

# SB2147



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB2147

Introduced 2/10/2023, by Sen. Meg Loughran Cappel

### SYNOPSIS AS INTRODUCED:

65 ILCS 5/8-4-27

Amends the Illinois Municipal Code. Extends the date that the Municipal Water and Wastewater Funding Study Committee is required to report its findings and recommendations to the Governor and General Assembly to September 30, 2023 (from January 31, 2023). Effective immediately.

LRB103 25920 AWJ 52271 b

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Illinois Municipal Code is amended by  
5 changing Section 8-4-27 as follows:

6 (65 ILCS 5/8-4-27)

7 (Section scheduled to be repealed on January 1, 2024)

8 Sec. 8-4-27. Municipal Water and Wastewater Funding Study  
9 Committee.

10 (a) The Municipal Water and Wastewater Funding Study  
11 Committee is established.

12 (b) The Committee shall be comprised of the following  
13 members, and the appointed members of the Committee shall be  
14 appointed to the Committee no later than 30 days after May 13,  
15 2022 (the effective date of Public Act 102-865) ~~this~~  
16 ~~amendatory Act of the 102nd General Assembly:~~

17 (1) ~~1)~~ The Governor, or his or her designee, who shall  
18 serve as chairperson.

19 (2) The Director of the Illinois Environmental  
20 Protection Agency, or his or her designee.

21 (3) One member appointed by the President of the  
22 Senate.

23 (4) One member appointed by the Minority Leader of the

1 Senate.

2 (5) One member appointed by the Speaker of the House  
3 of Representatives.

4 (6) One member appointed by the Minority Leader of the  
5 House of Representatives.

6 (7) Members appointed by the Director of the Illinois  
7 Environmental Protection Agency as follows:

8 (A) one member who is a representative of a  
9 publicly owned ~~publicly owned~~ drinking water or  
10 wastewater utility with a service population of 25,000  
11 or less;

12 (B) one member who is a representative of a  
13 publicly owned ~~publicly owned~~ drinking water or  
14 wastewater utility with a service population over  
15 25,000 people to 125,000 people;

16 (C) one member who is a representative of a  
17 publicly owned ~~publicly owned~~ drinking water or  
18 wastewater utility with a service population over  
19 125,000 people;

20 (D) one member who is a representative of a  
21 statewide organization representing wastewater  
22 agencies; and

23 (E) one member who is a representative of a  
24 statewide organization representing drinking water  
25 agencies.

26 The Committee shall meet at the call of the chair. Committee

1 members shall serve without compensation. If a vacancy occurs  
2 in the Committee membership, the vacancy shall be filled in  
3 the same manner as the original appointment for the remainder  
4 of the Committee.

5 (c) The Committee shall study and make recommendations  
6 concerning any needed modifications to Illinois Environmental  
7 Protection Agency and Illinois Pollution Control Board  
8 regulations and policies as they relate to municipal water and  
9 wastewater funding to ensure that the State's revolving loan  
10 fund programs account for and prioritize the following  
11 principles, to the fullest extent allowed by federal law:

12 (1) A community shall not be deemed ineligible for  
13 disadvantaged community status based on size or service  
14 area of any size, with regard to special rates, loan  
15 terms, and eligibility for loan or grant funds.

16 (2) In determining whether a community is  
17 disadvantaged, consideration should be given to impacts of  
18 funding on water and wastewater expenses for low-income  
19 populations.

20 (3) In determining whether a community is eligible for  
21 funds and special rates or loan terms, environmental  
22 justice concepts should be considered.

23 (4) In determining how funding is allocated, a  
24 community facing water supply shortages should be  
25 considered a high priority based on urgency of need.

26 (5) The funding programs should promote formation and

1 implementation of regional water partnerships.

2 (6) Targeted funding should be provided for addressing  
3 emerging contaminants, including PFAS.

4 (7) In determining eligibility for assistance, the  
5 role that the State revolving fund programs play for small  
6 communities should be understood and fully considered.

7 (8) Any recommendations for changes to the programs  
8 must be fully consistent with federal law and must not  
9 adversely affect any community's eligibility for loans  
10 under federal law.

11 (d) The Committee shall prepare a report that summarizes  
12 its work and makes recommendations resulting from its study.  
13 The Committee shall submit the report of its findings and  
14 recommendations to the Governor and the General Assembly no  
15 later than September 30 ~~January 31~~, 2023. Once the Committee  
16 has submitted the report to the General Assembly and Governor,  
17 the Committee is dissolved.

18 (e) ~~(f)~~ This Section is repealed on January 1, 2024.

19 (Source: P.A. 102-865, eff. 5-13-22; revised 8-23-22.)

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.