

1 AN ACT concerning enterprise zones.

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

4 Section 5. The Illinois Enterprise Zone Act is amended
5 by changing Section 5.3 as follows:

6 (20 ILCS 655/5.3) (from Ch. 67 1/2, par. 608)

7 Sec. 5.3. Certification of Enterprise Zones; Effective
8 date.

9 (a) Approval of designated Enterprise Zones shall be
10 made by the Department by certification of the designating
11 ordinance. The Department shall promptly issue a certificate
12 for each Enterprise Zone upon its approval. The certificate
13 shall be signed by the Director of the Department, shall make
14 specific reference to the designating ordinance, which shall
15 be attached thereto, and shall be filed in the office of the
16 Secretary of State. A certified copy of the Enterprise Zone
17 Certificate, or a duplicate original thereof, shall be
18 recorded in the office of recorder of deeds of the county in
19 which the Enterprise Zone lies.

20 (b) An Enterprise Zone shall be effective upon its
21 certification. The Department shall transmit a copy of the
22 certification to the Department of Revenue, and to the
23 designating municipality or county.

24 Upon certification of an Enterprise Zone, the terms and
25 provisions of the designating ordinance shall be in effect,
26 and may not be amended or repealed except in accordance with
27 Section 5.4.

28 (c) An Enterprise Zone shall be in effect for 30
29 calendar years, or for a lesser number of years specified in
30 the certified designating ordinance. Enterprise Zones shall
31 terminate at midnight of December 31 of the final calendar

1 year of the certified term, except as provided in Section
 2 5.4. ~~In Vermilion County, however, an enterprise zone shall~~
 3 ~~be in effect for 30 calendar years or for a lesser number of~~
 4 ~~years specified in the certified designating ordinance.~~ The
 5 Whiteside County/Carroll County Enterprise Zone, however,
 6 solely with respect to industrial purposes and uses, shall be
 7 in effect for 30 calendar years or for a lesser number of
 8 years specified in the certified designating ordinance.

9 (d) No more than 12 Enterprise Zones may be certified by
 10 the Department in calendar year 1984, no more than 12
 11 Enterprise Zones may be certified by the Department in
 12 calendar year 1985, no more than 13 Enterprise Zones may be
 13 certified by the Department in calendar year 1986, no more
 14 than 15 Enterprise Zones may be certified by the Department
 15 in calendar year 1987, and no more than 20 Enterprise Zones
 16 may be certified by the Department in calendar year 1990. In
 17 other calendar years, no more than 13 Enterprise Zones may be
 18 certified by the Department. The Department may also
 19 designate up to 8 additional Enterprise Zones outside the
 20 regular application cycle if warranted by the extreme
 21 economic circumstances as determined by the Department. The
 22 Department may also designate one additional Enterprise Zone
 23 outside the regular application cycle if an aircraft
 24 manufacturer agrees to locate an aircraft manufacturing
 25 facility in the proposed Enterprise Zone. Notwithstanding
 26 any other provision of this Act, no more than 89 Enterprise
 27 Zones may be certified by the Department for the 10 calendar
 28 years commencing with 1983. The 7 additional Enterprise Zones
 29 authorized by Public Act 86-15 shall not lie within
 30 municipalities or unincorporated areas of counties that abut
 31 or are contiguous to Enterprise Zones certified pursuant to
 32 this Section prior to June 30, 1989. The 7 additional
 33 Enterprise Zones (excluding the additional Enterprise Zone
 34 which may be designated outside the regular application

1 cycle) authorized by Public Act 86-1030 shall not lie within
2 municipalities or unincorporated areas of counties that abut
3 or are contiguous to Enterprise Zones certified pursuant to
4 this Section prior to February 28, 1990. Beginning in
5 calendar year 2002 and until December 31, 2006, a total of 5
6 additional enterprise zones may be certified by the
7 Department. In any calendar year, the Department may not
8 certify more than 3 Zones located within the same
9 municipality. The Department may certify Enterprise Zones in
10 each of the 10 calendar years commencing with 1983. The
11 Department may not certify more than a total of 18 Enterprise
12 Zones located within the same county (whether within
13 municipalities or within unincorporated territory) for the 10
14 calendar years commencing with 1983. Thereafter, the
15 Department may not certify any additional Enterprise Zones,
16 but may amend and rescind certifications of existing
17 Enterprise Zones in accordance with Section 5.4.

18 (e) Notwithstanding any other provision of law, if (i)
19 the county board of any county in which a current military
20 base is located, in part or in whole, or in which a military
21 base that has been closed within 20 years of the effective
22 date of this amendatory Act of 1998 is located, in part or in
23 whole, adopts a designating ordinance in accordance with
24 Section 5 of this Act to designate the military base in that
25 county as an enterprise zone and (ii) the property otherwise
26 meets the qualifications for an enterprise zone as prescribed
27 in Section 4 of this Act, then the Department may certify the
28 designating ordinance or ordinances, as the case may be.

29 (Source: P.A. 90-657, eff. 7-30-98; 91-567, eff. 8-14-99;
30 91-937, eff. 1-11-01; revised 1-15-01.)