

HB3639



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3639

by Rep. Peter Breen

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1014

from Ch. 34, par. 5-1014

Amends the Counties Code. Gives non-home rule counties all of the powers provided to home rule units under Section 6 of Article VII of the Illinois Constitution, except for the powers to tax, impose fees, and to incur debt. Effective immediately.

LRB100 08836 AWJ 18977 b

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 5. The Counties Code is amended by changing Section
5 5-1014 as follows:

6 (55 ILCS 5/5-1014) (from Ch. 34, par. 5-1014)

7 Sec. 5-1014. Powers generally. The county board of each
8 county has the powers enumerated in the Sections following this
9 Section and preceding Section 5-1105, subject to conditions
10 therein stated. Powers conferred on counties are in addition to
11 and not in limitation of their existing powers.

12 It is the policy of this State that all powers granted,
13 either expressly or by necessary implication, by this Code,
14 other Illinois statute, or the Illinois Constitution to
15 non-home rule counties may be exercised by those counties
16 notwithstanding effects on competition. It is the intention of
17 the General Assembly that the "State action exemption" to the
18 application of federal antitrust statutes be fully available to
19 counties to the extent their activities are authorized by law
20 as stated herein.

21 Notwithstanding any provision of law to the contrary,
22 except for the powers to tax, impose fees, and incur debt,
23 non-home rule counties shall exercise all of the powers

1 provided to home rule units under Section 6 of Article VII of
2 the Illinois Constitution, subject to the limitations set forth
3 in that Section.

4 (Source: P.A. 86-962.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.