

HB4203



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4203

by Rep. Steven A. Andersson

SYNOPSIS AS INTRODUCED:

65 ILCS 5/7-1-46

from Ch. 24, par. 7-1-46

Amends the Illinois Municipal Code. Provides that an action contesting whether territory annexed by a municipality is contiguous shall be commenced no later than 10 years after the date the annexation ordinance is recorded. Makes conforming changes. Effective immediately.

LRB100 15688 AWJ 30790 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 Illinois Municipal Code is amended by
5 changing Section 7-1-46 as follows:

6 (65 ILCS 5/7-1-46) (from Ch. 24, par. 7-1-46)

7 Sec. 7-1-46. Neither the People of the State of Illinois
8 nor any person, firm or corporation, public or private, nor any
9 association of persons shall commence an action contesting
10 either directly or indirectly the annexation of any territory
11 to a municipality unless initiated within one year after the
12 date such annexation becomes final or within one year of the
13 effective date of this amendatory Act of 1965 whichever date
14 occurs latest. This amendatory Act of 1965 shall apply to
15 annexations made prior to the effective date of the Act as well
16 as those made on or after the effective date. Where a
17 limitation of a shorter period is prescribed by statute such
18 shorter limitation applies. The limitation set forth in this
19 section shall apply to any annexation, even where the judge,
20 body or officer annexing the territory did not at the time of
21 such annexation have jurisdiction of the subject matter, and
22 irrespective of whether such annexation may otherwise be
23 defective or void, except that the one-year limitation of this

1 Section shall not apply to annexations of territory which was
2 not contiguous at the time of annexation and is not contiguous
3 at the time an action is brought to contest such annexation. An
4 action contesting whether annexed territory is contiguous
5 shall be commenced no later than 10 years after the date the
6 annexation ordinance is recorded.

7 (Source: P.A. 82-211.)

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.