



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

SB0923

Introduced 2/7/2017, by Sen. Melinda Bush

#### SYNOPSIS AS INTRODUCED:

50 ILCS 110/1	from Ch. 102, par. 4.10
50 ILCS 110/2	from Ch. 102, par. 4.11
50 ILCS 110/3	from Ch. 102, par. 4.12

Amends the Public Officer Simultaneous Tenure Act. Provides that it is unlawful for any person to simultaneously hold the office of county board member and township supervisor or township trustee (currently, it is lawful to be a county board member and a township supervisor and, in counties of less than 100,000 population, a county board member and township trustee). Provides that it is unlawful (currently, lawful) for any person to simultaneously hold the office of a county board member and a township assessor or town clerk. Validates lawful actions of individuals who were previously allowed to simultaneously hold specified offices before the effective date of this amendatory Act.

LRB100 06039 AWJ 16115 b

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 Public Officer Simultaneous Tenure Act is  
5 amended by changing Sections 1, 2, and 3 as follows:

6 (50 ILCS 110/1) (from Ch. 102, par. 4.10)

7 Sec. 1. Legislative findings; purpose~~→~~. The General  
8 Assembly finds and declares that questions raised regarding the  
9 legality of simultaneously holding the office of county board  
10 member and township supervisor are warranted ~~unwarranted, and~~  
11 ~~in counties of less than 100,000 population such questions~~  
12 ~~regarding the legality of simultaneously holding the office of~~  
13 ~~county board member and township trustee are unwarranted; that~~  
14 the General Assembly viewed the office of township supervisor,  
15 ~~and in counties of less than 100,000 population the office of~~  
16 township trustee, and the office of county board member as  
17 incompatible ~~compatible~~; and that to settle the question of  
18 legality and avoid confusion among such counties and townships  
19 as may be affected by such questions it is unlawful ~~lawful~~ to  
20 hold the office of county board member simultaneously with the  
21 office of township supervisor or, ~~and in counties of less than~~  
22 ~~100,000 population with~~ the office of township trustee, in  
23 accordance with this Act.

1 (Source: P.A. 82-554.)

2 (50 ILCS 110/2) (from Ch. 102, par. 4.11)

3 Sec. 2. Simultaneous tenure declared to be unlawful ~~lawful~~.

4 It is unlawful ~~lawful~~ for any person to hold the office of  
5 county board member and township supervisor ~~or, and in counties~~  
6 ~~of less than 100,000 population the office of county board~~  
7 ~~member and township trustee,~~ simultaneously. It is also  
8 unlawful ~~lawful~~ for any person to hold the office of county  
9 board member and the office of township assessor or town clerk,  
10 simultaneously, ~~in counties of less than 300,000 population.~~

11 (Source: P.A. 90-748, eff. 8-14-98.)

12 (50 ILCS 110/3) (from Ch. 102, par. 4.12)

13 Sec. 3. All actions of persons that this Act applied to  
14 before the effective date of this amendatory Act of the 100th  
15 General Assembly such person, as township supervisor, in  
16 counties of less than 100,000 population as township trustee,  
17 or county board member after December 1, 1974, which were ~~are~~  
18 otherwise in accordance with law, are hereby validated for  
19 actions that occurred on or before the effective date of this  
20 amendatory Act of the 100th General Assembly. However, any  
21 actions in in violation of the provisions of this Act after the  
22 effective date of this amendatory Act of the 100th General  
23 Assembly are unlawful.

24 (Source: P.A. 82-554.)