

# HB1405



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB1405

Introduced 2/17/2021, by Rep. Emanuel Chris Welch

#### SYNOPSIS AS INTRODUCED:

50 ILCS 605/1

from Ch. 30, par. 156

Amends the Local Government Property Transfer Act. Makes a technical change in the definitions Section of the Act.

LRB102 03421 AWJ 13434 b

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 Local Government Property Transfer Act is  
5 amended by changing Section 1 as follows:

6 (50 ILCS 605/1) (from Ch. 30, par. 156)

7 Sec. 1. When used in this Act:

8 (a) The ~~The~~ term "transferor municipality" shall mean a  
9 municipal corporation transferring real estate or any interest  
10 therein, under the provisions of this Act.

11 (b) The term "transferee municipality" shall mean a  
12 municipal corporation or 2 or more school districts operating  
13 a cooperative or joint educational program pursuant to Section  
14 10-22.31 of the School Code receiving a transfer of real  
15 estate or any interest therein under provisions of this Act.

16 (c) The term "municipality" whether used by itself or in  
17 conjunction with other words, as in (a) or (b) above, shall  
18 mean and include any municipal corporation or political  
19 subdivision organized and existing under the laws of the State  
20 of Illinois and including, but without limitation, any city,  
21 village, or incorporated town, whether organized under a  
22 special charter or under the General Act, or whether operating  
23 under the commission or managerial form of government, county,

1 school districts, trustees of schools, boards of education, 2  
2 or more school districts operating a cooperative or joint  
3 educational program pursuant to Section 10-22.31 of the School  
4 Code, sanitary district or sanitary district trustees, forest  
5 preserve district or forest preserve district commissioner,  
6 park district or park commissioners, airport authority and  
7 township.

8 (d) The term "restriction" shall mean any condition,  
9 limitation, qualification, reversion, possibility of  
10 reversion, covenant, agreement or restraint of whatever kind  
11 or nature, the effect of which is to restrict the use or  
12 ownership of real estate by a municipality as defined in (c)  
13 above.

14 (e) The term "corporate authorities" shall mean the  
15 members of the legislative body of any municipality as defined  
16 in (c) above.

17 (f) The term "held" or any form thereof, when used in  
18 reference to the interest of a municipality in real estate  
19 shall be taken and construed to refer to and include all of the  
20 right, title and interest of such municipality of whatever  
21 kind or nature, in and to such real estate.

22 (g) Each of the terms above defined and the terms  
23 contained in the definition of each of said terms shall be  
24 taken and construed to include the plural form thereof.

25 (h) The term "Local Improvement Act" shall mean an Act of  
26 the General Assembly of the State of Illinois entitled "An Act

1 concerning local improvements," approved June 14, 1897, and  
2 the amendments thereto.

3 (i) The term "State of Illinois" shall mean the State of  
4 Illinois or any department, commission, board or other agency  
5 of the State.

6 (Source: P.A. 96-783, eff. 8-28-09.)