



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5472

Introduced 2/9/2024, by Rep. Joyce Mason

SYNOPSIS AS INTRODUCED:

20 ILCS 3105/10.20 new

Amends the Capital Development Board Act. Provides that an ordinance of a unit of local government shall not be enforced against the construction, reconstruction, improvement, or installation of a State facility. Provides that the provisions apply to the construction, reconstruction, improvement, and installation of State facilities that is either ongoing or starts on or after the effective date of the amendatory Act. Provides that the Board and State agencies shall, to the fullest extent practicable, coordinate and consult with units of local government responsible for providing fire protection services to a State facility before undertaking any activity involving the construction, reconstruction, improvement, or installation of the State facility, in order to ensure fire protection services can be provided by the unit of local government to the State facility in the most effective manner. Defines "State facilities". Limits home rule powers.

LRB103 38402 MXP 68537 b

1 AN ACT concerning State government.

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

4 Section 5. The Capital Development Board Act is amended by
5 adding Section 10.20 as follows:

6 (20 ILCS 3105/10.20 new)

7 Sec. 10.20. Local regulation of State facilities.

8 (a) In this Section, "State facilities" means capital
9 projects under the authority of the Capital Development Board.

10 (b) Notwithstanding any other provision of the law, an
11 ordinance of a unit of local government shall not be enforced
12 against the construction, reconstruction, improvement, or
13 installation of a State facility. A unit of local government
14 shall not require payment of permitting fees or require permit
15 inspections for the construction, reconstruction, improvement,
16 or installation of State facilities.

17 (c) This Section applies to the construction,
18 reconstruction, improvement, and installation of State
19 facilities that is either ongoing or starts on or after the
20 effective date of this amendatory Act of the 103rd General
21 Assembly.

22 (d) The Board and State agencies shall, to the fullest
23 extent practicable, coordinate and consult with units of local

1 government responsible for providing fire protection services
2 to a State facility before undertaking any activity involving
3 the construction, reconstruction, improvement, or installation
4 of the State facility, in order to ensure fire protection
5 services can be provided by the unit of local government to the
6 State facility in the most effective manner.

7 (e) A home rule unit may not regulate the construction,
8 reconstruction, improvement, or installation of a State
9 facility in a manner inconsistent with this Section. This
10 Section is a limitation under subsection (h) of Section 6 of
11 Article VII of the Illinois Constitution on the concurrent
12 exercise by home rule units of powers and functions exercised
13 by the State.