



Sen. Sara Feigenholtz

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10400SB2785sam001

LRB104 16790 RTM 34757 a

1 AMENDMENT TO SENATE BILL 2785

2 AMENDMENT NO. _____. Amend Senate Bill 2785 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 5-46025 as follows:

6 (55 ILCS 5/5-46025)

7 (This Section may contain text from a Public Act with a
8 delayed effective date)

9 Sec. 5-46025. Applicability.

10 (a) As used in this Section: τ

11 "Shared ~~shared~~ roof" means any roof that (i) serves more
12 than one unit, including, but not limited to, a contiguous
13 roof serving adjacent units, or (ii) is part of the common
14 elements or common area of a unit. "Shared roof" does not
15 include a roof that serves townhouses.

16 "Townhouse" means a privately owned single-family dwelling

1 unit that is attached to but separated from other privately
2 owned single-family dwelling units by a common party wall that
3 has no doors, windows, or other means of human passage or
4 visibility.

5 (b) This Division shall not apply to any building that:

6 (1) is greater than 60 feet in height; or

7 (2) has a shared roof.

8 (c) Notwithstanding subsection (b) of this Section, this
9 Division shall apply to any building with a shared roof:

10 (1) where the solar energy system is located entirely
11 within that portion of the shared roof that is owned and
12 maintained by the property owner;

13 (2) where all property owners sharing the shared roof
14 are in agreement to install a solar energy system; or

15 (3) to the extent this Division applies to low-voltage
16 solar-powered devices.

17 (Source: P.A. 104-458, eff. 6-1-26.)

18 Section 10. The Illinois Municipal Code is amended by
19 changing Section 11-15.5-25 as follows:

20 (65 ILCS 5/11-15.5-25)

21 (This Section may contain text from a Public Act with a
22 delayed effective date)

23 Sec. 11-15.5-25. Applicability.

24 (a) As used in this Section: τ

1 "Shared ~~shared~~ roof" means any roof that (i) serves more
2 than one unit, including, but not limited to, a contiguous
3 roof serving adjacent units, or (ii) is part of the common
4 elements or common area of a unit. "Shared roof" does not
5 include a roof that serves townhouses.

6 "Townhouse" means a privately owned single-family dwelling
7 unit that is attached to but separated from other privately
8 owned single-family dwelling units by a common party wall that
9 has no doors, windows, or other means of human passage or
10 visibility.

11 (b) This Division shall not apply to any building that:

- 12 (1) is greater than 60 feet in height; or
13 (2) has a shared roof.

14 (c) Notwithstanding subsection (b) of this Section, this
15 Division shall apply to any building with a shared roof:

16 (1) where the solar energy system is located entirely
17 within that portion of the shared roof owned and
18 maintained by the property owner;

19 (2) where all property owners sharing the shared roof
20 are in agreement to install a solar energy system; or

21 (3) to the extent this Division applies to low-voltage
22 solar-powered devices.

23 (Source: P.A. 104-458, eff. 6-1-26.)".