



Rep. Sam Yingling

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10000HB5777ham001

LRB100 19717 AWJ 39340 a

1 AMENDMENT TO HOUSE BILL 5777

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5777 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by  
5 changing the heading of Division 2 of Article 7 and Section  
6 7-2-1 as follows:

7 (65 ILCS 5/Art. 7 Div. 2 heading)

8 DIVISION 2. UNION AND CONSOLIDATION OF CONTIGUOUS  
9 MUNICIPALITIES

10 (65 ILCS 5/7-2-1) (from Ch. 24, par. 7-2-1)

11 Sec. 7-2-1. Any 2 or more incorporated contiguous  
12 municipalities ~~wholly or substantially situated in a single~~  
13 ~~county~~ may be united into one incorporated city or village as  
14 follows: ~~by a compliance with Sections 7-1-16 and 7-1-17, with~~  
15 ~~the following exceptions:~~

1           (1) If the municipalities are situated in the same county,  
2 a petition asking that the question of union of contiguous  
3 municipalities be submitted to the electors of each  
4 municipality shall be presented to the election authority for  
5 the county in which the municipalities are situated.

6           If the municipalities are situated in 2 or more counties, a  
7 petition asking that the question of union of contiguous  
8 municipalities be submitted to the electors of each  
9 municipality shall be presented to the election authority in  
10 the county in which the largest municipality (by population) is  
11 situated and, if the largest municipality is situated in 2 or  
12 more counties, in the county in which the largest  
13 municipality's municipal hall is located, and a copy of the  
14 petition shall be presented to all other election authorities  
15 in all other counties referencing where the petition has been  
16 filed.

17           The petition (a) shall be signed by not less than 10% of  
18 the total number of electors of each of the municipalities  
19 sought to be united who voted at the last preceding election or  
20 250 such electors, whichever number is smaller, ~~seeking a~~  
21 union, (b) shall state the name by which the united  
22 municipality is to be known, and (c) shall state the form of  
23 municipal government under which the united municipality is to  
24 be governed.

25           (2) The question shall be in substantially the following  
26 form:

1 -----

2 Shall the city, village, or  
3 incorporated town (as the  
4 case may be) of.....

5 and the city, village, or  
6 incorporated town (as the case

YES

7 may be) of....., (and  
8 in this manner as far as  
9 necessary, filling blanks with  
10 the names of the municipalities  
11 to be united), be united

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12 into a single municipality  
13 under the name of.....

14 with the..... form of  
15 municipal government (filling  
16 the blank with the word

NO

17 "City", ~~"Aldermanic"~~ or  
18 "Commission", "Strong Mayor",  
19 "Village", or the words  
20 "Managerial With Aldermen  
21 Chosen From Wards Or Districts"  
22 as the case may be)?

23 -----

24 No other proposition shall appear thereon.

25 Subsection (a) of Section 28-2 of the Election Code applies  
26 to petitions for the union of contiguous municipalities. A

1 union is not considered the creation or formation of a new  
2 political subdivision for purposes of Section 28 of the  
3 Election Code, and a petition for the union of contiguous  
4 municipalities is not subject to subsection (b) or (g) of  
5 Section 28-2 of the Election Code. The county election  
6 authority shall certify the question of the union to be  
7 submitted to the electors of each municipality at an election  
8 to be held in each municipality in accordance with general  
9 election law. Any objection to a petition to unite contiguous  
10 municipalities shall be made pursuant to Sections 10-8, 10-9,  
11 10-10, and 10-10.1 of the Election Code.

12 Any elected official, member, employee, or contractor of a  
13 city or village subject to a petition to unite shall be  
14 expressly prohibited from using any governmental or public  
15 resources in opposing or supporting the petition.

16 If the majority of the votes cast in each of the contiguous  
17 municipalities ~~each municipality~~ specified in the petition is  
18 in favor of the proposition, then those contiguous ~~the~~  
19 municipalities are united. Any combination of cities and  
20 villages may unite into a city, and if multiple villages unite,  
21 they may unite into a single village or city as specified in  
22 the petition.

23 (3) If a majority of persons voting on the question vote  
24 against the proposition, no further propositions shall be had  
25 on the question for at least 22 months from the date of the  
26 election in which a majority of persons voted against the

1 proposition. However, if a majority of persons voting on the  
2 question in 2 or more, but less than all, municipalities in the  
3 election vote in favor of the proposition, the 22-month  
4 prohibition does not apply to those municipalities in which a  
5 majority of persons voted in favor of the proposition.  
6 (Source: P.A. 87-278.)".