

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 Sports Facilities Authority Act is
5 amended by changing Section 2 and by adding Section 9.5 as
6 follows:

7 (70 ILCS 3205/2) (from Ch. 85, par. 6002)

8 Sec. 2. Definitions; general provisions. In this Act the
9 following words have the meanings indicated:

10 (A) "Authority" means the Illinois Sports Facilities
11 Authority.

12 (B) "Facility" means:

13 (1) Stadiums, arenas, or other structures for the
14 holding of athletic contests and other events and
15 gatherings, including, without limitation, baseball,
16 football, ~~and~~ automobile racing, and all professional
17 sports; musical, dramatic and other artistic, cultural, or
18 social events; public meetings; and other public events;
19 and

20 (2) Practice fields, or other areas where professional
21 sports teams and other sports teams may practice or
22 perform.

23 (3) "Facility" also means the following types of

1 property if that property is related to or located near an
2 item listed in paragraphs (1) and (2) of subsection (B) of
3 this Section:

4 (i) Offices, parking lots and garages, access
5 roads, streets, intersections, highway interchanges,
6 pedestrian walkways, tunnels, and bridges,
7 transportation facilities, monuments, restaurants,
8 stores, and other facilities providing goods and
9 services to persons attending meetings, contests,
10 gatherings or events at the facility;

11 (ii) Other recreation areas and recreational
12 facilities;

13 (iii) Other property or structures including all
14 fixtures, furnishings, and appurtenances normally
15 associated with such facilities; and

16 (iv) Landscaping, parks, and open spaces.

17 (C) "Governmental Owner" means a body politic, public
18 corporation, political subdivision, unit of local government,
19 or municipality formed under the laws of the State of
20 Illinois, including, without limitation, the Chicago Park
21 District, that owns or is to own a facility located within the
22 corporate limits of the Authority described in Section 11 of
23 this Act and to which the Authority provides financial
24 assistance. Where the title to all or any part of a facility is
25 held by a public building commission because the public
26 building commission has financed, under the authority of the

1 Public Building Commission Act, the acquisition of real estate
2 or the construction, acquisition, or enlargement of
3 improvements to real estate, or both, for any body politic,
4 public corporation, political subdivision, unit of local
5 government, or municipality formed under the laws of the State
6 of Illinois, the term "governmental owner" when used with
7 respect to that facility means the body politic, public
8 corporation, political subdivision, unit of local government,
9 or municipality rather than the public building commission.

10 (D) "Management Agreement" means a legally binding
11 contract between the Authority and a tenant of a facility
12 owned by the Authority, which contains at least the following
13 provisions:

14 (1) a provision requiring the tenant to conduct its
15 complete regular home season schedule and any home playoff
16 events in the facility;

17 (2) a provision requiring the tenant to provide
18 routine maintenance of and to operate the facility with
19 its personnel or contractors;

20 (3) a provision requiring the tenant to advertise and
21 promote events it conducts at the facility;

22 (4) a provision requiring the tenant to operate or
23 contract for concessions for the patrons of the facility,
24 including a stadium club and restaurant where food and
25 beverages will be served; and

26 (5) a provision permitting the Authority or its

1 designee to hold other events in any such facility owned
2 by the Authority at such times as shall not unreasonably
3 interfere with the use of that facility by the tenant.

4 (E) "Assistance Agreement" means one or more legally
5 binding contracts, with respect to a facility for which the
6 Authority is to provide financial assistance as provided in
7 this Act, to which the Authority and a governmental owner of a
8 facility or its tenant, or both, and any other appropriate
9 persons are parties, which may be in the form of an
10 intergovernmental agreement.

11 (F) "Financial Assistance" means the use by the Authority,
12 pursuant to an assistance agreement, of its powers under this
13 Act, including, without limitation, the power to borrow money,
14 to issue bonds and notes, to impose an occupation tax as
15 provided in Section 19 of this Act and to receive and expend
16 the proceeds of that tax, to assist a governmental owner or its
17 tenant, or both, with one or more of the following: designing,
18 developing, establishing, constructing, erecting, acquiring,
19 repairing, reconstructing, renovating, remodeling, adding to,
20 extending, improving, equipping, operating, and maintaining a
21 facility owned or to be owned by the governmental owner.

22 (G) "Tenant" means any person with which a governmental
23 owner or the Authority has entered into an agreement for the
24 use by a professional sports team or other sports team of any
25 facility. Such an agreement may be a management agreement or
26 an assistance agreement or may be a lease of or a license,

1 permit, or similar agreement with respect to the use of a
2 facility by such team for such period as shall be agreed upon
3 by the person and the governmental owner or the Authority, as
4 the case may be.

5 (Source: P.A. 91-935, eff. 6-1-01.)

6 (70 ILCS 3205/9.5 new)

7 Sec. 9.5. Unlawful discrimination prohibited. A person
8 employed by or acting on behalf of the Authority may not engage
9 in unlawful discrimination, as defined in the Illinois Human
10 Rights Act, with respect to programs or activities that are
11 offered at facilities that are funded under this Act,
12 including facilities established or supported by bonds issued
13 under this Act.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.