



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5680

by Rep. Linda Chapa LaVia

SYNOPSIS AS INTRODUCED:

New Act
35 ILCS 200/18-170.5 new

Creates the Entertainment District Act. Provides that a municipality may designate an entertainment district by ordinance. Provides that the District shall be subject to approval by the Director of Commerce and Economic Opportunity. Provides that certain entertainment facilities located in an entertainment district are entitled to a property tax abatement and other tax incentives specified by the municipality.

LRB098 18429 HLH 53566 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 1. Short title. This Act may be cited as the
5 Entertainment District Act.

6 Section 5. Definitions. As used in this Act, the following
7 words shall have the meanings ascribed to them, unless the
8 context otherwise requires:

9 "Department" means the Department of Commerce and Economic
10 Opportunity.

11 "Director" means the Director of Commerce and Economic
12 Opportunity.

13 "Entertainment district" means an area of the State
14 certified by the Department as an Entertainment District
15 pursuant to this Act.

16 "Entertainment facility" means a facility that will be used
17 in the production of entertainment products, including
18 multimedia products, or as part of the airing, display, or
19 provision of live entertainment for stage or broadcast,
20 including support services such as set manufacturers, scenery
21 makers, sound and video equipment providers, and
22 manufacturers, stage and screen writers, providers of capital
23 for the entertainment industry, and agents for talent, writers,

1 producers and music properties and technological
2 infrastructure support including, but not limited to, fiber
3 optics, necessary to support multimedia and other
4 entertainment formats, except entertainment provided by or
5 shown at a gambling or gaming facility or a facility whose
6 primary business is the sale or serving of alcoholic beverages.

7 Section 10. Initiation of Entertainment Districts by
8 Municipalities.

9 (a) No area may be designated as an entertainment district
10 except pursuant to an initiating ordinance adopted in
11 accordance with this Section.

12 (b) A municipality may, by ordinance, designate an area
13 within its jurisdiction as an entertainment district, subject
14 to the certification of the Department in accordance with this
15 Act, if the county or municipality has conducted at least one
16 public hearing within the proposed district area on the
17 question of whether to create the district, what local plans,
18 tax incentives and other programs should be established in
19 connection with the district, and what the boundaries of the
20 district should be; public notice of such hearing shall be
21 published in at least one newspaper of general circulation
22 within the proposed district, not more than 20 days nor less
23 than 5 days before the hearing.

24 (c) An ordinance designating an area as an entertainment
25 district shall set forth:

1 (1) a precise description of the area comprising the
2 district, either in the form of a legal description or by
3 reference to roadways, lakes, and waterways, and township
4 and county boundaries;

5 (2) provisions for any tax incentives or reimbursement
6 for taxes that apply to entertainment facilities within the
7 entertainment district and which are not applicable
8 throughout the municipality;

9 (3) the duration of the entertainment district.

10 Section 15. Certification by the Director.

11 (a) Upon designation of an entertainment district under
12 Section 10, the municipality may apply to the Director for
13 State approval of the designation. The municipality shall file
14 with the Department a preliminary application. Not later than
15 60 days after receipt of such a preliminary application, the
16 Director shall indicate to the municipality, in writing, any
17 recommendations for improving the municipality's application.
18 Not later than 60 days after receipt of the Director's written
19 response, the municipality shall file a final application with
20 the commissioner.

21 (b) In approving an entertainment district designation,
22 the Director shall evaluate the effect of the proposal on the
23 economic development of the municipality, the region, and the
24 State, taking into consideration market potential, specific
25 development plans, and private commitments in the area.

1 Section 20. Tax incentives. Each entertainment facility
2 located in an entertainment district is entitled to an
3 abatement as provided in Section 18-170.5 of the Property Tax
4 Code and any additional tax incentives and reimbursement of
5 local taxes provided by the municipality in the designating
6 ordinance.

7 Section 25. Rulemaking. The Department may adopt rules to
8 administer this Section.

9 Section 80. The Property Tax Code is amended by changing
10 Section 18-170.5 as follows:

11 (35 ILCS 200/18-170.5 new)

12 Sec. 18-170.5. Entertainment District. Any taxing
13 district, upon a majority vote of its governing authority, may
14 order the county clerk to abate any portion of its taxes on any
15 entertainment facility, or any class thereof, located within an
16 Entertainment District created under the Illinois Enterprise
17 District Act.