



Sen. Linda Holmes

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10000SB1415sam001

LRB100 08720 AWJ 23197 a

1 AMENDMENT TO SENATE BILL 1415

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1415 on page 1,  
3 line 5, by replacing "Section 11-74.4-3" with "Sections  
4 11-74.4-3 and 11-74.4-5"; and

5 on page 37, by replacing lines 5 through 12 with the following:

6 "(7) To the extent the municipality by written  
7 agreement accepts and approves the same, all or a portion  
8 of a taxing district's capital costs resulting from the  
9 redevelopment project necessarily incurred or to be  
10 incurred within a taxing district in furtherance of the  
11 objectives of the redevelopment plan and project;~~;~~

12 (7.1) Subject to subsection (k) of Section 11-74.4-5 of  
13 this Division, all or a portion of a fire protection  
14 district's capital or operating costs resulting from the  
15 redevelopment project reasonably incurred or to be  
16 incurred within a fire protection district as a result of  
17 the redevelopment plan and project;"; and

1 on page 56, immediately below line 9, by inserting the  
2 following:

3 "(65 ILCS 5/11-74.4-5) (from Ch. 24, par. 11-74.4-5)

4 Sec. 11-74.4-5. Public hearing; joint review board.

5 (a) The changes made by this amendatory Act of the 91st  
6 General Assembly do not apply to a municipality that, (i)  
7 before the effective date of this amendatory Act of the 91st  
8 General Assembly, has adopted an ordinance or resolution fixing  
9 a time and place for a public hearing under this Section or  
10 (ii) before July 1, 1999, has adopted an ordinance or  
11 resolution providing for a feasibility study under Section  
12 11-74.4-4.1, but has not yet adopted an ordinance approving  
13 redevelopment plans and redevelopment projects or designating  
14 redevelopment project areas under Section 11-74.4-4, until  
15 after that municipality adopts an ordinance approving  
16 redevelopment plans and redevelopment projects or designating  
17 redevelopment project areas under Section 11-74.4-4;  
18 thereafter the changes made by this amendatory Act of the 91st  
19 General Assembly apply to the same extent that they apply to  
20 redevelopment plans and redevelopment projects that were  
21 approved and redevelopment projects that were designated  
22 before the effective date of this amendatory Act of the 91st  
23 General Assembly.

24 Prior to the adoption of an ordinance proposing the

1 designation of a redevelopment project area, or approving a  
2 redevelopment plan or redevelopment project, the municipality  
3 by its corporate authorities, or as it may determine by any  
4 commission designated under subsection (k) of Section  
5 11-74.4-4 shall adopt an ordinance or resolution fixing a time  
6 and place for public hearing. At least 10 days prior to the  
7 adoption of the ordinance or resolution establishing the time  
8 and place for the public hearing, the municipality shall make  
9 available for public inspection a redevelopment plan or a  
10 separate report that provides in reasonable detail the basis  
11 for the eligibility of the redevelopment project area. The  
12 report along with the name of a person to contact for further  
13 information shall be sent within a reasonable time after the  
14 adoption of such ordinance or resolution to the affected taxing  
15 districts by certified mail. On and after the effective date of  
16 this amendatory Act of the 91st General Assembly, the  
17 municipality shall print in a newspaper of general circulation  
18 within the municipality a notice that interested persons may  
19 register with the municipality in order to receive information  
20 on the proposed designation of a redevelopment project area or  
21 the approval of a redevelopment plan. The notice shall state  
22 the place of registration and the operating hours of that  
23 place. The municipality shall have adopted reasonable rules to  
24 implement this registration process under Section 11-74.4-4.2.  
25 The municipality shall provide notice of the availability of  
26 the redevelopment plan and eligibility report, including how to

1 obtain this information, by mail within a reasonable time after  
2 the adoption of the ordinance or resolution, to all residential  
3 addresses that, after a good faith effort, the municipality  
4 determines are located outside the proposed redevelopment  
5 project area and within 750 feet of the boundaries of the  
6 proposed redevelopment project area. This requirement is  
7 subject to the limitation that in a municipality with a  
8 population of over 100,000, if the total number of residential  
9 addresses outside the proposed redevelopment project area and  
10 within 750 feet of the boundaries of the proposed redevelopment  
11 project area exceeds 750, the municipality shall be required to  
12 provide the notice to only the 750 residential addresses that,  
13 after a good faith effort, the municipality determines are  
14 outside the proposed redevelopment project area and closest to  
15 the boundaries of the proposed redevelopment project area.  
16 Notwithstanding the foregoing, notice given after August 7,  
17 2001 (the effective date of Public Act 92-263) and before the  
18 effective date of this amendatory Act of the 92nd General  
19 Assembly to residential addresses within 750 feet of the  
20 boundaries of a proposed redevelopment project area shall be  
21 deemed to have been sufficiently given in compliance with this  
22 Act if given only to residents outside the boundaries of the  
23 proposed redevelopment project area. The notice shall also be  
24 provided by the municipality, regardless of its population, to  
25 those organizations and residents that have registered with the  
26 municipality for that information in accordance with the

1 registration guidelines established by the municipality under  
2 Section 11-74.4-4.2.

3 At the public hearing any interested person or affected  
4 taxing district may file with the municipal clerk written  
5 objections to and may be heard orally in respect to any issues  
6 embodied in the notice. The municipality shall hear all  
7 protests and objections at the hearing and the hearing may be  
8 adjourned to another date without further notice other than a  
9 motion to be entered upon the minutes fixing the time and place  
10 of the subsequent hearing. At the public hearing or at any time  
11 prior to the adoption by the municipality of an ordinance  
12 approving a redevelopment plan, the municipality may make  
13 changes in the redevelopment plan. Changes which (1) add  
14 additional parcels of property to the proposed redevelopment  
15 project area, (2) substantially affect the general land uses  
16 proposed in the redevelopment plan, (3) substantially change  
17 the nature of or extend the life of the redevelopment project,  
18 or (4) increase the number of inhabited residential units to be  
19 displaced from the redevelopment project area, as measured from  
20 the time of creation of the redevelopment project area, to a  
21 total of more than 10, shall be made only after the  
22 municipality gives notice, convenes a joint review board, and  
23 conducts a public hearing pursuant to the procedures set forth  
24 in this Section and in Section 11-74.4-6 of this Act. Changes  
25 which do not (1) add additional parcels of property to the  
26 proposed redevelopment project area, (2) substantially affect

1 the general land uses proposed in the redevelopment plan, (3)  
2 substantially change the nature of or extend the life of the  
3 redevelopment project, or (4) increase the number of inhabited  
4 residential units to be displaced from the redevelopment  
5 project area, as measured from the time of creation of the  
6 redevelopment project area, to a total of more than 10, may be  
7 made without further hearing, provided that the municipality  
8 shall give notice of any such changes by mail to each affected  
9 taxing district and registrant on the interested parties  
10 registry, provided for under Section 11-74.4-4.2, and by  
11 publication in a newspaper of general circulation within the  
12 affected taxing district. Such notice by mail and by  
13 publication shall each occur not later than 10 days following  
14 the adoption by ordinance of such changes. Hearings with regard  
15 to a redevelopment project area, project or plan may be held  
16 simultaneously.

17 (b) Prior to holding a public hearing to approve or amend a  
18 redevelopment plan or to designate or add additional parcels of  
19 property to a redevelopment project area, the municipality  
20 shall convene a joint review board. The board shall consist of  
21 a representative selected by each community college district,  
22 local elementary school district and high school district or  
23 each local community unit school district, park district,  
24 library district, township, fire protection district, and  
25 county that will have the authority to directly levy taxes on  
26 the property within the proposed redevelopment project area at

1 the time that the proposed redevelopment project area is  
2 approved, a representative selected by the municipality and a  
3 public member. The public member shall first be selected and  
4 then the board's chairperson shall be selected by a majority of  
5 the board members present and voting.

6 For redevelopment project areas with redevelopment plans  
7 or proposed redevelopment plans that would result in the  
8 displacement of residents from 10 or more inhabited residential  
9 units or that include 75 or more inhabited residential units,  
10 the public member shall be a person who resides in the  
11 redevelopment project area. If, as determined by the housing  
12 impact study provided for in paragraph (5) of subsection (n) of  
13 Section 11-74.4-3, or if no housing impact study is required  
14 then based on other reasonable data, the majority of  
15 residential units are occupied by very low, low, or moderate  
16 income households, as defined in Section 3 of the Illinois  
17 Affordable Housing Act, the public member shall be a person who  
18 resides in very low, low, or moderate income housing within the  
19 redevelopment project area. Municipalities with fewer than  
20 15,000 residents shall not be required to select a person who  
21 lives in very low, low, or moderate income housing within the  
22 redevelopment project area, provided that the redevelopment  
23 plan or project will not result in displacement of residents  
24 from 10 or more inhabited units, and the municipality so  
25 certifies in the plan. If no person satisfying these  
26 requirements is available or if no qualified person will serve

1 as the public member, then the joint review board is relieved  
2 of this paragraph's selection requirements for the public  
3 member.

4 Within 90 days of the effective date of this amendatory Act  
5 of the 91st General Assembly, each municipality that designated  
6 a redevelopment project area for which it was not required to  
7 convene a joint review board under this Section shall convene a  
8 joint review board to perform the duties specified under  
9 paragraph (e) of this Section.

10 All board members shall be appointed and the first board  
11 meeting shall be held at least 14 days but not more than 28  
12 days after the mailing of notice by the municipality to the  
13 taxing districts as required by Section 11-74.4-6(c).  
14 Notwithstanding the preceding sentence, a municipality that  
15 adopted either a public hearing resolution or a feasibility  
16 resolution between July 1, 1999 and July 1, 2000 that called  
17 for the meeting of the joint review board within 14 days of  
18 notice of public hearing to affected taxing districts is deemed  
19 to be in compliance with the notice, meeting, and public  
20 hearing provisions of the Act. Such notice shall also advise  
21 the taxing bodies represented on the joint review board of the  
22 time and place of the first meeting of the board. Additional  
23 meetings of the board shall be held upon the call of any  
24 member. The municipality seeking designation of the  
25 redevelopment project area shall provide administrative  
26 support to the board.



1           The board shall review (i) the public record, planning  
2 documents and proposed ordinances approving the redevelopment  
3 plan and project and (ii) proposed amendments to the  
4 redevelopment plan or additions of parcels of property to the  
5 redevelopment project area to be adopted by the municipality.  
6 As part of its deliberations, the board may hold additional  
7 hearings on the proposal. A board's recommendation shall be an  
8 advisory, non-binding recommendation. The recommendation shall  
9 be adopted by a majority of those members present and voting.  
10 The recommendations shall be submitted to the municipality  
11 within 30 days after convening of the board. Failure of the  
12 board to submit its report on a timely basis shall not be cause  
13 to delay the public hearing or any other step in the process of  
14 designating or amending the redevelopment project area but  
15 shall be deemed to constitute approval by the joint review  
16 board of the matters before it.

17           The board shall base its recommendation to approve or  
18 disapprove the redevelopment plan and the designation of the  
19 redevelopment project area or the amendment of the  
20 redevelopment plan or addition of parcels of property to the  
21 redevelopment project area on the basis of the redevelopment  
22 project area and redevelopment plan satisfying the plan  
23 requirements, the eligibility criteria defined in Section  
24 11-74.4-3, and the objectives of this Act.

25           The board shall issue a written report describing why the  
26 redevelopment plan and project area or the amendment thereof

1 meets or fails to meet one or more of the objectives of this  
2 Act and both the plan requirements and the eligibility criteria  
3 defined in Section 11-74.4-3. In the event the Board does not  
4 file a report it shall be presumed that these taxing bodies  
5 find the redevelopment project area and redevelopment plan  
6 satisfy the objectives of this Act and the plan requirements  
7 and eligibility criteria.

8 If the board recommends rejection of the matters before it,  
9 the municipality will have 30 days within which to resubmit the  
10 plan or amendment. During this period, the municipality will  
11 meet and confer with the board and attempt to resolve those  
12 issues set forth in the board's written report that led to the  
13 rejection of the plan or amendment.

14 Notwithstanding the resubmission set forth above, the  
15 municipality may commence the scheduled public hearing and  
16 either adjourn the public hearing or continue the public  
17 hearing until a date certain. Prior to continuing any public  
18 hearing to a date certain, the municipality shall announce  
19 during the public hearing the time, date, and location for the  
20 reconvening of the public hearing. Any changes to the  
21 redevelopment plan necessary to satisfy the issues set forth in  
22 the joint review board report shall be the subject of a public  
23 hearing before the hearing is adjourned if the changes would  
24 (1) substantially affect the general land uses proposed in the  
25 redevelopment plan, (2) substantially change the nature of or  
26 extend the life of the redevelopment project, or (3) increase

1 the number of inhabited residential units to be displaced from  
2 the redevelopment project area, as measured from the time of  
3 creation of the redevelopment project area, to a total of more  
4 than 10. Changes to the redevelopment plan necessary to satisfy  
5 the issues set forth in the joint review board report shall not  
6 require any further notice or convening of a joint review board  
7 meeting, except that any changes to the redevelopment plan that  
8 would add additional parcels of property to the proposed  
9 redevelopment project area shall be subject to the notice,  
10 public hearing, and joint review board meeting requirements  
11 established for such changes by subsection (a) of Section  
12 11-74.4-5.

13 In the event that the municipality and the board are unable  
14 to resolve these differences, or in the event that the  
15 resubmitted plan or amendment is rejected by the board, the  
16 municipality may proceed with the plan or amendment, but only  
17 upon a three-fifths vote of the corporate authority responsible  
18 for approval of the plan or amendment, excluding positions of  
19 members that are vacant and those members that are ineligible  
20 to vote because of conflicts of interest.

21 (c) After a municipality has by ordinance approved a  
22 redevelopment plan and designated a redevelopment project  
23 area, the plan may be amended and additional properties may be  
24 added to the redevelopment project area only as herein  
25 provided. Amendments which (1) add additional parcels of  
26 property to the proposed redevelopment project area, (2)

1 substantially affect the general land uses proposed in the  
2 redevelopment plan, (3) substantially change the nature of the  
3 redevelopment project, (4) increase the total estimated  
4 redevelopment project costs set out in the redevelopment plan  
5 by more than 5% after adjustment for inflation from the date  
6 the plan was adopted, (5) add additional redevelopment project  
7 costs to the itemized list of redevelopment project costs set  
8 out in the redevelopment plan, or (6) increase the number of  
9 inhabited residential units to be displaced from the  
10 redevelopment project area, as measured from the time of  
11 creation of the redevelopment project area, to a total of more  
12 than 10, shall be made only after the municipality gives  
13 notice, convenes a joint review board, and conducts a public  
14 hearing pursuant to the procedures set forth in this Section  
15 and in Section 11-74.4-6 of this Act. Changes which do not (1)  
16 add additional parcels of property to the proposed  
17 redevelopment project area, (2) substantially affect the  
18 general land uses proposed in the redevelopment plan, (3)  
19 substantially change the nature of the redevelopment project,  
20 (4) increase the total estimated redevelopment project cost set  
21 out in the redevelopment plan by more than 5% after adjustment  
22 for inflation from the date the plan was adopted, (5) add  
23 additional redevelopment project costs to the itemized list of  
24 redevelopment project costs set out in the redevelopment plan,  
25 or (6) increase the number of inhabited residential units to be  
26 displaced from the redevelopment project area, as measured from

1 the time of creation of the redevelopment project area, to a  
2 total of more than 10, may be made without further public  
3 hearing and related notices and procedures including the  
4 convening of a joint review board as set forth in Section  
5 11-74.4-6 of this Act, provided that the municipality shall  
6 give notice of any such changes by mail to each affected taxing  
7 district and registrant on the interested parties registry,  
8 provided for under Section 11-74.4-4.2, and by publication in a  
9 newspaper of general circulation within the affected taxing  
10 district. Such notice by mail and by publication shall each  
11 occur not later than 10 days following the adoption by  
12 ordinance of such changes.

13 (d) After the effective date of this amendatory Act of the  
14 91st General Assembly, a municipality shall submit in an  
15 electronic format the following information for each  
16 redevelopment project area (i) to the State Comptroller under  
17 Section 8-8-3.5 of the Illinois Municipal Code, subject to any  
18 extensions or exemptions provided at the Comptroller's  
19 discretion under that Section, and (ii) to all taxing districts  
20 overlapping the redevelopment project area no later than 180  
21 days after the close of each municipal fiscal year or as soon  
22 thereafter as the audited financial statements become  
23 available and, in any case, shall be submitted before the  
24 annual meeting of the Joint Review Board to each of the taxing  
25 districts that overlap the redevelopment project area:

26 (1) Any amendments to the redevelopment plan, the

1 redevelopment project area, or the State Sales Tax  
2 Boundary.

3 (1.5) A list of the redevelopment project areas  
4 administered by the municipality and, if applicable, the  
5 date each redevelopment project area was designated or  
6 terminated by the municipality.

7 (2) Audited financial statements of the special tax  
8 allocation fund once a cumulative total of \$100,000 has  
9 been deposited in the fund.

10 (3) Certification of the Chief Executive Officer of the  
11 municipality that the municipality has complied with all of  
12 the requirements of this Act during the preceding fiscal  
13 year.

14 (4) An opinion of legal counsel that the municipality  
15 is in compliance with this Act.

16 (5) An analysis of the special tax allocation fund  
17 which sets forth:

18 (A) the balance in the special tax allocation fund  
19 at the beginning of the fiscal year;

20 (B) all amounts deposited in the special tax  
21 allocation fund by source;

22 (C) an itemized list of all expenditures from the  
23 special tax allocation fund by category of permissible  
24 redevelopment project cost; and

25 (D) the balance in the special tax allocation fund  
26 at the end of the fiscal year including a breakdown of

1           that balance by source and a breakdown of that balance  
2           identifying any portion of the balance that is  
3           required, pledged, earmarked, or otherwise designated  
4           for payment of or securing of obligations and  
5           anticipated redevelopment project costs. Any portion  
6           of such ending balance that has not been identified or  
7           is not identified as being required, pledged,  
8           earmarked, or otherwise designated for payment of or  
9           securing of obligations or anticipated redevelopment  
10          projects costs shall be designated as surplus as set  
11          forth in Section 11-74.4-7 hereof.

12          (6) A description of all property purchased by the  
13          municipality within the redevelopment project area  
14          including:

15                 (A) Street address.

16                 (B) Approximate size or description of property.

17                 (C) Purchase price.

18                 (D) Seller of property.

19          (7) A statement setting forth all activities  
20          undertaken in furtherance of the objectives of the  
21          redevelopment plan, including:

22                 (A) Any project implemented in the preceding  
23                 fiscal year.

24                 (B) A description of the redevelopment activities  
25                 undertaken.

26                 (C) A description of any agreements entered into by

1           the municipality with regard to the disposition or  
2           redevelopment of any property within the redevelopment  
3           project area or the area within the State Sales Tax  
4           Boundary.

5           (D) Additional information on the use of all funds  
6           received under this Division and steps taken by the  
7           municipality to achieve the objectives of the  
8           redevelopment plan.

9           (E) Information regarding contracts that the  
10          municipality's tax increment advisors or consultants  
11          have entered into with entities or persons that have  
12          received, or are receiving, payments financed by tax  
13          increment revenues produced by the same redevelopment  
14          project area.

15          (F) Any reports submitted to the municipality by  
16          the joint review board.

17          (G) A review of public and, to the extent possible,  
18          private investment actually undertaken to date after  
19          the effective date of this amendatory Act of the 91st  
20          General Assembly and estimated to be undertaken during  
21          the following year. This review shall, on a  
22          project-by-project basis, set forth the estimated  
23          amounts of public and private investment incurred  
24          after the effective date of this amendatory Act of the  
25          91st General Assembly and provide the ratio of private  
26          investment to public investment to the date of the



1 report and as estimated to the completion of the  
2 redevelopment project.

3 (8) With regard to any obligations issued by the  
4 municipality:

5 (A) copies of any official statements; and

6 (B) an analysis prepared by financial advisor or  
7 underwriter setting forth: (i) nature and term of  
8 obligation; and (ii) projected debt service including  
9 required reserves and debt coverage.

10 (9) For special tax allocation funds that have  
11 experienced cumulative deposits of incremental tax  
12 revenues of \$100,000 or more, a certified audit report  
13 reviewing compliance with this Act performed by an  
14 independent public accountant certified and licensed by  
15 the authority of the State of Illinois. The financial  
16 portion of the audit must be conducted in accordance with  
17 Standards for Audits of Governmental Organizations,  
18 Programs, Activities, and Functions adopted by the  
19 Comptroller General of the United States (1981), as  
20 amended, or the standards specified by Section 8-8-5 of the  
21 Illinois Municipal Auditing Law of the Illinois Municipal  
22 Code. The audit report shall contain a letter from the  
23 independent certified public accountant indicating  
24 compliance or noncompliance with the requirements of  
25 subsection (q) of Section 11-74.4-3. For redevelopment  
26 plans or projects that would result in the displacement of

1 residents from 10 or more inhabited residential units or  
2 that contain 75 or more inhabited residential units, notice  
3 of the availability of the information, including how to  
4 obtain the report, required in this subsection shall also  
5 be sent by mail to all residents or organizations that  
6 operate in the municipality that register with the  
7 municipality for that information according to  
8 registration procedures adopted under Section 11-74.4-4.2.  
9 All municipalities are subject to this provision.

10 (10) A list of all intergovernmental agreements in  
11 effect during the fiscal year to which the municipality is  
12 a party and an accounting of any moneys transferred or  
13 received by the municipality during that fiscal year  
14 pursuant to those intergovernmental agreements.

15 (d-1) Prior to the effective date of this amendatory Act of  
16 the 91st General Assembly, municipalities with populations of  
17 over 1,000,000 shall, after adoption of a redevelopment plan or  
18 project, make available upon request to any taxing district in  
19 which the redevelopment project area is located the following  
20 information:

21 (1) Any amendments to the redevelopment plan, the  
22 redevelopment project area, or the State Sales Tax  
23 Boundary; and

24 (2) In connection with any redevelopment project area  
25 for which the municipality has outstanding obligations  
26 issued to provide for redevelopment project costs pursuant

1 to Section 11-74.4-7, audited financial statements of the  
2 special tax allocation fund.

3 (e) The joint review board shall meet annually 180 days  
4 after the close of the municipal fiscal year or as soon as the  
5 redevelopment project audit for that fiscal year becomes  
6 available to review the effectiveness and status of the  
7 redevelopment project area up to that date.

8 (f) (Blank).

9 (g) In the event that a municipality has held a public  
10 hearing under this Section prior to March 14, 1994 (the  
11 effective date of Public Act 88-537), the requirements imposed  
12 by Public Act 88-537 relating to the method of fixing the time  
13 and place for public hearing, the materials and information  
14 required to be made available for public inspection, and the  
15 information required to be sent after adoption of an ordinance  
16 or resolution fixing a time and place for public hearing shall  
17 not be applicable.

18 (h) On and after the effective date of this amendatory Act  
19 of the 96th General Assembly, the State Comptroller must post  
20 on the State Comptroller's official website the information  
21 submitted by a municipality pursuant to subsection (d) of this  
22 Section. The information must be posted no later than 45 days  
23 after the State Comptroller receives the information from the  
24 municipality. The State Comptroller must also post a list of  
25 the municipalities not in compliance with the reporting  
26 requirements set forth in subsection (d) of this Section.

1 (i) No later than 10 years after the corporate authorities  
2 of a municipality adopt an ordinance to establish a  
3 redevelopment project area, the municipality must compile a  
4 status report concerning the redevelopment project area. The  
5 status report must detail without limitation the following: (i)  
6 the amount of revenue generated within the redevelopment  
7 project area, (ii) any expenditures made by the municipality  
8 for the redevelopment project area including without  
9 limitation expenditures from the special tax allocation fund,  
10 (iii) the status of planned activities, goals, and objectives  
11 set forth in the redevelopment plan including details on new or  
12 planned construction within the redevelopment project area,  
13 (iv) the amount of private and public investment within the  
14 redevelopment project area, and (v) any other relevant  
15 evaluation or performance data. Within 30 days after the  
16 municipality compiles the status report, the municipality must  
17 hold at least one public hearing concerning the report. The  
18 municipality must provide 20 days' public notice of the  
19 hearing.

20 (j) Beginning in fiscal year 2011 and in each fiscal year  
21 thereafter, a municipality must detail in its annual budget (i)  
22 the revenues generated from redevelopment project areas by  
23 source and (ii) the expenditures made by the municipality for  
24 redevelopment project areas.

25 (k) Before funds for capital or operating costs under  
26 paragraph (7.1) of subsection (g) of Section 11-74.4-3 are

1 disbursed, a fire protection district shall make a written  
2 request to the joint review board. The amount requested in each  
3 year shall not exceed the fire protection district's  
4 proportional share of the municipality's Special Tax Increment  
5 Fund for the preceding levy year. The joint review board shall  
6 convene after the receipt of a written request by a fire  
7 protection district to review the request for funds for capital  
8 or operating costs. The board shall reject or approve the  
9 request on or before 90 days after receipt of the request. If  
10 the board does not reject or approve the request on or before  
11 90 days after receipt of the request, then the request is  
12 approved in the amount requested or the amount that will not  
13 exceed the fire protection district's proportional share of the  
14 municipality's Special Tax Increment Fund for the preceding  
15 levy year, whichever is less.

16 (Source: P.A. 98-922, eff. 8-15-14.)".