

# HB0566



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0566

Introduced 2/8/2021, by Rep. Sam Yingling

### SYNOPSIS AS INTRODUCED:

50 ILCS 105/3.3 new

50 ILCS 105/4

from Ch. 102, par. 4

Amends the Public Officer Prohibited Activities Act. Provides that a unit of local government with taxing authority, or any person holding public office with that unit of local government, shall not use public resources or public funds to obstruct, fight, or challenge initiatives to consolidate, merge, or eliminate any unit of local government. Provides that State moneys shall be withheld from the unit of local government until the obstruction, fighting, or challenge is concluded.

LRB102 10091 AWJ 15412 b

FISCAL NOTE ACT  
MAY APPLY

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 Public Officer Prohibited Activities Act is  
5 amended by changing Section 4 and by adding Section 3.3 as  
6 follows:

7 (50 ILCS 105/3.3 new)

8 Sec. 3.3. Consolidating, merging, or eliminating units of  
9 local government.

10 (a) Notwithstanding any other provision of law, a unit of  
11 local government with taxing authority, or any person holding  
12 public office with that unit of local government, shall not  
13 use public resources or public funds to obstruct, fight, or  
14 challenge initiatives to consolidate, merge, or eliminate any  
15 unit of local government.

16 (b) If a unit of local government with taxing authority,  
17 or any person holding public office violates subsection (a) of  
18 this Section, then all State moneys, including, but not  
19 limited to, moneys from the County and Mass Transit District  
20 Fund, Local Government Distributive Fund, Local Government Tax  
21 Fund, State and Local Sales Tax Reform Fund, and personal  
22 property replacement tax revenues, shall be withheld from the  
23 unit of local government until the obstruction, fighting, or

1 challenge by the unit of local government, or public official,  
2 is concluded.

3 (50 ILCS 105/4) (from Ch. 102, par. 4)

4 Sec. 4. Any alderman, member of a board of trustees,  
5 supervisor or county commissioner, or other person holding any  
6 office, either by election or appointment under the laws or  
7 constitution of this state, who violates any provision of the  
8 preceding sections, is guilty of a Class 4 felony and in  
9 addition thereto, any office or official position held by any  
10 person so convicted shall become vacant, and shall be so  
11 declared as part of the judgment of court. This Section does  
12 not apply to a violation of subsection (b) of Section 2a or  
13 Section 3.3.

14 (Source: P.A. 100-868, eff. 1-1-19.)