

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Metro-East Sanitary District Act of 1974 is  
5 amended by changing Sections 3-1 and 3-3 as follows:

6 (70 ILCS 2905/3-1) (from Ch. 42, par. 503-1)

7 Sec. 3-1. The district shall be governed by a Board of  
8 Commissioners, consisting of 5 commissioners. Two ~~Three~~ of the  
9 commissioners shall be residents of that portion of the  
10 district in the county having the greater equalized assessed  
11 valuation of the district, and 2 shall be residents of that  
12 portion of the district in the other county. The appointment of  
13 commissioners from each county shall be made by the chairman of  
14 the county board of that county with the advice and consent of  
15 the county board, except that in the case of a home rule county  
16 as defined by Article VII, Section 6, of the Constitution of  
17 1970 the appointment shall be made by the chief executive  
18 officer of the county with the advice and consent of the county  
19 board. Beginning on the effective date of this amendatory Act  
20 of the 100th General Assembly, the mayor of the largest  
21 municipality in the county having the greater equalized  
22 assessed valuation of the district shall be an ex officio  
23 commissioner. If there is not a vacant commissioner position

1 from the county having the greater equalized assessed valuation  
2 on the effective date of this amendatory Act of the 100th  
3 General Assembly, then the term of the last appointed  
4 commissioner from that county is terminated on the effective  
5 date of this amendatory Act of the 100th General Assembly.

6 The appointed commissioners from each county may not be  
7 from the same political party. Of the 5 commissioners, no more  
8 than 3 may be of the same political party. Of the 3  
9 commissioners from the county entitled to 3 appointments, no  
10 more than 2 may be of the same political party. The 2  
11 commissioners from the other county shall not be of the same  
12 political party.

13 The County Board Chairman of either county may remove any  
14 of the appointed commissioners from his or her county with the  
15 advice and consent of the county board.

16 In the first appointments to the Board of Commissioners,  
17 the appointing authority appointing 3 directors shall  
18 designate one appointee to serve for a term of one year, one  
19 for a term of 3 years and one for a term of 5 years, and the  
20 appointing authority appointing 2 directors shall designate  
21 one to serve for a term of 2 years and one for a term of 4  
22 years. Thereafter one commissioner shall be appointed by the  
23 appropriate appointing authority each year for a term of 5  
24 years to succeed the director whose term expires in that year.  
25 Any vacancy on the Board of Commissioners shall be filled by  
26 appointment by the appropriate appointing authority for the

1 remainder of the unexpired term.

2 For the purpose of determining the ex officio commissioner,  
3 the county having the greater equalized assessed valuation of  
4 the district shall be established on January 1 of each year,  
5 and the ex officio commissioner shall serve until January 1 of  
6 the following year. ~~If the relative equalized assessed~~  
7 ~~valuation changes so that the position of the 2 counties with~~  
8 ~~respect to majority and minority representation on the board is~~  
9 ~~reversed, the next appointment that would otherwise have been~~  
10 ~~made by the appointing authority for the county formerly~~  
11 ~~entitled to 3 directors shall be made by the appointing~~  
12 ~~authority for the other county.~~

13 (Source: P.A. 83-1422.)

14 (70 ILCS 2905/3-3) (from Ch. 42, par. 503-3)

15 Sec. 3-3. (a) The board of commissioners shall be the  
16 corporate authority of the district. The board shall appoint an  
17 Executive Director who shall be the chief executive and  
18 administrative officer of the district and who shall have the  
19 powers provided in Article 4 of this Act. The Executive  
20 Director shall be a resident of the district.

21 The board may select a clerk and a treasurer.

22 The board shall, at its first meeting each year, select a  
23 president from its own membership.

24 (b) The board of commissioners shall maintain the  
25 facilities and properties under the district's control, or

1 supervision for purposes of maintenance, in compliance with the  
2 standards prescribed by the Department of Natural Resources.

3 (Source: P.A. 89-445, eff. 2-7-96.)

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.