



Rep. Nick Sauer

Filed: 5/18/2018

10000SB2459ham001

LRB100 17368 AWJ 40345 a

1 AMENDMENT TO SENATE BILL 2459

2 AMENDMENT NO. _____. Amend Senate Bill 2459 on page 2,
3 immediately below line 12, by inserting the following:

4 "Section 10. The Sanitary District Act of 1936 is amended
5 by changing Sections 33 and 35 and by adding Section 33.1 as
6 follows:

7 (70 ILCS 2805/33) (from Ch. 42, par. 444)

8 Sec. 33. Except as provided in Section 33.1, any ~~any~~
9 sanitary district created under this Act which does not have
10 outstanding and unpaid any revenue bonds issued under the
11 provisions of this Act may be dissolved as follows:

12 (a) Any 50 electors residing within the area of any
13 sanitary district may file with the circuit clerk of the county
14 in which the area is situated, a petition addressed to the
15 circuit court to cause submission of the question whether the
16 sanitary district shall be dissolved. Upon the filing of the

1 petition with the clerk, the court shall certify the question
 2 to the proper election officials who shall submit the question
 3 at an election in accordance with the general election law, and
 4 give notice of the election in the manner provided by the
 5 general election law.

6 The question shall be in substantially the following form:

7 -----
 8 "Shall the sanitary YES
 9 district of be -----
 10 dissolved?" NO
 11 -----

12 If a majority of the votes cast on this question are in
 13 favor of dissolution of the sanitary district, then such
 14 organization shall cease, and the sanitary district is
 15 dissolved, and the court shall direct the sanitary district to
 16 discharge all outstanding obligations.

17 (b) The County of Lake may dissolve the Fox Lake Hills
 18 Sanitary District, thereby acquiring all of the District's
 19 assets and responsibilities, upon adopting a resolution
 20 stating: (1) the reasons for dissolving the District; (2) that
 21 there are no outstanding debts of the District or that the
 22 County has sufficient funds on hand or available to satisfy
 23 such debts; (3) that no federal or State permit or grant will
 24 be impaired by dissolution of the District; and (4) that the
 25 County assumes all assets and responsibilities of the District.
 26 Upon dissolution of the District, the statutory powers of the

1 former District shall be exercised by the county board of the
2 Lake County. Within 60 days after the effective date of such
3 resolution, the County of Lake shall notify the Illinois
4 Environmental Protection Agency regarding the dissolution of
5 the Fox Hills Sanitary District.

6 (Source: P.A. 99-783, eff. 8-12-16; 100-201, eff. 8-18-17.)

7 (70 ILCS 2805/33.1 new)

8 Sec. 33.1. Dissolution of Lakes Region Sanitary District.
9 The Lakes Region Sanitary District may dissolve itself upon
10 entering into a dissolution agreement with Lake County for the
11 county to acquire all of the assets and responsibilities of the
12 district. Upon dissolution of the district, the statutory
13 powers of the former district shall be exercised by the county
14 board of Lake County. No later than 60 days after the effective
15 date of the dissolution, Lake County shall notify the Illinois
16 Environmental Protection Agency of the dissolution of the Lakes
17 Region Sanitary District and provide a copy of the dissolution
18 agreement to the Agency.

19 (70 ILCS 2805/35) (from Ch. 42, par. 446)

20 Sec. 35. The dissolution of any sanitary district shall not
21 affect the obligation of any bonds issued or contracts entered
22 into by such district, nor invalidate the levy, extension or
23 collection of any taxes or special assessments upon the
24 property in the debtor district, but all such bonds and

1 contracts shall be discharged.

2 All money remaining after the business affairs of the
3 sanitary district have been closed up and all the debts and
4 obligations of the sanitary district have been paid, shall be
5 paid to the school treasurer of the school district in which
6 the sanitary district was situated, not including high school
7 districts; except that after the business affairs of the Lakes
8 Region Sanitary District have been closed up and all the debts
9 and obligations of the Lakes Region Sanitary District have been
10 paid after dissolution under Section 33.1, all money remaining
11 shall be paid to Lake County. When the district was situated in
12 two or more such school districts the money shall be divided
13 between the districts, each district to receive an amount based
14 on the ratio of assessed valuation of real estate of the
15 district which was situated in the sanitary district to the
16 assessed valuation of the real estate of all school districts
17 which were situated in the sanitary district.
18 (Source: Laws 1957, p. 349.)".