



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB3418

by Rep. Sonya M. Harper

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Counties Code and Illinois Municipal Code. Provides that a county or municipality may create an urban agricultural zones (UAZ) composed of organizations or persons who grow produce or other agricultural products; who raise livestock or poultry; who process livestock or poultry; or that sell a minimum of 75% locally grown food. Provides for the creation of a UAZ board to advise the county board, county board of commissioners, or corporate authorities of a municipality on UAZs. Provides for UAZ application requirements, including the number of jobs to be created, the types of products to be produced, and if applying for a vending UAZ, the ability to accept food stamps under the provisions of the Supplemental Nutrition Assistance Program if selling products to consumers. Provides for county and municipal public hearing and notice requirements before adoption of an ordinance to establish a UAZ. Provides that property taxes on property located within a UAZ shall not be increased, if so provided in the UAZ ordinance, for a period of up to 25 years. Provides that sales tax amounts received from the sale of agricultural products sold in a UAZ shall be deposited in the Urban Agricultural Zone Fund and specifies distribution to the county, municipality, or school districts under specified circumstances. Allows for wholesale water rates and a reduction in water connection charges for property in a UAZ. Amends the State Finance Act making conforming changes.

LRB100 10990 AWJ 21229 b

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

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 1. The State Finance Act is amended by adding  
5 Section 5.878 to Article 5 as follows:

6 (30 ILCS 105/5.878 new)

7 Sec. 5.878. The Urban Agricultural Zone Fund.

8 Section 5. The Counties Code is amended by adding Division  
9 5-45 as follows:

10 (55 ILCS 5/Div. 5-45 heading new)

11 Division 5-45. County Urban Agricultural Zones

12 (55 ILCS 5/5-45005 new)

13 Sec. 5-45005. Definitions. As used in this Division:

14 "Agricultural products" means an agricultural,  
15 horticultural, viticultural, or vegetable product either in  
16 its natural or processed state, that has been produced,  
17 processed, or otherwise had value added to it in this State.  
18 "Agricultural products" includes, but is not limited to,  
19 growing of grapes that will be processed into wine; bees;  
20 honey; fish or other aquacultural product; planting seed;

1 livestock or livestock product; forestry product; and poultry  
2 or poultry product.

3 "Aquaculture" and "aquatic products" have the meanings  
4 given to those terms in Section 4 of the Aquaculture  
5 Development Act.

6 "Blighted area" means that portion of the county within  
7 which the county board determines that by reason of age,  
8 obsolescence, inadequate or outmoded design, or physical  
9 deterioration have become economic and social liabilities, and  
10 that these conditions are conducive to ill health, transmission  
11 of disease, crime, or inability to pay reasonable taxes.

12 "Department" means the Department of Agriculture.

13 "Domesticated animal" means cattle; calves; sheep; swine;  
14 ratite birds, including, but not limited to, ostrich and emu;  
15 llamas; alpaca; buffalo; elk documented as obtained from a  
16 legal source and not from the wild; goats; horses and other  
17 equines; or rabbits raised in confinement for human  
18 consumption.

19 "Grower UAZ" means a type of UAZ:

20 (1) that can either grow produce, raise livestock, or  
21 produce other value added agricultural products; and

22 (2) that does not exceed fifty laying hens, six hundred  
23 fifty broiler chickens, or thirty domesticated animals.

24 "Livestock" means cattle; calves; sheep; swine; ratite  
25 birds including but not limited to ostrich and emu; aquatic  
26 products obtained through aquaculture; llamas; alpaca;

1 buffalo; elk documented as obtained from a legal source and not  
2 from the wild; goats; horses and other equines; or rabbits  
3 raised in confinement for human consumption.

4 "Locally grown" means a product that was grown or raised in  
5 the same county or adjoining county in which the UAZ is  
6 located.

7 "Meat" means any edible portion of livestock or poultry  
8 carcass.

9 "Meat product" means anything containing meat intended for  
10 or capable of use for human consumption, which is derived, in  
11 whole or in part, from livestock or poultry.

12 "Poultry" means any domesticated bird intended for human  
13 consumption.

14 "Processing UAZ" means a type of UAZ:

15 (1) that processes livestock or poultry for human  
16 consumption;

17 (2) that meets federal and State processing laws and  
18 standards; or

19 (3) is a qualifying small business approved by the  
20 Department.

21 "Public colleges and universities" has the meaning given to  
22 that term in Section 5 of the Higher Education Veterans Service  
23 Act.

24 "Sales tax amounts" means the amount of taxes paid under  
25 the Retailers' Occupation Tax Act, Use Tax Act, Service Use Tax  
26 Act, the Service Occupation Tax Act, the Municipal Retailers'

1 Occupation Tax Act, and the Municipal Service Occupation Tax  
2 Act by retailers and servicemen on transactions at places  
3 located in a UAZ.

4 "Qualifying small business" means those enterprises which  
5 are established within an Urban Agricultural Zone subsequent to  
6 its creation, and which meet the definition established for the  
7 federal Small Business Administration and set forth in Section  
8 121.301 of Part 121 of Title 13 of the Code of Federal  
9 Regulations.

10 "Value added agricultural products" means any product or  
11 products that are the result of:

12 (1) using an agricultural product grown in this State  
13 to produce a meat or dairy product in this State;

14 (2) a change in the physical state or form of the  
15 original agricultural product;

16 (3) an agricultural product grown in this State which  
17 has had its value enhanced by special production methods  
18 such as organically grown products; or

19 (4) a physical segregation of a commodity or  
20 agricultural product grown in this State that enhances its  
21 value such as identity preserved marketing systems.

22 "Urban agricultural zone" or "UAZ" means a zone within a  
23 metropolitan statistical area, as defined by the United States  
24 Office of Budget and Management, that has one or more of the  
25 following entities that is a qualifying small businesses, and  
26 approved by the Department, as follows:

1           (1) any organization or person who grows produce or  
2           other agricultural products;

3           (2) any organization or person that raises livestock or  
4           poultry;

5           (3) any organization or person who processes livestock  
6           or poultry; or

7           (4) any organization that sells at a minimum 75%  
8           locally grown food.

9           "Vending UAZ" means a type of UAZ:

10           (1) that sells produce, meat, or value added locally  
11           grown agricultural goods;

12           (2) that is able to accept food stamps under the  
13           provisions of the Supplemental Nutrition Assistance  
14           Program as a form of payment; and

15           (3) is a qualifying small business that is approved by  
16           the Department for a UAZ vendor license.

17           (55 ILCS 5/5-45010 new)

18           Sec. 5-45010. Urban agricultural zone board.

19           (a) The county board or county board of commissioners of  
20           any county planning to seek designation of an urban  
21           agricultural zone shall establish an urban agricultural zone  
22           board. There shall be 7 members on the board. One member of the  
23           board shall be appointed by the school district or districts  
24           located within the area proposed for designation as an urban  
25           agricultural zone. Two members of the board shall be appointed

1 by other affected taxing units of local government. The  
2 remaining 4 members shall be appointed by the county executive,  
3 or if no county executive, then the county board. The 4 members  
4 chosen by the county executive or county board shall all be  
5 residents of the county in which the UAZ is to be located, and  
6 at least one of the 4 members shall have experience in or  
7 represent an organization associated with sustainable  
8 agriculture, urban farming, community gardening, or any of the  
9 activities or products authorized by this Division for UAZs.

10 (b) The school district member and the 2 affected taxing  
11 unit of local government members shall each have initial terms  
12 of 5 years. Of the 4 members appointed by the county executive  
13 or county board, 2 shall have initial terms of 4 years, and 2  
14 shall have initial terms of 3 years. Thereafter, members shall  
15 serve terms of 5 years. Each member shall hold office until a  
16 successor has been appointed. All vacancies shall be filled in  
17 the same manner as the original appointment. For inefficiency,  
18 neglect of duty, or misconduct in office, a member of the board  
19 may be removed by the applicable appointing authority.

20 (c) The members of the board annually shall elect a chair  
21 from among the members.

22 (d) A majority of the members shall constitute a quorum of  
23 the board for the purpose of conducting business and exercising  
24 the powers of the board and for all other purposes. Action may  
25 be taken by the board upon a vote of a majority of the members  
26 present.

1       (e) The role of the board shall be to conduct the  
2 activities necessary to advise the county board or county board  
3 of commissioners on the designation of an urban agricultural  
4 zone and any other advisory duties as determined by the county  
5 board or county board of commissioners. The role of the board  
6 after the designation of an urban agricultural zone shall be  
7 review and assessment of zone activities.

8           (55 ILCS 5/5-45015 new)

9       Sec. 5-45015. Application for an urban agricultural zone;  
10 review; dissolution.

11       (a) A person or organization may submit to the county clerk  
12 an application to develop a UAZ in a blighted area. The  
13 application shall demonstrate or identify on the application:

14           (1) if the person or organization is a grower UAZ,  
15 processing UAZ, vending UAZ, or a combination of all three  
16 types of UAZs in which case the person or organization  
17 shall meet the requirements of each type of UAZ in order to  
18 qualify;

19           (2) the number of jobs to be created;

20           (3) the types of products to be produced; and

21           (4) if applying for a vending UAZ, the ability to  
22 accept food stamps under the provisions of the Supplemental  
23 Nutrition Assistance Program if selling products to  
24 consumers.

25       (b) A county shall review and modify the application as



1 necessary before either approving or denying the request to  
2 establish a UAZ.

3 (c) Approval of the UAZ by a county shall be reviewed 5 and  
4 10 years after the development of the UAZ. After 25 years, the  
5 UAZ shall dissolve. If the county finds during its review that  
6 the UAZ is not meeting the requirements set out in this  
7 Division, the county may dissolve the UAZ by ordinance or  
8 resolution.

9 (55 ILCS 5/5-45020 new)

10 Sec. 5-45020. Notice and public hearing; urban  
11 agricultural zone ordinance. Prior to the adoption of an  
12 ordinance designating an urban agricultural zone, the urban  
13 agricultural board shall fix a time and place for a public  
14 hearing and notify each taxing unit of local government located  
15 wholly or partially within the boundaries of the proposed urban  
16 agricultural zone. The board shall send, by certified mail, a  
17 notice of the hearing to all taxing units of local government  
18 and shall publish notice of such hearing in a newspaper of  
19 general circulation in the area to be affected by the  
20 designation at least 20 days prior to the hearing but not more  
21 than 30 days prior to the hearing. The notice shall state the  
22 time, location, date, and purpose of the hearing. At the public  
23 hearing, any interested person or affected taxing unit of local  
24 government may file with the board written objections or  
25 comments and may be heard orally in respect to, any issues

1 embodied in the notice. The board shall hear and consider all  
2 objections, comments, and other evidence presented at the  
3 hearing. The hearing may be continued to another date without  
4 further notice other than a motion to be entered upon the  
5 minutes fixing the time and place of the subsequent hearing.

6 Following the conclusion of the public hearing required  
7 under this Section, the county board or county board of  
8 commissioners may adopt an ordinance designating an urban  
9 agricultural zone.

10 A county UAZ may not overlap a municipal UAZ established  
11 under Division 15.4 of Article 11 of the Illinois Municipal  
12 Code.

13 (55 ILCS 5/5-45025 new)

14 Sec. 5-45025. Taxation of property; water rates and  
15 charges.

16 (a) Real property located within a UAZ shall not be subject  
17 to assessment or payment of ad valorem taxes on real property  
18 imposed by the State or any unit of local government for a  
19 period of tax abatement of up to 25 years as specified by  
20 ordinance under Section 5-45020 except in an amount not greater  
21 than the amount of taxes assessed in the levy year immediately  
22 preceding the levy year during which the UAZ was designated.  
23 The amounts of the tax assessed shall not be increased during  
24 the period stated in the ordinance as long as the real property  
25 is used in furtherance of the activities provided under this

1 Division. At the conclusion of the period of abatement provided  
2 by the ordinance, the property shall then be reassessed. If  
3 only a portion of real property is used as a UAZ, then only  
4 that portion of real property shall be exempt from assessment  
5 or payment of ad valorem taxes on the property as provided by  
6 this Section.

7 (b) Any sales tax amounts received from the sale of  
8 agricultural products sold in the UAZ shall be deposited in the  
9 Urban Agricultural Zone Fund established in Section 5-45030 of  
10 this Division. An amount equal to 1% shall be retained by the  
11 Director of the Department of Revenue for deposit in the  
12 General Revenue Fund to offset the costs of collection.

13 (c) Any entity providing water to the UAZ may authorize a  
14 grower UAZ to (1) pay wholesale water rates, if available, or  
15 (2) pay 50% of the standard connection charge.

16 (55 ILCS 5/5-45030 new)

17 Sec. 5-45030. The Urban Agricultural Zone Fund.

18 (a) The Urban Agricultural Zone Fund, a special fund  
19 created in the State treasury, shall consist of moneys  
20 collected under subsection (b) of Section 5-45025 of this  
21 Division and Section 11-15.4-25 of Division 15.4 of Article 11  
22 of the Illinois Municipal Code. Except as provided for in  
23 subsection (b), the Comptroller shall order transferred before  
24 the end of each quarter of the fiscal year, and the Treasurer  
25 shall transfer, an amount equal to the moneys collected from

1 county UAZs within the previous quarter.

2 (b) A school district or school districts inside a UAZ may  
3 apply to the Department for money in the fund to be used for  
4 the development of curriculum on or the implementation of urban  
5 farming practices under the guidance of a public college or  
6 university. The funds are to be distributed on a competitive  
7 basis within the school district or districts in which the UAZ  
8 is located pursuant to rules published by the Department, with  
9 special consideration given to the relative number of students  
10 eligible for free and reduced-price lunches attending the  
11 schools within the district or districts. The Department may  
12 designate up to 10% of moneys from quarterly sales tax amounts  
13 in the Agricultural Zone Fund to school districts under this  
14 subsection (b). The Department shall notify the Comptroller of  
15 any moneys awarded to a school district under this subsection  
16 (b) no later than 14 days before the end of each quarter and  
17 the Comptroller shall reduce the amount ordered transferred to  
18 the county by that amount.

19 (55 ILCS 5/5-45035 new)

20 Sec. 5-45035. Severability. The provisions of this  
21 Division are severable under Section 1.31 of the Statute on  
22 Statutes.

23 Section 10. The Illinois Municipal Code is amended by  
24 adding Division 15.4 to Article 11 as follows:

1 (65 ILCS 5/Art. 11 Div. 15.4 heading new)

2 DIVISION 15.4. MUNICIPAL URBAN AGRICULTURAL ZONES

3 (65 ILCS 5/11-15.4-5 new)

4 Sec. 11-15.4-5. Definitions. As used in this Division:

5 "Agricultural products" means an agricultural,  
6 horticultural, viticultural, or vegetable product either in  
7 its natural or processed state, that has been produced,  
8 processed, or otherwise had value added to it in this State.

9 "Agricultural products" includes, but is not limited to,  
10 growing of grapes that will be processed into wine; bees;  
11 honey; fish or other aquacultural product; planting seed;  
12 livestock or livestock product; forestry product; and poultry  
13 or poultry product.

14 "Aquaculture" and "aquatic products" have the meanings  
15 given to those terms in Section 4 of the Aquaculture  
16 Development Act.

17 "Blighted area" means that portion of a municipality within  
18 which the corporate authorities of the municipality determines  
19 that by reason of age, obsolescence, inadequate or outmoded  
20 design, or physical deterioration have become economic and  
21 social liabilities, and that these conditions are conducive to  
22 ill health, transmission of disease, crime, or inability to pay  
23 reasonable taxes.

24 "Department" means the Department of Agriculture.

1       "Domesticated animal" means cattle; calves; sheep; swine;  
2       ratite birds, including, but not limited to, ostrich and emu;  
3       llamas; alpaca; buffalo; elk documented as obtained from a  
4       legal source and not from the wild; goats; horses and other  
5       equines; or rabbits raised in confinement for human  
6       consumption.

7       "Grower UAZ" means a type of UAZ:

8               (1) that can either grow produce, raise livestock, or  
9               produce other value added agricultural products; and

10              (2) that does not exceed fifty laying hens, six hundred  
11              fifty broiler chickens, or thirty domesticated animals.

12       "Livestock" means cattle; calves; sheep; swine; ratite  
13       birds including but not limited to ostrich and emu; aquatic  
14       products obtained through aquaculture; llamas; alpaca;  
15       buffalo; elk documented as obtained from a legal source and not  
16       from the wild; goats; horses and other equines; or rabbits  
17       raised in confinement for human consumption.

18       "Locally grown" means a product that was grown or raised in  
19       the same county or adjoining county in which the UAZ is  
20       located.

21       "Meat" means any edible portion of livestock or poultry  
22       carcass.

23       "Meat product" means anything containing meat intended for  
24       or capable of use for human consumption, which is derived, in  
25       whole or in part, from livestock or poultry.

26       "Poultry" means any domesticated bird intended for human

1 consumption.

2 "Processing UAZ" means a type of UAZ:

3 (1) that processes livestock or poultry for human  
4 consumption;

5 (2) that meets federal and State processing laws and  
6 standards; or

7 (3) is a qualifying small business approved by the  
8 Department.

9 "Public colleges and universities" has the meaning given to  
10 that term in Section 5 of the Higher Education Veterans Service  
11 Act.

12 "Sales tax amounts" means the amount of taxes paid under  
13 the Retailers' Occupation Tax Act, Use Tax Act, Service Use Tax  
14 Act, the Service Occupation Tax Act, the Municipal Retailers'  
15 Occupation Tax Act, and the Municipal Service Occupation Tax  
16 Act by retailers and servicemen on transactions at places  
17 located in a UAZ.

18 "Qualifying small business" means those enterprises which  
19 are established within an Urban Agricultural Zone subsequent to  
20 its creation, and which meet the definition established for the  
21 federal Small Business Administration and set forth in Section  
22 121.301 of Part 121 of Title 13 of the Code of Federal  
23 Regulations.

24 "Value added agricultural products" means any product or  
25 products that are the result of:

26 (1) using an agricultural product grown in this State

1 to produce a meat or dairy product in this State;

2 (2) a change in the physical state or form of the  
3 original agricultural product;

4 (3) an agricultural product grown in this State which  
5 has had its value enhanced by special production methods  
6 such as organically grown products; or

7 (4) a physical segregation of a commodity or  
8 agricultural product grown in this State that enhances its  
9 value such as identity preserved marketing systems.

10 "Urban agricultural zone" or "UAZ" means a zone within a  
11 metropolitan statistical area, as defined by the United States  
12 Office of Budget and Management, which has one or more of the  
13 following entities that is a qualifying small businesses, and  
14 approved by the Department, as follows:

15 (1) any organization or person who grows produce or  
16 other agricultural products;

17 (2) any organization or person that raises livestock or  
18 poultry;

19 (3) any organization or person who processes livestock  
20 or poultry; or

21 (4) any organization that sells at a minimum 75%  
22 locally grown food.

23 "Vending UAZ" means a type of UAZ:

24 (1) that sells produce, meat, or value added locally  
25 grown agricultural goods;

26 (2) that is able to accept food stamps under the



1 provisions of the Supplemental Nutrition Assistance  
2 Program as a form of payment; and

3 (3) is a qualifying small business that is approved by  
4 the Department for a UAZ vendor license.

5 (65 ILCS 5/11-15.4-10 new)

6 Sec. 11-15.4-10. Urban agricultural zone board.

7 (a) The corporate authorities of a municipality planning to  
8 seek designation of an urban agricultural zone shall establish  
9 an urban agricultural zone board. There shall be 7 members on  
10 the board. One member of the board shall be appointed by the  
11 school district or districts located within the area proposed  
12 for designation as an urban agricultural zone. Two members of  
13 the board shall be appointed by other affected taxing units of  
14 local government. The remaining 4 members shall be appointed by  
15 the president or mayor of the municipality. The 4 members  
16 chosen by the president or mayor shall all be residents of the  
17 municipality in which the UAZ is to be located, and at least  
18 one of the 4 members shall have experience in or represent an  
19 organization associated with sustainable agriculture, urban  
20 farming, community gardening, or any of the activities or  
21 products authorized by this Division for UAZs.

22 (b) The school district member and the 2 affected taxing  
23 unit of local government members shall each have initial terms  
24 of 5 years. Of the 4 members appointed by the president or  
25 mayor, 2 shall have initial terms of 4 years, and 2 shall have

1 initial terms of 3 years. Thereafter, members shall serve terms  
2 of 5 years. Each member shall hold office until a successor has  
3 been appointed. All vacancies shall be filled in the same  
4 manner as the original appointment. For inefficiency, neglect  
5 of duty, or misconduct in office, a member of the board may be  
6 removed by the applicable appointing authority.

7 (c) The members of the board annually shall elect a chair  
8 from among the members.

9 (d) A majority of the members shall constitute a quorum of  
10 the board for the purpose of conducting business and exercising  
11 the powers of the board and for all other purposes. Action may  
12 be taken by the board upon a vote of a majority of the members  
13 present.

14 (e) The role of the board shall be to conduct the  
15 activities necessary to advise the corporate authorities of the  
16 municipality on the designation of an urban agricultural zone  
17 and any other advisory duties as determined by the corporate  
18 authorities of the municipality. The role of the board after  
19 the designation of an urban agricultural zone shall be review  
20 and assessment of zone activities.

21 (65 ILCS 5/11-15.4-15 new)

22 Sec. 11-15.4-15. Application for an urban agricultural  
23 zone; review; dissolution.

24 (a) A person or organization may submit to the municipal  
25 clerk an application to develop a UAZ in a blighted area. The

1 application shall demonstrate or identify on the application:

2 (1) if the person or organization is a grower UAZ,  
3 processing UAZ, vending UAZ, or a combination of all three  
4 types of UAZs in which case the person or organization  
5 shall meet the requirements of each type of UAZ in order to  
6 qualify;

7 (2) the number of jobs to be created;

8 (3) the types of products to be produced; and

9 (4) if applying for a vending UAZ, the ability to  
10 accept food stamps under the provisions of the Supplemental  
11 Nutrition Assistance Program if selling products to  
12 consumers.

13 (b) A municipality shall review and modify the application  
14 as necessary before either approving or denying the request to  
15 establish a UAZ.

16 (c) Approval of the UAZ by a municipality shall be reviewed  
17 5 and 10 years after the development of the UAZ. After 25  
18 years, the UAZ shall dissolve. If the municipality finds during  
19 its review that the UAZ is not meeting the requirements set out  
20 in this Division, the municipality may dissolve the UAZ by  
21 ordinance or resolution.

22 (65 ILCS 5/11-15.4-20 new)

23 Sec. 11-15.4-20. Notice and public hearing; urban  
24 agricultural zone ordinance. Prior to the adoption of an  
25 ordinance designating an urban agricultural zone, the urban

1 agricultural zone board shall fix a time and place for a public  
2 hearing and notify each taxing unit of local government located  
3 wholly or partially within the boundaries of the proposed urban  
4 agricultural zone. The board shall send, by certified mail, a  
5 notice of the hearing to all taxing units of local government  
6 and shall publish notice of such hearing in a newspaper of  
7 general circulation in the area to be affected by the  
8 designation at least 20 days prior to the hearing but not more  
9 than 30 days prior to the hearing. The notice shall state the  
10 time, location, date, and purpose of the hearing. At the public  
11 hearing, any interested person or affected taxing unit of local  
12 government may file with the board written objections or  
13 comments and may be heard orally in respect to, any issues  
14 embodied in the notice. The board shall hear and consider all  
15 objections, comments, and other evidence presented at the  
16 hearing. The hearing may be continued to another date without  
17 further notice other than a motion to be entered upon the  
18 minutes fixing the time and place of the subsequent hearing.

19 Following the conclusion of the public hearing required  
20 under this Section, the corporate authorities of the  
21 municipality may adopt an ordinance designating an urban  
22 agricultural zone.

23 A municipal UAZ may not overlap a county UAZ established  
24 under Division 5-45 of Article 5 of the Counties Code.

1       Sec. 11-15.4-25. Taxation of property; water rates and  
2 charges.

3       (a) Real property located within a UAZ shall not be subject  
4 to assessment or payment of ad valorem taxes on real property  
5 imposed by the State or any unit of local government for a  
6 period of tax abatement of up to 25 years as specified by  
7 ordinance under Section 11-15.4-20 except in an amount not  
8 greater than the amount of taxes assessed in the levy year  
9 immediately preceding the levy year during which the UAZ was  
10 designated. The amounts of the tax assessed shall not be  
11 increased during the period stated in the ordinance as long as  
12 the real property is used in furtherance of the activities  
13 provided under this Division. At the conclusion of the period  
14 of abatement provided by the ordinance, the property shall then  
15 be reassessed. If only a portion of real property is used as a  
16 UAZ, then only that portion of real property shall be exempt  
17 from assessment or payment of ad valorem taxes on the property  
18 as provided by this Section.

19       (b) Any sales tax amounts received from the sale of  
20 agricultural products sold in the UAZ shall be deposited in the  
21 Urban Agricultural Zone Fund established in Section 11-15.4-30  
22 of this Division. An amount equal to 1% shall be retained by  
23 the Director of the Department of Revenue for deposit in the  
24 General Revenue Fund to offset the costs of collection.

25       (c) Any entity providing water to the UAZ may authorize a  
26 grower UAZ to (1) pay wholesale water rates, if available, or

1 (2) pay 50% of the standard connection charge.

2 (65 ILCS 5/11-15.4-30 new)

3 Sec. 11-15.4-30. The Urban Agricultural Zone Fund.

4 (a) The Urban Agricultural Zone Fund, a special fund  
5 created in the State treasury, shall consist of moneys  
6 collected under Section 5-45025 of Article 5 of the Counties  
7 Code and Section 11-15.4-25 of this Division. Except as  
8 provided for in subsection (b), the Comptroller shall order  
9 transferred before the end of each quarter of the fiscal year,  
10 and the Treasurer shall transfer, an amount equal to the moneys  
11 collected from the municipal UAZs within the previous quarter.

12 (b) A school district or school districts inside a UAZ may  
13 apply to the Department for money in the fund to be used for  
14 the development of curriculum on or the implementation of urban  
15 farming practices under the guidance of a public college or  
16 university. The funds are to be distributed on a competitive  
17 basis within the school district or districts in which the UAZ  
18 is located pursuant to rules published by the Department, with  
19 special consideration given to the relative number of students  
20 eligible for free and reduced-price lunches attending the  
21 schools within the district or districts. The Department may  
22 designate up to 10% of moneys from quarterly sales tax amounts  
23 in the Agricultural Zone Fund to school districts under this  
24 subsection (b). The Department shall notify the Comptroller of  
25 any moneys awarded to a school district under this subsection

1 (b) no later than 14 days before the end of each quarter and  
2 the Comptroller shall reduce the amount ordered transferred to  
3 the municipality by that amount.

4 (65 ILCS 5/11-15.4-35 new)

5 Sec. 11-15.4-35. Severability. The provisions of this  
6 Division are severable under Section 1.31 of the Statute on  
7 Statutes.

1 INDEX

2 Statutes amended in order of appearance

3 30 ILCS 105/5.878 new

4 55 ILCS 5/Div. 5-45

5 heading new

6 55 ILCS 5/5-45005 new

7 55 ILCS 5/5-45010 new

8 55 ILCS 5/5-45015 new

9 55 ILCS 5/5-45020 new

10 55 ILCS 5/5-45025 new

11 55 ILCS 5/5-45030 new

12 55 ILCS 5/5-45035 new

13 65 ILCS 5/Art. 11 Div.

14 15.4 heading new

15 65 ILCS 5/11-15.4-5 new

16 65 ILCS 5/11-15.4-10 new

17 65 ILCS 5/11-15.4-15 new

18 65 ILCS 5/11-15.4-20 new

19 65 ILCS 5/11-15.4-25 new

20 65 ILCS 5/11-15.4-30 new

21 65 ILCS 5/11-15.4-35 new