



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5698

by Rep. Emanuel Chris Welch

SYNOPSIS AS INTRODUCED:

65 ILCS 5/3.1-10-17 new

Amends the Illinois Municipal Code. Provides that the imposition of term limits by referendum, ordinance, or otherwise must be prospective. Provides that elective office held prior to the effective date of any term limit imposed by a municipality shall not prohibit a person otherwise eligible from running for or holding elective office in that municipality. Provides that term limits imposed in a manner inconsistent with the applicable provisions are invalid. Provides that these provisions apply to all term limits imposed by a municipality by referendum, ordinance, or otherwise passed on or after November 8, 2016. Limits home rule powers. Effective immediately.

LRB100 20735 AWJ 36214 b

HOME RULE NOTE
ACT MAY APPLY

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 adding
5 Section 3.1-10-17 as follows:

6 (65 ILCS 5/3.1-10-17 new)

7 Sec. 3.1-10-17. Term limits.

8 (a) The imposition of term limits by referendum, ordinance,
9 or otherwise must be prospective. Elective office held prior to
10 the effective date of any term limit imposed by a municipality
11 shall not prohibit a person otherwise eligible from running for
12 or holding elective office in that municipality. Term limits
13 imposed in a manner inconsistent with this Section are invalid.

14 (b) A home rule unit may not regulate term limits in a
15 manner inconsistent with this Section. This Section is a
16 limitation under subsection (i) of Section 6 of Article VII of
17 the Illinois Constitution on the concurrent exercise by home
18 rule units of powers and functions exercised by the State.

19 (c) This Section applies to all term limits imposed by a
20 municipality by referendum, ordinance, or otherwise passed on
21 or after November 8, 2016.

22 Section 99. Effective date. This Act takes effect upon

1 becoming law.