



Rep. Curtis J. Tarver, II

Filed: 3/6/2023

10300HB2040ham001

LRB103 05071 MXP 58283 a

1 AMENDMENT TO HOUSE BILL 2040

2 AMENDMENT NO. _____. Amend House Bill 2040 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Highway Code is amended by
5 changing Section 6-115 as follows:

6 (605 ILCS 5/6-115) (from Ch. 121, par. 6-115)

7 Sec. 6-115. (a) Except as provided in Section 10-20 of the
8 Township Code or subsections ~~subsection~~ (b) and (c), no person
9 shall be eligible to the office of highway commissioner or
10 clerk unless he shall be a legal voter and has been one year a
11 resident of the district. In road districts that elect a
12 clerk, the same limitation shall apply to the district clerk.

13 (b) A board of trustees in a county organized under
14 Division 2-1 of the Counties Code may (i) appoint a
15 non-resident or a resident that has not resided in the
16 district for one year to be a highway commissioner, or (ii)

1 contract with a neighboring township to provide highway
2 commissioner or clerk services if:

3 (1) the district is within a township with no
4 incorporated town;

5 (2) the township has a population of less than 1,000
6 ~~500~~; and

7 (3) no qualified candidate who has resided in the
8 township for at least one year is willing to serve as
9 highway commissioner or clerk.

10 (c) A board of trustees in a county organized under
11 Division 2-4 of the Counties Code may (i) appoint a
12 non-resident or a resident who has not resided in the district
13 for one year to be a highway commissioner, or (ii) contact with
14 a neighboring township to provide highway commissioner or
15 clerk services if no qualified candidate who has resided in
16 the road district for at least one year is willing to serve as
17 highway commissioner or clerk.

18 (Source: P.A. 101-197, eff. 1-1-20; 102-558, eff. 8-20-21.)".