

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 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:~~

16 (1) If the municipalities are situated in the same county,
17 a petition asking that the question of union of contiguous
18 municipalities be submitted to the electors of each
19 municipality shall be presented to the election authority for
20 the county in which the municipalities are situated.

21 If the municipalities are situated in 2 or more counties, a
22 petition asking that the question of union of contiguous

1 municipalities be submitted to the electors of each
 2 municipality shall be presented to the election authority in
 3 the county in which the largest municipality (by population) is
 4 situated and, if the largest municipality is situated in 2 or
 5 more counties, in the county in which the largest
 6 municipality's municipal hall is located, and a copy of the
 7 petition shall be presented to all other election authorities
 8 in all other counties referencing where the petition has been
 9 filed.

10 The petition (a) shall be signed by not less than 10% of
 11 the total number of electors of each of the municipalities
 12 sought to be united who voted at the last preceding election or
 13 250 such electors, whichever number is smaller, ~~seeking a~~
 14 ~~union,~~ (b) shall state the name by which the united
 15 municipality is to be known, and (c) shall state the form of
 16 municipal government under which the united municipality is to
 17 be governed.

18 (2) The question shall be in substantially the following
 19 form:

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21 Shall the city, village, or
 22 incorporated town (as the
 23 case may be) of.....
 24 and the city, village, or
 25 incorporated town (as the case YES
 26 may be) of....., (and

1 in this manner as far as
 2 necessary, filling blanks with
 3 the names of the municipalities
 4 to be united), be united
 5 into a single municipality
 6 under the name of.....
 7 with the..... form of
 8 municipal government (filling
 9 the blank with the word
 10 "City", ~~"Aldermanic" or~~
 11 "Commission", "Strong Mayor",
 12 "Village", or the words
 13 "Managerial With Aldermen
 14 Chosen From Wards Or Districts"
 15 as the case may be)?

NO

16 -----
 17 No other proposition shall appear thereon.

18 Subsection (a) of Section 28-2 of the Election Code applies
 19 to petitions for the union of contiguous municipalities. A
 20 union is not considered the creation or formation of a new
 21 political subdivision for purposes of Section 28 of the
 22 Election Code, and a petition for the union of contiguous
 23 municipalities is not subject to subsection (b) or (g) of
 24 Section 28-2 of the Election Code. The county election
 25 authority shall certify the question of the union to be
 26 submitted to the electors of each municipality at an election

1 to be held in each municipality in accordance with general
2 election law. Any objection to a petition to unite contiguous
3 municipalities shall be made pursuant to Sections 10-8, 10-9,
4 10-10, and 10-10.1 of the Election Code.

5 Any elected official, member, employee, or contractor of a
6 city or village subject to a petition to unite shall be
7 expressly prohibited from using any governmental or public
8 resources in opposing or supporting the petition.

9 If the majority of the votes cast in each of the contiguous
10 municipalities ~~each municipality~~ specified in the petition is
11 in favor of the proposition, then those contiguous ~~the~~
12 municipalities are united. Any combination of cities and
13 villages may unite into a city, and if multiple villages unite,
14 they may unite into a single village or city as specified in
15 the petition.

16 (3) If a majority of persons voting on the question vote
17 against the proposition, no further propositions shall be had
18 on the question for at least 22 months from the date of the
19 election in which a majority of persons voted against the
20 proposition. However, if a majority of persons voting on the
21 question in 2 or more, but less than all, municipalities in the
22 election vote in favor of the proposition, the 22-month
23 prohibition does not apply to those municipalities in which a
24 majority of persons voted in favor of the proposition.

25 (Source: P.A. 87-278.)