

1 AMENDMENT TO HOUSE BILL 2873

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2873 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing  
5 Section 85-13 as follows:

6 (60 ILCS 1/85-13)

7 Sec. 85-13. Township services, generally.

8 (a) The township board may either expend funds directly  
9 or may enter into any cooperative agreement or contract with  
10 any other governmental entity, not-for-profit corporation,  
11 non-profit community service association, or any for-profit  
12 business entity as provided in subsection (b) with respect to  
13 the expenditure of township funds, or funds made available to  
14 the township under the federal State and Local Fiscal  
15 Assistance Act of 1972, to provide any of the following  
16 services to the residents of the township:

17 (1) Ordinary and necessary maintenance and  
18 operating expenses for the following:

19 (A) Public safety (including law enforcement,  
20 fire protection, and building code enforcement).

21 (B) Environmental protection (including sewage  
22 disposal, sanitation, and pollution abatement).

1 (C) Public transportation (including transit  
2 systems, paratransit systems, and streets and  
3 roads).

4 (D) Health.

5 (E) Recreation.

6 (F) Libraries.

7 (G) Social services for the poor and aged.

8 (2) Ordinary and necessary capital expenditures  
9 authorized by law.

10 (3) Development and retention of business,  
11 industrial, manufacturing, and tourist facilities within  
12 the township.

13 (b) To be eligible to receive funds from the township  
14 under this Section, a private not-for-profit corporation or  
15 community service association shall have been in existence at  
16 least one year before receiving the funds. The township board  
17 may, however, for the purpose of providing day care services,  
18 contract with day care facilities licensed under the Child  
19 Care Act of 1969, regardless of whether the facilities are  
20 organized on a for-profit or not-for-profit basis.

21 (c) Township governments that directly expend or  
22 contract for day care shall use the standard of need  
23 established by the Department of Children and Family Services  
24 in determining recipients of subsidized day care and shall  
25 use the rate schedule used by the Department of Children and  
26 Family Services for the purchase of subsidized day care.

27 (d) Township governments that directly expend or  
28 contract for senior citizen services may contract with  
29 for-profit (or not-for-profit) and non-sectarian  
30 organizations as provided in Sections 220-15 and 220-35.

31 (e) Those township supervisors or other elected township  
32 officials who are also members of a county board shall not  
33 vote on questions before the township board or the county  
34 board that relate to agreements or contracts between the

1 township and the county under this Section or agreements or  
2 contracts between the township and the county that are  
3 otherwise authorized by law.

4 (f) Notwithstanding Article 210 of this Code, in  
5 townships with a population exceeding 75,000 according to the  
6 most recent federal decennial census, the township board may  
7 enter into contracts with private firms or local governments  
8 for the collection and the recycling, treatment, and disposal  
9 of garbage, refuse, and ashes in a facility designated for  
10 the recycling, treatment, collection, and disposal.

11 As used in the subsection:

12 (1) "Garbage" means wastes resulting from the  
13 handling, preparation, cooking, and consumption of food  
14 and wastes from the handling, storage, and sale of  
15 produce.

16 (2) "Refuse" means: (i) combustible trash,  
17 including but not limited to, paper, cartons, boxes,  
18 barrels, wood, excelsior, tree branches, yard trimmings,  
19 wood furniture, and bedding; (ii) non combustible trash,  
20 including but not limited to, metals, tin cans, metal  
21 furniture, dirt, small quantities of rock and pieces of  
22 concrete, glass, crockery, and other mineral waste; (iii)  
23 street rubbish, including but not limited to, street  
24 sweepings, dirt, leaves, catch-basin dirt, and contents  
25 of litter receptacles. "Refuse" does not mean, however,  
26 earth and wastes from building operations or solid wastes  
27 resulting from industrial process and manufacturing  
28 operations such as food processing wastes, boiler-house  
29 cinders, lumber, or scraps and shavings.

30 (3) "Ashes" means residue from fires used for  
31 cooking and for heating buildings.

32 ~~The--township-board-may-enter-into-direct-agreements-with~~  
33 ~~for-profit-corporations-or-other-business-entities--to--carry~~  
34 ~~out---recycling--programs--in--unincorporated--areas--of--the~~

1 township.

2 The township board may by ordinance adopt rules and  
3 regulations relating to recycling programs in unincorporated  
4 areas of the township that it from time to time deems  
5 necessary and may provide penalties for violations of these  
6 rules and regulations.

7 (g) For purposes of alleviating high unemployment,  
8 economically depressed conditions, and lack of moderately  
9 priced housing, the trustees of a township that includes all  
10 or a portion of a city that is a "financially distressed  
11 city" under the Financially Distressed City Law may contract  
12 with one or more not-for-profit or for-profit organizations  
13 to construct and operate within the boundaries of the  
14 township a factory designed to manufacture housing or housing  
15 components. The contract may provide for the private  
16 organization or organizations to manage some or all  
17 operations of the factory and may provide for (i) payment of  
18 employee compensation and taxes; (ii) discharge of other  
19 legal responsibilities; (iii) sale of products; (iv)  
20 disposition of the factory, equipment, and other property;  
21 and (v) any other matters the township trustees consider  
22 reasonable.

23 (Source: P.A. 86-475; 86-580; 86-1028; 86-1194; 87-708;  
24 87-810; 87-895; 87-999; 88-62.)".