



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3220

Introduced 2/11/2020, by Sen. Dan McConchie

SYNOPSIS AS INTRODUCED:

See Index

Amends the Counties Code. Creates the Countywide Shared Services Property Tax Savings Plan Division. Provides that a shared services panel is created in each county consisting the county executive or chairperson of the county board and a representative of each municipality and township in the county. Provides that municipalities with a population greater than 1,000,000 are not required to, but may, participate. Allows the county executive or chairperson to invite representatives of other governmental units (units of local government and school districts) to participate. Provides that the county executive or chairperson shall initial prepare a countywide shared services property tax savings plan for initial approval by the county board. Provides that the plan shall contain new recurring property tax savings through actions such as, but not limited to: the elimination of duplicative services; shared services, such as joint purchasing, shared highway equipment, shared storage facilities, shared plowing services, and energy and insurance purchasing cooperatives; reduction in back office administrative overhead; and better coordination of services. After review by the county board, requires the shared services panel to approve the plan on or before December 31, 2021. Includes provisions regarding public input, presentation of the plan, implementation of the plan, and resubmittal of a failed plan. Limits home rule powers. Amends the State Mandates Act to require implementation without reimbursement.

LRB101 20477 AWJ 70051 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

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 Counties Code is amended by adding Division
5 6-35 as follows:

6 (55 ILCS 5/Div. 6-35 heading new)

7 Division 6-35. Countywide Shared
8 Services Property Tax Savings Plan

9 (55 ILCS 5/6-35005 new)

10 Sec. 6-35005. Definitions. As used in this Act:

11 "Chief executive officer" means the county executive or
12 chief executive officer of a county or, if none, the
13 chairperson of the county board or board of county
14 commissioners.

15 "County board" means a county board or board of county
16 commissioners.

17 "Governmental unit" means a unit of local government or
18 school district.

19 "Plan" means the countywide shared services property tax
20 savings plan.

21 (55 ILCS 5/6-35010 new)

1 Sec. 6-35010. Shared services panel.

2 (a) A shared services panel is created in each county
3 consisting of the chief executive officer of the county, who
4 shall serve as chair, and one representative from each
5 municipality and township in the county. The mayor or president
6 of each municipality and the supervisor of each township shall
7 be the representative to the shared services panel. A
8 municipality with a population greater than 1,000,000 is not
9 required to participate but may participate upon approval of
10 its city council.

11 (b) The chief executive officer of the county may invite
12 any other governmental units in the county to participate in
13 the shared services panel. Upon such invitation, the governing
14 body of the governmental unit may accept the invitation by
15 selecting a representative of the governing body, by majority
16 vote, to serve as a member of the shared services panel.

17 (c) In the development of the countywide shared services
18 property tax savings plan under Section 6-35015, the chief
19 executive officer of the county shall regularly consult with,
20 and take recommendations from, the members of the shared
21 services panel and from the representative of each collective
22 bargaining unit of the county and the governmental units.

23 (55 ILCS 5/6-35015 new)

24 Sec. 6-35015. Countywide shared services property tax
25 savings plan; approval.

1 (a) The chief executive officer of each county shall
2 prepare a countywide shared services property tax savings plan
3 for shared, coordinated, and efficient services among the
4 county and governmental units. The plan shall contain new
5 recurring property tax savings through actions such as, but not
6 limited to: the elimination of duplicative services; shared
7 services, such as joint purchasing, shared highway equipment,
8 shared storage facilities, shared plowing services, and energy
9 and insurance purchasing cooperatives; reduction in back
10 office administrative overhead; and better coordination of
11 services.

12 (b) The chief executive officer of the county shall submit
13 the plan to the county board no later than September 1, 2021.
14 The plan shall be accompanied by a certification as to the
15 accuracy of the savings contained therein.

16 The county board shall review and consider the plan
17 submitted to it. The county board, by majority vote, may issue
18 an advisory report making recommendations as deemed necessary
19 no later than October 15, 2021. The chief executive officer may
20 make modifications to the plan based on such recommendations.
21 If modifications are made by the chief executive officer, he or
22 she shall produce an updated certification as to the accuracy
23 of the savings contained therein.

24 (c) After review by the county board, the shared services
25 panel shall consider the plan, including with public input
26 under Section 6-35020. A majority vote of the panel shall be

1 required for approval of the plan, provided however that each
2 member of the panel may, prior to the panel-wide vote, cause to
3 be removed from the plan the governmental unit represented by
4 the respective member. Written notice of such removal shall be
5 provided to the chief executive officer of the county prior to
6 the panel-wide vote on the plan and the member removing a
7 governmental unit from the plan shall not be allowed to vote on
8 the plan.

9 (d) If a shared services panel cannot agree on a plan by
10 December 31, 2021, then it shall release to the public a
11 written status report on the proposal, by a majority vote of
12 the panel, including the reason for the delay. The county shall
13 then follow the same procedures of this Section and Section
14 6-35030 to attempt to produce an approved resubmitted plan by
15 December 31, 2022.

16 (55 ILCS 5/6-35020 new)

17 Sec. 6-35020. Public input. Public input, as well as input
18 from civic, business, labor, and community leaders, shall be
19 accepted by the chief executive officer, the county board, and
20 the shared services panel on the proposed countywide shared
21 services property tax savings plan. To facilitate such input, 3
22 or more public hearings shall be held within the county. All
23 such public hearings shall be conducted prior to the submission
24 of the countywide shared services property tax savings plan to
25 a vote of the shared services panel, and public notice of all

1 such hearings shall be provided as required under the Open
 2 Meetings Act. Civic, business, labor, and community leaders, as
 3 well as members of the public, shall be permitted to provided
 4 public testimony at the hearings.

5 (55 ILCS 5/6-35025 new)

6 Sec. 6-35025. Plan summary; plan presentation.

7 (a) Upon approval of the shared services panel under
 8 subsection (c) of Section 6-35015, the chief executive officer
 9 of the county shall finalize the plan by creating a summary of
 10 the plan under subsection (b). Once the summary is complete,
 11 the county clerk shall disseminate the summary to all
 12 governmental units whose representatives voted on the plan for
 13 placement on the governmental unit's website, if any, including
 14 on the county's website.

15 (b) The plan summary shall contain the following
 16 information and shall be substantially in the form set forth
 17 below:

18 (County name) Shared Services Property Tax Savings Plan Summary

19	<u>Row 1</u>	<u>Participating</u>	<u>(insert number of</u>
20		<u>Municipalities</u>	<u>municipalities in</u>
			<u>the county as well</u>

1 as the number and
 2 list of
 3 municipalities with
 4 a representative on
 5 the panel who voted
 6 on the plan)

7
 8 Row 2 Participating (insert number of
 9 Townships townships in the
 10 county as well
 11 as the number and
 12 list of townships
 13 with a
 14 representative on
 15 the panel who voted
 16 on the plan)

17
 18 Row 3 Governmental Units (insert number of
 19 (other than School governmental units
Districts, -- other than school
Municipalities, and districts,
Townships) municipalities,

1 and townships -- in
2 the county as well as
3 the number and list
4 of those
5 governmental units
6 with a
7 representative on
8 the panel who voted
on the plan)

9

10 Row 4 Participating School (insert number of
11 Districts school districts in
12 the county as well as
13 the number and list
14 of school districts
15 with a
16 representative on
17 the panel who voted
on the plan)

18

1 anticipated in State
 2 fiscal year 2023,
 3 State fiscal year
 4 2024, and annually
 5 thereafter)

7 Row 8 Anticipated Savings (insert sum total of
 8 as a Percentage of net savings in such
 9 Participating plan certified as
 10 Entities Property being of anticipated
 11 Taxes in State fiscal
 12 year 2023 as a
 13 percentage of the sum
 14 total in Row 6, State
 15 fiscal year 2024 as a
 16 percentage
 17 of the sum total in
 18 Row 6, and annually
 19 thereafter as a
 20 percentage of the sum
 21 total in Row 6)

22 Row 9 Anticipated (insert the amount of
 23 Cost/Savings to the the savings that the
 24 Average Taxpayer average taxpayer in
the county will

1 realize in State
2 fiscal year 2023,
3 State fiscal year
4 2024, and annually
5 thereafter if the net
6 savings certified in
7 the plan are
8 realized)

9
10 Row 10 Anticipated (insert the
11 Costs/Savings to the percentage amount a
12 Average Homeowner homeowner can expect
13 his or her property
14 taxes to increase or
15 decrease in State
16 fiscal year 2023,
17 State fiscal year
18 2024, and annually
19 thereafter if the net
20 savings certified in
21 the plan are
22 realized)

23

1 Row 11 Anticipated (insert the
2 Costs/Savings to the percentage amount a
3 Average Business business can expect
4 its property taxes to
5 increase or decrease
6 in State fiscal year
7 2023, State fiscal
8 year 2024, and
9 annually thereafter
10 if the net savings
11 certified in the plan
12 are realized)

13 (c) The chief executive officer of the county shall conduct
14 a public presentation of the plan no later than March 1, 2022.
15 Public notice of the public presentation shall be provided as
16 required under the Open Meetings Act.

17 (55 ILCS 5/6-35030 new)

18 Sec. 6-35030. Failed plan; resubmittal.

19 (a) If the plan shall fail to obtain the approval of the
20 shared services panel under Section 6-35015, the chief
21 executive officer of the county shall resubmit such plan to the
22 shared services panel, in accordance with the procedures
23 established for first consideration of the plan by the county
24 board outlined by Section 6-35015, no later than September 1,
25 2022. The county board shall issue any advisory report no later

1 than October 15, 2022.

2 (b) The shared services panel shall approve the plan
3 resubmitted under this Section no later than December 31, 2022,
4 the chief executive officer of the county shall finalize the
5 resubmitted plan as provided in Section 6-35025. The dates in
6 rows 5 through 11 of the summary the chief executive officer
7 shall create under subsection (b) of Section 6-35025 for the
8 resubmitted plan shall be increased one year.

9 (55 ILCS 5/6-35035 new)

10 Sec. 6-35035. Implementation of plan.

11 (a) Subject to subsection (b), each governmental unit that
12 is part of the plan may implement any portion of the plan that
13 applies to the government unit, including reducing taxes or tax
14 levies as a result of anticipated savings.

15 (b) Where the implementation of any component of the plan
16 is subject to a public hearing, a mandatory or permissive
17 referendum, consents of the State or other governmental unit,
18 requirements applicable to the making of contracts, or
19 requirements of any other law, then implementation of such
20 component shall be conditioned on compliance with such
21 requirements.

22 (55 ILCS 5/6-35040 new)

23 Sec. 6-35040. Home rule. The regulation of countywide
24 shared services property tax savings plans and shared services

1 panels are exclusive powers and functions of the State. A home
2 rule unit may not regulate countywide shared services property
3 tax savings plans. This Division is a denial and limitation of
4 home rule powers and functions under subsection (h) of Section
5 6 of Article VII of the Illinois Constitution.

6 Section 90. The State Mandates Act is amended by adding
7 Section 8.44 as follows:

8 (30 ILCS 805/8.44 new)

9 Sec. 8.44. Exempt mandate. Notwithstanding Sections 6 and 8
10 of this Act, no reimbursement by the State is required for the
11 implementation of any mandate created by this amendatory Act of
12 the 101st General Assembly.

1 INDEX

2 Statutes amended in order of appearance

3 55 ILCS 5/Div. 6-35

4 heading new

5 55 ILCS 5/6-35005 new

6 55 ILCS 5/6-35010 new

7 55 ILCS 5/6-35015 new

8 55 ILCS 5/6-35020 new

9 55 ILCS 5/6-35025 new

10 55 ILCS 5/6-35030 new

11 55 ILCS 5/6-35035 new

12 55 ILCS 5/6-35040 new

13 30 ILCS 805/8.44 new