



Sen. Chapin Rose

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10000SB2593sam001

LRB100 18486 AXK 37436 a

1 AMENDMENT TO SENATE BILL 2593

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2593 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Highway Code is amended by  
5 changing Sections 6-134 and 6-135 as follows:

6 (605 ILCS 5/6-134)

7 Sec. 6-134. Abolishing a road district. By resolution, the  
8 board of trustees of any township located in a county with less  
9 than 3,000,000 inhabitants may submit a proposition to abolish  
10 the road district of that township to the electors of that  
11 township at a general election or consolidated election in  
12 accordance with the general election law. The ballot shall be  
13 in substantially the following form:

14 -----

15 Shall the Road District of the Township of

1 ..... be abolished with all the rights,  
 2 powers, duties, assets, property, liabilities, YES  
 3 obligations, and responsibilities being assumed -----  
 4 by the Township of ..... ? NO  
 5 -----

6 Before a township may submit a proposition to abolish a  
 7 road district under this Section, the township shall prepare,  
 8 through an independent entity, a cost study demonstrating that  
 9 the abolishment is cost efficient. The results of the cost  
 10 study shall be valid for the 4-year term of the Township Board.  
 11 The findings of the cost study shall be included on the  
 12 proposition ballot. In this Section, "independent entity"  
 13 means a consulting firm with experience in economics and local  
 14 government finance that does not have an existing agreement for  
 15 services in the township or with the county in which the  
 16 township is located.

17 In the event that a majority of the electors voting on such  
 18 proposition are in favor thereof, then the road district shall  
 19 be abolished by operation of law effective 90 days after vote  
 20 certification by the governing election authority or on the  
 21 date the term of the highway commissioner in office at the time  
 22 the proposition was approved by the electors expires, whichever  
 23 is later.

24 On that date, all the rights, powers, duties, assets,  
 25 property, liabilities, obligations, and responsibilities of

1 the road district shall by operation of law vest in and be  
2 assumed by the township. On that date, the township board of  
3 trustees shall assume all taxing authority of a road district  
4 abolished under this Section. On that date, any highway  
5 commissioner of the abolished road district shall cease to hold  
6 office, such term having been terminated. Thereafter, the  
7 township shall exercise all duties and responsibilities of the  
8 highway commissioner as provided in the Illinois Highway Code.  
9 The township board of trustees may enter into a contract with  
10 the county, a municipality, or a private contractor to  
11 administer the roads under its jurisdiction. The township board  
12 of trustees shall assume all taxing authority of a township  
13 road district abolished under this subsection. For purposes of  
14 distribution of revenue, the township shall assume the powers,  
15 duties, and obligations of the road district.

16 (Source: P.A. 100-106, eff. 1-1-18.)

17 (605 ILCS 5/6-135)

18 Sec. 6-135. Abolishing a road district with less than 15  
19 miles of roads.

20 (a) Any township in a county with a population less than  
21 3,000,000 may abolish a road district of that township if the  
22 roads of the road district are less than 15 miles in length, as  
23 determined by the county engineer or county superintendent of  
24 highways, by resolution of a majority of the board of trustees  
25 to submit a referendum to abolish the road district of that

1 township. The referendum shall be submitted to the electors of  
2 that township at the next general election or consolidated  
3 election in accordance with the general election law. The  
4 ballot shall be in substantially the following form:

5 -----  
6 Shall the Road District of the Township of  
7 ..... be abolished with all the rights,  
8 powers, duties, assets, property, liabilities, YES  
9 obligations, and responsibilities being assumed -----  
10 by the Township of ..... ? NO  
11 -----

12 (a-5) Before a township may submit a referendum to abolish  
13 a road district under subsection (a), the township shall  
14 prepare, through an independent entity, a cost study  
15 demonstrating that the abolishment is cost efficient on the  
16 date of abolishment. The results of the cost study shall be  
17 valid for the 4-year term of the Township Board. The findings  
18 of the cost study shall be included on the referendum ballot.  
19 For purposes of this subsection, "independent entity" means a  
20 consulting firm with experience in economics and local  
21 government finance that does not have an existing agreement for  
22 services in the township or with the county in which the  
23 township is located.

24 (b) If a majority of the electors voting on the referendum  
25 under subsection (a) of this Section are in favor of abolishing  
26 the township road district, then the road district is abolished

1 on the January 1 following the approval of the referendum or on  
2 the date the term of the highway commissioner in office at the  
3 time the referendum was approved expires, whichever is later.

4 On the date of abolishment: all the rights, powers, duties,  
5 assets, property, liabilities, obligations, and  
6 responsibilities of the road district shall by operation of law  
7 vest in and be assumed by the township; the township board of  
8 trustees shall assume all taxing authority of a road district  
9 abolished under this Section; any highway commissioner of the  
10 abolished road district shall cease to hold office; the  
11 township shall exercise all duties and responsibilities of the  
12 highway commissioner as provided in the Illinois Highway Code;  
13 and for purposes of distribution of revenue, the township shall  
14 assume the powers, duties, and obligations of the road  
15 district. The township board of trustees may enter into a  
16 contract with the county, a municipality, or a private  
17 contractor to administer the roads added to its jurisdiction  
18 under this Section.

19 (Source: P.A. 100-107, eff. 1-1-18.)

20 Section 99. Effective date. This Act takes effect January  
21 1, 2019."