



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SENATE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

SC0020

Introduced 2/14/2020, by Sen. Michael E. Hastings

SYNOPSIS AS INTRODUCED:

ILCON Art. VIII, Sec. 5 new

Proposes to amend the Finance Article of the Illinois Constitution. Provides that any State mandate regarding any subject matter that necessitates additional expenditures from the revenues of units of local government shall be void and unenforceable unless the General Assembly makes necessary appropriations to implement that mandate. Provides that the failure of the General Assembly to make necessary appropriations shall relieve a unit of local government of the obligation to implement any State mandate. Defines "State mandate". Effective upon being declared adopted.

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1 SENATE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE SENATE OF THE ONE HUNDRED FIRST GENERAL
4 ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES
5 CONCURRING HEREIN, that there shall be submitted to the
6 electors of the State for adoption or rejection at the general
7 election next occurring at least 6 months after the adoption of
8 this resolution a proposition to amend the Illinois
9 Constitution by adding Section 5 to Article VIII as follows:

10 ARTICLE VIII

11 FINANCE

12 (ILCON Art. VIII, Sec. 5 new)

13 SECTION 5. STATE MANDATES

14 (a) Any State mandate regarding any subject matter that
15 necessitates additional expenditures from the revenues of
16 units of local government shall be void and unenforceable
17 unless the General Assembly makes necessary appropriations to
18 implement that mandate. The failure of the General Assembly to
19 make necessary appropriations shall relieve a unit of local
20 government of the obligation to implement any State mandate.

21 (b) For the purposes of this Section, "State mandate" means
22 any State-initiated statutory or executive action that
23 requires a local government to establish, expand, or modify its

1 activities in such a way as to necessitate additional
2 expenditures from local revenues.

3 SCHEDULE

4 This Constitutional Amendment takes effect upon being
5 declared adopted in accordance with Section 7 of the Illinois
6 Constitutional Amendment Act.