a) ~~The report~~ shall  
17 also set forth the financial results as reported to the  
18 Service Boards from each transportation agency which during  
19 such year had a purchase of service agreement with a Service  
20 Board or which received financial grants or financial  
21 assistance from a Service Board, such results to be set forth  
22 separately for each such agency.

23 (d) A sufficient number of copies of each annual report  
24 shall be printed for distribution to anyone, upon request, and  
25 a copy thereof shall be filed with the Governor, the State  
26 Comptroller, the Speaker and Minority Leader of the Illinois

1 House of Representatives, the President and Minority Leader of  
2 the Illinois Senate, the Mayor of the City of Chicago and the  
3 President or Chairman of the county board of each county in the  
4 metropolitan region, each Service Board, and with each  
5 transportation agency which during such year had a purchase of  
6 service agreement with a Service Board or which received  
7 financial grants or other financial assistance from a Service  
8 Board.

9 (Source: P.A. 83-1362.)

10 (70 ILCS 3615/4.17 new)

11 Sec. 4.17. Government Reporting Enhancement and  
12 Transparency Act. For fiscal years beginning after December  
13 31, 2027, notwithstanding any other provision of law to the  
14 contrary, the operations and fiscal activities of each Service  
15 Board and the Authority shall be subject to the Government  
16 Reporting Enhancement and Transparency Act.

17 Section 900-325. The Public Water District Act is amended  
18 by changing Section 14 as follows:

19 (70 ILCS 3705/14) (from Ch. 111 2/3, par. 201)

20 Sec. 14. Government Reporting Enhancement and Transparency  
21 Act.

22 (a) It shall be the duty of the board of trustees to  
23 install and maintain a proper system of accounts showing

1 receipts from operation and the application of the same, and  
2 the board shall at least once a year cause such accounts to be  
3 properly audited by a licensed Certified Public Accountant  
4 permitted to perform audits under the Illinois Public  
5 Accounting Act for fiscal years ending before January 1, 2028.

6 (b) For fiscal years beginning after December 31, 2027,  
7 notwithstanding any other provision of law to the contrary,  
8 the operations and fiscal activities of a water district shall  
9 be subject to the Government Reporting Enhancement and  
10 Transparency Act.

11 (Source: P.A. 94-465, eff. 8-4-05.)

12 Section 900-330. The Water Service District Act is amended  
13 by adding Sections 14 as follows:

14 (70 ILCS 3710/14 new)

15 Sec. 14. Government Reporting Enhancement and Transparency  
16 Act.

17 (a) For fiscal years ending before January 1, 2028,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of each district shall be  
20 subject to the Governmental Account Audit Act.

21 (b) For fiscal years beginning after December 31, 2027,  
22 notwithstanding any other provision of law to the contrary,  
23 the operations and fiscal activities of each district shall be  
24 subject to the Government Reporting Enhancement and

1 Transparency Act.

2 Section 900-333. The Water Authorities Act is amended by  
3 adding Section 6d as follows:

4 (70 ILCS 3715/6d new)

5 Sec. 6d. Government Reporting Enhancement and Transparency  
6 Act.

7 (a) For fiscal years ending before January 1, 2028,  
8 notwithstanding any other provision of law to the contrary,  
9 the operations and fiscal activities of each district shall be  
10 subject to the Governmental Account Audit Act.

11 (b) For fiscal years beginning after December 31, 2027,  
12 notwithstanding any other provision of law to the contrary,  
13 the operations and fiscal activities of each district shall be  
14 subject to the Government Reporting Enhancement and  
15 Transparency Act.

16 Section 900-335. The Water Commission Act of 1985 is  
17 amended by changing Section 0.001b and by adding Section 6 as  
18 follows:

19 (70 ILCS 3720/0.001b)

20 Sec. 0.001b. Powers and duties. A water commission has the  
21 power and duty to:

22 (1) establish and define the responsibilities of the

1 commission and its committees;

2 (2) establish and define the responsibilities of the  
3 commission's management and staff;

4 (3) establish a finance committee to conduct monthly  
5 meetings to supervise staff's handling of financial  
6 matters and budgeting;

7 (4) require the finance director and treasurer to  
8 report to the finance committee the status of all  
9 commission funds and obligations;

10 (5) require the treasurer to report to the commission  
11 any improper or unnecessary expenditures, budgetary  
12 errors, or accounting irregularities;

13 (6) require commission staff to document and comply  
14 with standard accounting policies, procedures, and  
15 controls to ensure accurate reporting to the finance  
16 committee and commission and to identify improper or  
17 unnecessary expenditures, budgetary errors, or accounting  
18 irregularities;

19 (7) require the commission's finance director to  
20 provide monthly reports regarding the commission's cash  
21 and investment position including whether the commission  
22 has sufficient cash and investments to pay its debt  
23 service, operating expenses, and capital expenditures and  
24 maintain required reserve levels. The information shall  
25 include the required funding levels for restricted funds  
26 and unrestricted cash and investment balances with

1 comparisons to unrestricted reserves. The information  
2 shall also include the type and performance of the  
3 commission's investments and description as to whether  
4 those investments are in compliance with the commission's  
5 investment policies;

6 (8) require the commission's finance director to  
7 provide the commission with detailed information  
8 concerning the commission's operating performance  
9 including the budgeted and actual monthly amounts for  
10 water sales, water costs, and other operating expenses;

11 (9) require commission staff to provide the commission  
12 with detailed information regarding the progress of  
13 capital projects including whether the percentage of  
14 completion and costs incurred are timely;

15 (10) require the commission's staff accountant to  
16 perform bank reconciliations and general ledger account  
17 reconciliations on a monthly basis; the finance director  
18 shall review these reconciliations and provide them to the  
19 treasurer and the finance committee on a monthly basis;

20 (11) establish policies to ensure the proper  
21 segregation of the financial duties performed by  
22 employees;

23 (12) restrict access to the established accounting  
24 systems and general ledger systems and provide for  
25 adequate segregation of duties so that no single person  
26 has sole access and control over the accounting system or

1 the general ledger system;

2 (13) require that the finance director review and  
3 approve all manual journal entries and supporting  
4 documentation; the treasurer shall review and approve the  
5 finance director's review and approval of manual journal  
6 entries and supporting documentation;

7 (14) require that the finance director closely monitor  
8 the progress of construction projects;

9 (15) require that the finance director carefully  
10 document any GAAP analysis or communications with GASB and  
11 provide full and timely reports for the same to the  
12 finance committee;

13 (16) retain an outside independent auditor to perform  
14 a comprehensive audit of the water commission's financial  
15 activities for each fiscal year in conformance with the  
16 standard practices of the Association of Governmental  
17 Auditors for fiscal years ending before January 1, 2028;  
18 within 30 days after the independent audit is completed,  
19 the results of the audit must be sent to the county  
20 auditor; and

21 (17) (blank).

22 (Source: P.A. 104-328, eff. 1-1-26.)

23 (70 ILCS 3720/6 new)

24 Sec. 6. Government Reporting Enhancement and Transparency  
25 Act.

1       (a) For fiscal years ending before January 1, 2028,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of each water commission  
4       shall be subject to the Governmental Account Audit Act.

5       (b) For fiscal years beginning after December 31, 2027,  
6       notwithstanding any other provision of law to the contrary,  
7       the operations and fiscal activities of each water commission  
8       shall be subject to the Government Reporting Enhancement and  
9       Transparency Act.

10       Section 900-340. The Illinois Local Library Act is amended  
11       by changing Section 4-10 as follows:

12       (75 ILCS 5/4-10) (from Ch. 81, par. 4-10)

13       Sec. 4-10. Reports and audits.

14       (a) Within 60 days after the expiration of each fiscal  
15       year of the city, incorporated town, village or township, the  
16       board of trustees shall make a report of the condition of their  
17       trust on the last day of the fiscal year, to the city council,  
18       board of trustees or board of town trustees, as the case may  
19       be. This report shall be made in writing and shall be verified  
20       under oath by the secretary, or some other responsible officer  
21       of the board of trustees. It shall contain (1) an itemized  
22       statement of the various sums of money received from the  
23       library fund and from other sources; (2) an itemized statement  
24       of the objects and purposes for which those sums of money have

1 been expended; (3) a statement of the number of books and  
2 periodicals available for use, and the number and character  
3 thereof circulated; (4) a statement of the real and personal  
4 property acquired by legacy, purchase, gift or otherwise; (5)  
5 a statement of the character of any extensions of library  
6 service which have been undertaken; (6) (blank); (7) a  
7 statement as to the amount of accumulations and the reasons  
8 therefor; (8) a statement as to any outstanding liabilities  
9 including those for bonds still outstanding or amounts due for  
10 judgments, settlements, liability insurance, or for amounts  
11 due under a certificate of the board; (9) any other  
12 statistics, information and suggestions that may be of  
13 interest. A report shall also be filed, at the same time, with  
14 the Illinois State Library.

15 (b) The board of trustees of a municipal library shall  
16 also submit to the city council, board of trustees or board of  
17 town trustees, along with the Illinois State Library, a  
18 statement of financial requirements of the library for the  
19 ensuing fiscal year for inclusion in the appropriation of the  
20 corporate authority, and of the amount of money which, in the  
21 judgment of the board of library trustees, will be necessary  
22 to levy for library purposes in the next annual tax levy  
23 ordinance. This statement shall be submitted no less than 60  
24 days prior to when the tax levy must be certified under  
25 subsection (b) of Section 18-15 of the Property Tax Code.

26 (c)The board of trustees in a township shall also submit

1 its appropriation and levy determinations to the Board of  
2 Township Trustees as provided in "The Illinois Municipal  
3 Budget Law", as amended.

4 (d) For fiscal years beginning after December 31, 2027,  
5 notwithstanding any other provision of law to the contrary, if  
6 the library is a separate legal entity from a village,  
7 incorporated town, or township, the operations and fiscal  
8 activities of the library shall be subject to the Government  
9 Reporting Enhancement and Transparency Act.

10 (Source: P.A. 100-245, eff. 8-22-17.)

11 Section 900-345. The Illinois Library System Act is  
12 amended by changing Section 10 as follows:

13 (75 ILCS 10/10) (from Ch. 81, par. 120)

14 Sec. 10. Government Reporting Enhancement and Transparency  
15 Act.

16 (a) Each library system receiving state aid shall furnish  
17 an annual report and such information regarding its library  
18 service as the State Librarian may from time to time require.  
19 The State Librarian may revoke his approval of a library  
20 system if he finds that it does not conform to the plan of  
21 service or the regulations promulgated by the State Librarian;  
22 or in case of a provisional approval, if such library system  
23 does not fulfill the terms upon which provisional approval was  
24 based. In such a case a library system shall not thereafter be

1 entitled to state aid until its bylaws or plan of service is  
2 again approved by the State Librarian.

3 (b) For fiscal years beginning after December 31, 2027,  
4 notwithstanding any other provision of law to the contrary,  
5 the operations and fiscal activities of each library system  
6 shall be subject to the Government Reporting Enhancement and  
7 Transparency Act.

8 (Source: P.A. 83-411.)

9 Section 900-350. The Public Library District Act of 1991  
10 is amended by changing Sections 30-45 and 30-65 as follows:

11 (75 ILCS 16/30-45)

12 Sec. 30-45. Duties of officers.

13 (a) The duties of the officers of the board are as provided  
14 in this Section.

15 (b) The president shall preside over all meetings, appoint  
16 members of committees authorized by the district's  
17 regulations, and perform other duties specified by the  
18 district's regulations, ordinances, or other appropriate  
19 action. In the president's absence, the vice president shall  
20 preside at meetings. The president shall not have or exercise  
21 veto powers.

22 (c) The vice president's duties shall be prescribed by  
23 regulations.

24 (d) The treasurer shall keep and maintain accounts and

1 records of the district during the treasurer's term in office,  
2 indicating in those accounts and records a record of all  
3 receipts, disbursements, and balances in any funds.

4 For fiscal years ending before January 1, 2028, annual  
5 ~~Annual~~ audit and financial report requirements shall conform  
6 with Section 3 of the Governmental Account Audit Act.

7 (e) The treasurer shall give bond to the district to  
8 faithfully discharge the duties of the office and to account  
9 to the district for all district funds coming into the  
10 treasurer's hands. The bond shall be in an amount and with  
11 sureties approved by the board. The amount of the bond shall be  
12 based upon a minimum of 10% of the total funds received by the  
13 district in the last previous fiscal year. The cost of any  
14 surety bond shall be borne by the district. As an alternative  
15 to a personal bond on the treasurer, the treasurer may secure  
16 for the district an insurance policy or other insurance  
17 instrument that provides the district with coverage for  
18 negligent or intentional acts by district officials and  
19 employees that could result in the loss of district funds. The  
20 coverage shall be in an amount at least equal to 10% of the  
21 average amount of the district's operating fund from the prior  
22 3 fiscal years. The coverage shall be placed with an insurer  
23 approved by the board. The cost of any such coverage shall be  
24 borne by the district. The system shall provide the Illinois  
25 State Library a copy of the district's certificate of  
26 insurance at the time the district's annual report is filed.

1 (f) Any person, entity, or public body or agency  
2 possessing district funds, property, or records shall, upon  
3 demand by any trustee, transfer and release the funds,  
4 property, or records to the treasurer.

5 (g) The secretary shall keep and maintain appropriate  
6 records for his or her term in office and shall include in  
7 those records a record of the minutes of all meetings, the  
8 names of those in attendance, the ordinances enacted, the  
9 resolutions and regulations adopted, and all other pertinent  
10 written matter affecting the operation of the district. The  
11 secretary may administer oaths and affirmations for the  
12 purposes of this Act.

13 (Source: P.A. 103-592, eff. 6-7-24.)

14 (75 ILCS 16/30-65)

15 Sec. 30-65. Reports and audits.

16 (a) For fiscal years ending before January 1, 2028, on or  
17 or before September 1 of each year, the board shall prepare a  
18 written report for the past fiscal year. The secretary shall  
19 file certified copies of the report on or before the due date  
20 with the Illinois State Librarian and in the library or  
21 libraries operated by the district, where the report shall be  
22 available for public inspection. The report shall include the  
23 following:

24 (1) The audit of the secretary and the secretary's  
25 records as provided in subsection (c).

1           (2) A statement as to any change in the limits and  
2 boundaries of the district.

3           (3) A statement as to property of any type acquired by  
4 the district by purchase, legacy, gift, or otherwise.

5           (4) A statement as to the amount of accumulations and  
6 the reasons for the accumulations.

7           (5) A statement as to any outstanding liabilities,  
8 including those for bonds still outstanding.

9           (6) Any other pertinent information requested by the  
10 Illinois State Librarian.

11           (b) For fiscal years ending before January 1, 2028, where  
12 ~~where~~ dissolution of the district has been approved, the board  
13 shall prepare a final report.

14           (c) For fiscal years ending before January 1, 2028, the  
15 ~~The~~ secretary's records shall be audited by 2 other trustees  
16 appointed by the president. The audit shall be conducted each  
17 fiscal year and upon the change of secretaries. The audit  
18 report shall be filed not later than 90 days following the  
19 completion of the fiscal year. The report shall certify the  
20 accuracy and completeness of the secretary's records and shall  
21 list the discrepancies, if any. The report of the audit of the  
22 secretary's records shall be made a part of the secretary's  
23 records.

24           (d) The board shall take whatever action is deemed  
25 necessary to cure the discrepancies reported to it by any  
26 audit committee.

1       (e) For fiscal years beginning after December 31, 2027,  
2       notwithstanding any other provision of law to the contrary,  
3       the operations and fiscal activities of the district shall be  
4       subject to the Government Reporting Enhancement and  
5       Transparency Act.

6       (Source: P.A. 87-1277; 88-442; 88-670, eff. 12-2-94.)

7           Section 900-355. The Village Library and Gymnasium Tax Act  
8       is amended by adding Section 3 as follows:

9           (75 ILCS 50/3 new)

10       Sec. 3. Government Reporting Enhancement and Transparency  
11       Act. For fiscal years beginning after December 31, 2027,  
12       notwithstanding any other provision of law to the contrary, if  
13       the library is a separate legal entity from the village, the  
14       operations and fiscal activities of the library shall be  
15       subject to the Government Reporting Enhancement and  
16       Transparency Act.

17           Section 900-360. The Public Community College Act is  
18       amended by changing Sections 3-22.1, 3-22.2, and 7-24 as  
19       follows:

20           (110 ILCS 805/3-22.1) (from Ch. 122, par. 103-22.1)

21       Sec. 3-22.1. Government Reporting Enhancement and  
22       Transparency Act.

1       (a) For fiscal years ending before January 1, 2028, the  
2 board shall ~~to~~ cause an audit to be made as of the end of each  
3 fiscal year by an accountant licensed to practice public  
4 accounting in Illinois and appointed by the board. The auditor  
5 shall perform his or her examination in accordance with  
6 generally accepted auditing standards and regulations  
7 prescribed by the State Board, and submit his or her report  
8 thereon in accordance with generally accepted accounting  
9 principles. The examination and report shall include a  
10 verification of student enrollments and any other bases upon  
11 which claims are filed with the State Board. The audit report  
12 shall include a statement of the scope and findings of the  
13 audit and a professional opinion signed by the auditor. If a  
14 professional opinion is denied by the auditor he or she shall  
15 set forth the reasons for that denial. The board shall not  
16 limit the scope of the examination to the extent that the  
17 effect of such limitation will result in the qualification of  
18 the auditor's professional opinion. The procedures for payment  
19 for the expenses of the audit shall be in accordance with  
20 Section 9 of the Governmental Account Audit Act. Copies of the  
21 audit report shall be filed with the State Board in accordance  
22 with regulations prescribed by the State Board.

23       (b) For fiscal years beginning after December 31, 2027,  
24 notwithstanding any other provision of law to the contrary,  
25 the operations and fiscal activities of the Board shall be  
26 subject to the Government Reporting Enhancement and

1 Transparency Act.

2 (Source: P.A. 99-655, eff. 7-28-16; 100-884, eff. 1-1-19.)

3 (110 ILCS 805/3-22.2) (from Ch. 122, par. 103-22.2)

4 Sec. 3-22.2. For fiscal years ending before January 1,  
5 2028, the board shall ~~to~~ publish annually a financial  
6 statement in accordance with rules and regulations issued by  
7 the State Board. Such statement shall be published at least  
8 once in a newspaper of general circulation in the community  
9 college district.

10 (Source: P.A. 79-304.)

11 (110 ILCS 805/7-24) (from Ch. 122, par. 107-24)

12 Sec. 7-24. Government Reporting Enhancement and  
13 Transparency Act.

14 (a) For fiscal years ending before January 1, 2028, the  
15 ~~The~~ board shall yearly, and may as often as necessary, appoint  
16 certified public accountants to examine the business methods  
17 and audit the accounts of the board, and to submit a report of  
18 that examination and audit, together with any of their  
19 recommendations as to changes in business methods of the board  
20 or any of its departments, officers or employees. That report  
21 shall be made to the mayor, the city council, and the board and  
22 be filed in the records of the board. The board shall prepare,  
23 publish and transmit to the mayor and the city council an  
24 annual report including in detail all receipts and

1 expenditures, specifying the source of the receipts and the  
2 objects of the expenditures.

3 (b) For fiscal years beginning after December 31, 2027,  
4 notwithstanding any other provision of law to the contrary,  
5 the operations and fiscal activities of the Board shall be  
6 subject to the Government Reporting Enhancement and  
7 Transparency Act.

8 (Source: P.A. 83-343.)

9 Section 900-365. The Housing Authorities Act is amended by  
10 changing Section 8.10 as follows:

11 (310 ILCS 10/8.10) (from Ch. 67 1/2, par. 8.10)

12 Sec. 8.10. Government Reporting Enhancement and  
13 Transparency Act.

14 (a) For fiscal years ending before January 1, 2028, as ~~As~~ a  
15 part of its annual report, every Housing Authority shall  
16 present statements setting forth for each project of the  
17 Housing Authority a balance sheet, a classified statement of  
18 revenues and expenditures and of receipts and disbursements  
19 and a surplus statement, and also a consolidated balance sheet  
20 and consolidated classified statements of revenues and  
21 expenditures, and of receipts and disbursements and a surplus  
22 statement reflecting the financial status and condition of the  
23 Housing Authority as a whole as of the close of the immediately  
24 preceding fiscal year. All statements shall be made separately

1 for bond interest and retirement, capital and operating  
2 accounts. The report for the Housing Authority in any  
3 municipality containing over 500,000 inhabitants shall also  
4 include a separate statement setting out the total amount of  
5 rent received for, and the amount of money expended on, each  
6 housing project as that term is defined in Section 17 (g) of  
7 this Act under the jurisdiction of the Housing Authority and  
8 shall also include a complete schedule of salaries in effect  
9 on the date of the report and to whom such salaries are paid.  
10 The report for Housing Authorities other than those in  
11 municipalities containing over 500,000 inhabitants shall  
12 include a separate statement setting out in detail the exact  
13 amount of rent received for, and the amount of money expended  
14 on, each housing project as that term is defined in Section 17  
15 (g) of this Act under the jurisdiction of the Housing  
16 Authority and shall also include a complete schedule of the  
17 salaries in effect on the date of the report and to whom  
18 salaries are being paid. All statements shall be made  
19 separately for bond interest and retirement, capital and  
20 operating accounts. The annual report of every Housing  
21 Authority shall also include the amount or amounts of service  
22 charge or charges paid or proffered to the County Collector or  
23 to the appropriate officer or officers, of any municipal  
24 corporation in lieu of normal real estate taxes, identified to  
25 show the year or years and project or projects for which  
26 payment was made or proffered. The requirements of this

1 Section can be fulfilled by the filing of an annual certified  
2 audit conducted in accordance with federal Housing and Urban  
3 Development requirements with the presiding officers and  
4 legislative authorities of the city, village, incorporated  
5 town or county.

6 (b) For fiscal years ending before January 1, 2028, in ~~in~~  
7 addition to all other information required herein, the Housing  
8 Authority in any municipality or county containing over  
9 500,000 inhabitants shall prepare and maintain a summary  
10 tabulation for each project for the period covered by the  
11 annual report showing the number of and size of individual  
12 housing accommodations; the number of units occupied by  
13 families in the various income groups; the total number of  
14 persons; the age group of the head of the household of  
15 move-ins; the number of persons comprising the household; the  
16 rent schedules for determining contract rents; and the number  
17 of workers per family moving in; the year of admission of  
18 families to public housing; the number of move-ins with the  
19 size of family; income groups of families moving in; size of  
20 unit occupied by families moving in or out; and information as  
21 to family composition; and information as to number of  
22 families receiving public assistance or social security  
23 benefits. All information shall be a matter of public record  
24 and shall be made available by the Housing Authority, on  
25 request, at any reasonable time without fee or reward.

26 (c) For fiscal years beginning after December 31, 2027,

1 notwithstanding any other provision of law to the contrary,  
2 the operations and fiscal activities of the Housing Authority  
3 shall be subject to the Government Reporting Enhancement and  
4 Transparency Act.

5 (Source: P.A. 87-200.)

6 Section 900-370. The Illinois Highway Code is amended by  
7 adding Section 6-145 as follows:

8 (605 ILCS 5/6-145 new)

9 Sec. 6-145. Government Reporting Enhancement and  
10 Transparency Act.

11 (a) For fiscal years beginning after December 31, 2027,  
12 notwithstanding any other provision of law to the contrary,  
13 the operations and fiscal activities of each township and road  
14 district comprised of a single township shall be combined and  
15 shall be subject to the Government Reporting Enhancement and  
16 Transparency Act.

17 (b) For fiscal years beginning after December 31, 2027,  
18 notwithstanding any other provision of law to the contrary,  
19 the operations and fiscal activities of each road district  
20 other than a road district comprised of a single township  
21 shall be subject to the Government Reporting Enhancement and  
22 Transparency Act.

23 Section 900-375. The Clerks of Courts Act is amended by

1 changing Section 27.8 as follows:

2 (705 ILCS 105/27.8)

3 Sec. 27.8. Annual audit.

4 (a) Beginning with fiscal years ending in 1999 and until  
5 the fiscal year beginning before January 1, 2028 ~~all fiscal~~  
6 ~~years thereafter~~, in addition to any other audits required by  
7 law, the county board of each county shall cause an audit of  
8 the office of the circuit clerk to be made annually at the  
9 close of the county's fiscal year by a licensed public  
10 accountant. The county auditor and his or her staff may assist  
11 with the audit. The audit shall consist of a letter report that  
12 expresses an opinion on the financial statements of the  
13 circuit clerk, a letter report that expresses an opinion on  
14 internal controls of the circuit clerk, a letter report on the  
15 circuit clerk's compliance with applicable statutes, rules,  
16 and procedures relating to assessment, collection, and  
17 distribution of funds, including the timeliness of those  
18 actions, any documentation or statements necessary to support  
19 the findings and opinions of the auditors, and any  
20 supplemental schedules or other documents required by the  
21 audit guidelines. A listing of applicable legal requirements  
22 shall be compiled by the Administrative Office of the Illinois  
23 Courts and made available to auditors for their compliance  
24 testing.

25 The county board may include additional requirements in

1 the audit.

2 (b) The audits shall be completed in accordance with  
3 generally accepted government auditing standards and generally  
4 accepted auditing standards. The audit shall be completed  
5 within 6 months after the end of the fiscal year. The county  
6 board may grant an extension of up to 6 months for the  
7 completion of the audit.

8 (c) The expenses of conducting and filing the audit shall  
9 be paid by the county from the circuit clerk's appropriations,  
10 and the county board shall make provisions for the payment  
11 unless another person or entity agrees, in writing, to pay the  
12 expenses.

13 (d) The audit shall be filed with the Administrative  
14 Office of the Illinois Courts, the State Comptroller, the  
15 circuit clerk, and the county board within one month after the  
16 completion of the audit.

17 (e) The Administrative Office of the Illinois Courts shall  
18 disseminate auditing guidelines to the county boards and the  
19 circuit clerks. The Auditor General's Office shall update,  
20 with the assistance of the Administrative Office of the  
21 Illinois Courts, the auditing guidelines as necessary from  
22 time to time. Revised guidelines shall be available to the  
23 Administrative Office of the Illinois Courts for dissemination  
24 to the county boards and the circuit clerks.

25 (f) The auditing requirements of this Section may be  
26 included in the audit required by Section 6-31003 of the

1 Counties Code.

2 (g) This Section is intended to require a comprehensive  
3 audit of the circuit clerks and to eliminate duplicative  
4 audits of the circuit clerk. The audit performed under this  
5 Section shall be available, upon request, to the public.

6 (Source: P.A. 90-350, eff. 1-1-98; 90-655, eff. 7-30-98.)

7 ARTICLE 999

8 Section 999-99. Effective date. This Act takes effect upon  
9 becoming law.