



Sen. Willie Preston

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10300HB2219sam001

LRB103 03428 JDS 60865 a

1 AMENDMENT TO HOUSE BILL 2219

2 AMENDMENT NO. _____. Amend House Bill 2219 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Metropolitan Water Reclamation District
5 Act is amended by changing Sections 9.6a and 56 as follows:

6 (70 ILCS 2605/9.6a) (from Ch. 42, par. 328.6a)

7 Sec. 9.6a. Bonds for sewage treatment, ~~and~~ water quality,
8 and facility improvements. The corporate authorities of a
9 sanitary district, in order to provide funds required for the
10 replacing, remodeling, completing, altering, constructing and
11 enlarging of sewage treatment works, administrative buildings,
12 water quality improvement projects, distributed renewable
13 energy generation devices, or flood control facilities, and
14 additions therefor, pumping stations, tunnels, conduits,
15 intercepting sewers and outlet sewers, together with the
16 equipment, including air pollution equipment, and

1 appurtenances thereto, to acquire property, real, personal or
2 mixed, necessary for said purposes, for costs and expenses for
3 the acquisition of the sites and rights-of-way necessary
4 thereto, and for engineering expenses for designing and
5 supervising the construction of such works, may issue on or
6 before December 31, 2034, in addition to all other obligations
7 heretofore or herein authorized, bonds, notes or other
8 evidences of indebtedness for such purposes in an aggregate
9 amount at any one time outstanding not to exceed 3.35% of the
10 equalized assessed valuation of all taxable property within
11 the sanitary district, to be ascertained by the last
12 assessment for State and local taxes previous to the issuance
13 of any such obligations. Such obligations shall be issued
14 without submitting the question of such issuance to the legal
15 voters of such sanitary district for approval.

16 The corporate authorities may sell such obligations at
17 private or public sale and enter into any contract or
18 agreement necessary, appropriate or incidental to the exercise
19 of the powers granted by this Act, including, without
20 limitation, contracts or agreements for the sale and purchase
21 of such obligations and the payment of costs and expenses
22 incident thereto. The corporate authorities may pay such costs
23 and expenses, in whole or in part, from the corporate fund.

24 Such obligations shall be issued from time to time only in
25 amounts as may be required for such purposes but the amount of
26 such obligations issued during any one budget year shall not

1 exceed \$150,000,000 plus the amount of any obligations
2 authorized by this Act to be issued during the 3 budget years
3 next preceding the year of issuance but which were not issued,
4 provided, however, that this limitation shall not be
5 applicable (i) to the issuance of obligations to refund bonds,
6 notes or other evidences of indebtedness, (ii) to obligations
7 issued to provide for the repayment of money received from the
8 Water Pollution Control Revolving Fund for the construction or
9 repair of wastewater treatment works, and (iii) to obligations
10 issued as part of the American Recovery and Reinvestment Act
11 of 2009, issued prior to January 1, 2011, that are commonly
12 known as "Build America Bonds" as authorized by Section 54AA
13 of the Internal Revenue Code of 1986, as amended. Each
14 ordinance authorizing the issuance of the obligations shall
15 state the general purpose or purposes for which they are to be
16 issued, and the corporate authorities may at any time
17 thereafter pass supplemental appropriations ordinances
18 appropriating the proceeds from the sale of such obligations
19 for such purposes.

20 Notwithstanding anything to the contrary in Section 9.6 or
21 this Section, and in addition to any other amount of bonds
22 authorized to be issued under this Act, the corporate
23 authorities are authorized to issue from time to time bonds of
24 the district in a principal amount not to exceed \$600,000,000
25 for the purpose of making contributions to the pension fund
26 established under Article 13 of the Illinois Pension Code

1 without submitting the question of issuing bonds to the voters
2 of the District. Any bond issuances under this paragraph are
3 intended to decrease the unfunded liability of the pension
4 fund and shall not decrease the amount of the employer
5 contributions required in any given year under Section 13-503
6 of the Illinois Pension Code.

7 The corporate authorities may issue bonds, notes or other
8 evidences of indebtedness in an amount necessary to provide
9 funds to refund outstanding obligations issued pursuant to
10 this Section, including interest accrued or to accrue thereon.

11 (Source: P.A. 101-302, eff. 1-1-20; 102-707, eff. 4-22-22.)

12 (70 ILCS 2605/56)

13 Sec. 56. Resource recovery.

14 (a) The General Assembly finds that:

15 (1) technological advancements in wastewater treatment
16 have resulted in the ability to capture recovered
17 resources and produce renewable energy resources from
18 material previously discarded;

19 (2) the capture and beneficial reuse of recovered
20 resources and the production of renewable energy resources
21 serves a wide variety of environmental benefits including,
22 but not limited to, improved water quality, reduction of
23 greenhouse gases, reduction of carbon footprint, reduction
24 of landfill usage, reduced usage of hydrocarbon-based
25 fuels, return of nutrients to the food cycle, and reduced

1 water consumption;

2 (3) the district is a leader in the field of
3 wastewater treatment and possesses the expertise and
4 experience necessary to capture and beneficially reuse or
5 prepare for beneficial reuse recovered resources,
6 including renewable energy resources; and

7 (4) the district has the opportunity and ability to
8 change the approach to wastewater treatment from that of a
9 waste material to be disposed of to one of a collection of
10 resources to be recovered, reused, and sold, with the
11 opportunity to provide the district with additional
12 sources of revenue and reduce operating costs.

13 (b) As used in this Section:

14 "Distributed renewable energy generation device" has the
15 meaning given to that term in Section 1-10 of the Illinois
16 Power Agency Act.

17 "Recovered resources" means any material produced by or
18 extracted from the operation of district facilities,
19 including, but not limited to:

20 (1) solids, including solids from the digestion
21 process, semi-solids, or liquid materials;

22 (2) gases, including biogas, carbon dioxide, and
23 methane;

24 (3) nutrients;

25 (4) algae;

26 (5) treated effluent; and

1 (6) thermal energy or hydropower.

2 "Renewable energy facility" shall have the same meaning as
3 a facility defined under Section 5 of the Renewable Energy
4 Production District Act.

5 "Renewable energy resources" means resources as defined
6 under Section 1-10 of the Illinois Power Agency Act.

7 "Resource recovery" means the recovery of material or
8 energy from waste as defined under Section 3.435 of the
9 Illinois Environmental Protection Agency Act.

10 (c) The district may sell or otherwise dispose of
11 recovered resources or renewable energy resources resulting
12 from the operation of district facilities, and may construct,
13 maintain, finance, and operate such activities, facilities,
14 distributed renewable energy generation devices, and other
15 works as are necessary for that purpose.

16 (d) The district may take in materials which are used in
17 the generation of usable products from recovered resources, or
18 which increase the production of renewable energy resources,
19 including, but not limited to food waste, organic fraction of
20 solid waste, commercial or industrial organic wastes, fats,
21 oils, and greases, and vegetable debris.

22 (e) The authorizations granted to the district under this
23 Section shall not be construed as modifying or limiting any
24 other law or regulation. Any actions taken pursuant to the
25 authorities granted in this Section must be in compliance with
26 all applicable laws and regulations, including, but not

1 limited to, the Environmental Protection Act, and rules
2 adopted under that Act.
3 (Source: P.A. 98-731, eff. 7-16-14.)".