

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. Short title. This Act may be cited as the  
5 Climate Bank Loan Financing Act.

6 Section 5. Definitions. As used in this Act:

7 "Alternate bonds", "applicable law", "bond", "general  
8 obligation bonds", "limited bonds", "governmental unit",  
9 "revenue bonds", "enterprise revenues", and "revenue source"  
10 have the respective meanings set forth in Section 3 of the  
11 Local Government Debt Reform Act.

12 "Clean energy infrastructure project" means:

13 (i) a project that uses renewable energy resources, as  
14 defined in Section 1-10 of the Illinois Power Agency Act;

15 (ii) an energy efficiency project;

16 (iii) a project that uses technology for the storage  
17 of renewable energy, including, without limitation, the  
18 use of battery or electrochemical storage technology for  
19 mobile or stationary applications;

20 (iv) a project for the acquisition or repairs of  
21 electric vehicles;

22 (v) a project for the acquisition, construction, or  
23 repairs to electric vehicle charging stations; and

1           (vi) a building electrification project of replacing  
2           fossil fuels with electricity to meet a given end use.

3           "Electric vehicle" means a vehicle that is exclusively  
4           powered by and refueled by electricity, must be plugged in to  
5           charge, and is licensed to drive on public roadways.

6           "Electric vehicle charging station" means a station that  
7           delivers electricity from a source outside an electric vehicle  
8           into one or more electric vehicles.

9           "Energy efficiency project" means measures that reduce the  
10          amount of electricity, natural gas, or total Btu of  
11          electricity or natural gas required to achieve or meet a given  
12          end use, consistent with Section 1-10 of the Illinois Power  
13          Agency Act.

14          "Governing body" means the council, board, commission, or  
15          body, by whatever name it is known, having charge of the  
16          finances of a governmental unit.

17          Section 10. Clean energy infrastructure projects. A  
18          governmental unit may own, construct, equip, manage, control,  
19          erect, improve, extend, maintain, and operate new or existing  
20          clean energy infrastructure projects, may purchase real estate  
21          and any property rights to be used for clean energy  
22          infrastructure projects, and may charge for the use of clean  
23          energy infrastructure.

24          Section 15. Authorization to borrow from Illinois Finance

1 Authority Illinois Climate Bank loan programs. A governmental  
2 unit may borrow money and access loans from the Illinois  
3 Finance Authority to finance projects for the acquisition,  
4 construction, or improvement of new or existing clean energy  
5 infrastructure, in each case, qualified for financing by the  
6 Illinois Finance Authority under the Illinois Climate Bank  
7 bond loan programs of the Illinois Finance Authority.

8 Section 20. Bond authorization. A governmental unit may  
9 issue from time to time general obligation bonds, including  
10 alternate bonds and limited bonds, and revenue bonds pursuant  
11 to applicable law for the purpose of evidencing its obligation  
12 to repay its loans from the Illinois Finance Authority.

13 Section 25. Bond terms. Bonds issued under Section 20  
14 shall bear interest at a rate or rates not to exceed the  
15 maximum rate permitted by the Bond Authorization Act at the  
16 time of the making of the loan from the Illinois Finance  
17 Authority. The bonds shall mature within 30 years from the  
18 date issued. General obligation bonds shall be the direct  
19 general obligations of the governmental unit and the full  
20 faith and credit of the governmental unit shall be pledged for  
21 the punctual payment of the principal of and interest on the  
22 general obligation bonds. Revenue bonds shall be limited  
23 obligations of the governmental unit payable from the  
24 enterprise revenues or revenue sources of the governmental

1 unit pledged as security for the punctual payment of the  
2 principal of and interest on the revenue bonds.

3 Section 30. Adoption of ordinance or resolution. In order  
4 to authorize participation in a loan from the Illinois Finance  
5 Authority and to authorize and issue the bonds, the governing  
6 body shall adopt an ordinance, or resolution when appropriate,  
7 providing for the determination of the amount of bonds, the  
8 maturity of bonds, and the rate of interest of the bonds. In  
9 the case of general obligation bonds, the ordinance or  
10 resolution shall provide for the levy and collection of a  
11 direct annual tax upon all the taxable property in the  
12 governmental unit sufficient to pay the principal of and  
13 interest on the general obligation bonds to maturity. Upon the  
14 filing of a certified copy of an adopted ordinance or  
15 resolution levying a direct annual tax under this Section in  
16 the office of the county clerk in each county in which the  
17 governmental unit is located, the county clerk shall annually  
18 extend the tax in addition to all other taxes authorized to be  
19 levied by the governmental unit or on behalf of the  
20 governmental unit. In the case of revenue bonds, the ordinance  
21 or resolution shall provide for covenants and agreements as  
22 may be found by the governmental unit to be necessary and  
23 appropriate, including any liens granted on enterprise  
24 revenues or revenue sources, to secure the punctual payment of  
25 the principal of and interest on the revenue bonds. The

1 governmental unit may enter into loan agreements and security  
2 agreements with respect to the borrowing of money from the  
3 Illinois Finance Authority pursuant to this Act.

4 Section 35. Authority for issuance. The authority to issue  
5 bonds by a governmental unit under this Act and applicable law  
6 for clean energy infrastructure projects is in addition to any  
7 other authority to issue bonds by a governmental unit provided  
8 by law.

9 Section 40. Execution. The bonds shall be executed in the  
10 name of the governmental unit by manual or facsimile  
11 signatures of the officials of the governmental unit as may be  
12 designated by the ordinance or resolution.

13 Section 97. Severability. The provisions of this Act are  
14 severable under Section 1.31 of the Statute on Statutes.

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