



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB0046

Introduced 1/20/2023, by Sen. David Koehler

SYNOPSIS AS INTRODUCED:

New Act

Creates the Illinois Waterway Ports Commission Act. Provides that the Illinois Waterway Ports Commission is created and shall exercise jurisdiction with respect to the duties and powers delegated to it under the Act within the following port districts and counties: the Seneca Regional Port District, the Ottawa Port District, the Illinois Valley Regional Port District, the Heart of Illinois Regional Port District, and the Havana Port District and Fulton, Mason, Tazewell, Peoria, Woodford, Marshall, Putnam, Bureau, LaSalle, and Grundy counties. Provides that the Commission shall (1) coordinate and synchronize common efforts and initiatives in the Commission area to enhance the reporting and benefits of statistical data; (2) make recommendations to the Governor, the General Assembly, Congress, and federal agencies on regional issues that impact multimodal transportation, economic development, environmental sustainability, and climate resiliency of the Commission area; (3) coordinate and synchronize common efforts and initiatives on the larger Illinois Waterway with the Mid-America Port Commission and the Joliet Regional Port District; (4) coordinate and synchronize federal activities associated with the nonfederal sponsorship of the M-55 Illinois-Gulf Marine Highway; and (5) request and assist in requesting funding for the Commission area and the surrounding areas, as the Commission deems necessary. Includes provisions relating to the organization of the Commission and the Commission's powers. Effective immediately.

LRB103 04660 AWJ 50202 b

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 1. Short title. This Act may be cited as the
5 Illinois Waterway Ports Commission Act.

6 Section 5. Creation; membership; administrative support.

7 (a) The Illinois Waterway Ports Commission is hereby
8 created. The Commission shall exercise jurisdiction with
9 respect to the duties and powers delegated to it under this Act
10 within the following port districts and counties: the Seneca
11 Regional Port District, the Ottawa Port District, the Illinois
12 Valley Regional Port District, the Heart of Illinois Regional
13 Port District, and the Havana Port District and Fulton, Mason,
14 Tazewell, Peoria, Woodford, Marshall, Putnam, Bureau, LaSalle,
15 and Grundy counties.

16 (b) The Commission shall consist of the following 9
17 appointed members:

18 (1) a member of the Board of the Seneca Regional Port
19 District, appointed by the Chairperson of the Board;

20 (2) a member of the Board of the Ottawa Port District,
21 appointed by the Chairperson of the Board;

22 (3) a member of the Board of the Illinois Valley
23 Regional Port District, appointed by the Chairperson of

1 the Board;

2 (4) a member of the Board of the Heart of Illinois
3 Regional Port District, appointed by the Chairperson of
4 the Board;

5 (5) a member of the Board of the Havana Regional Port
6 District, appointed by the Chairperson of the Board;

7 (6) a member from a not-for-profit organization that
8 assists with local government planning within the northern
9 territory of the Commission, appointed by the majority
10 vote of the chairpersons of the Seneca Regional Port
11 District, Ottawa Port District, Illinois Valley Regional
12 Port District, Heart of Illinois Regional Port District,
13 and Havana Regional Port District;

14 (7) a member appointed by the Tri-County Regional
15 Planning Commission from the Tri-County Regional Planning
16 Commission;

17 (8) a member from a not-for-profit organization that
18 assists with local government planning within the southern
19 territory of the Commission, appointed by the majority
20 vote of the chairpersons of the Seneca Regional Port
21 District, Ottawa Port District, Illinois Valley Regional
22 Port District, Heart of Illinois Regional Port District,
23 and Havana Regional Port District;

24 (9) a member that is recommended by the Chairperson of
25 the Board of the Heart of Illinois Regional Port District
26 and appointed by the majority vote of the chairpersons of

1 the Seneca Regional Port District, Ottawa Port District,
2 Illinois Valley Regional Port District, Heart of Illinois
3 Regional Port District, and Havana Regional Port District.

4 The members shall be appointed no later than 90 days after
5 the effective date of this Act. The members shall hold office
6 for a period of 6 years, or until a successor has been
7 appointed, and the members shall serve without compensation.
8 At the expiration of the term of an appointed member, the
9 person, organization, chairperson, or chairpersons who
10 appointed the member shall appoint a successor who shall hold
11 office for 6 years or until a successor has been appointed.

12 (c) The members of the Commission shall elect a
13 chairperson of the Commission for a 2-year term after all the
14 members are selected. A member of the Commission shall not
15 serve more than 2 terms as chairperson.

16 (d) If a vacancy occurs in the Commission membership, the
17 vacancy shall be filled in the same manner as the original
18 appointment for the remainder of the unexpired term.

19 (e) The Commission shall meet no less than once a year.

20 (f) The Heart of Illinois Regional Port District shall
21 provide administrative support and other support to the
22 Commission.

23 Section 10. Duties. The Commission has the following
24 duties:

25 (1) to coordinate and synchronize common efforts and

1 initiatives within the areas over which it has jurisdiction
2 under this Act in order to enhance the reporting and benefits
3 of statistical data;

4 (2) to make recommendations to the Governor, the General
5 Assembly, Congress, and federal agencies on regional issues
6 that impact multimodal transportation, economic development,
7 environmental sustainability, and climate resiliency within
8 the areas over which it has jurisdiction under this Act;

9 (3) to coordinate and synchronize common efforts and
10 initiatives with the Mid-America Port Commission and the
11 Joliet Regional Port District;

12 (4) to coordinate and synchronize federal activities
13 associated with the nonfederal sponsorship and development of
14 the M-55 Illinois-Gulf Marine Highway; and

15 (5) to request funding or assist in requesting funding, as
16 it deems necessary, for those areas over which it has
17 jurisdiction under this Act.

18 Section 15. Powers.

19 (a) The Commission may request funding from any federal,
20 state, municipal, or local government or any other person or
21 organization for purposes of the Commission within the
22 Commission's jurisdiction. The individual port districts
23 within the Commission's jurisdiction retain authority to
24 request funding from any federal, state, municipal, or local
25 government or any other person or organization for purposes of

1 the individual port districts within the Commission area.

2 (b) The Commission may enter into a memorandum of
3 understanding or intergovernmental agreement with the State, a
4 unit of local government, or a federal governmental
5 organization in the performance of its duties. The Commission
6 may not exercise control over a operation of a port district
7 established by any other law except by voluntary agreement
8 between the port district and the Commission.

9 (c) The Commission may perform any other act that may be
10 useful in performing its duties under Section 10 or powers
11 under this Section.

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.