



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/09/04, by Dave Winters

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1048 from Ch. 34, par. 5-1048
65 ILCS 5/11-19-1.5 new

Amends the Counties Code and the Illinois Municipal Code. Authorizes a county to contract with a private company to be the exclusive provider for waste hauling services in the unincorporated areas of the county. Authorizes a municipality within a county that has entered into a contract with a private company for exclusive waste hauling services to contract with the county to offer those services to the citizens of the municipality. Provides that the residents of a county that has entered into a contract for exclusive waste hauling services and the residents of a municipality that have entered into a contract with such a county for the provision of waste hauling services to its residents shall pay a fee directly to the exclusive provider of waste hauling services. Effective immediately.

LRB093 20445 MKM 47196 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning counties.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Counties Code is amended by changing Section
5 5-1048 as follows:

6 (55 ILCS 5/5-1048) (from Ch. 34, par. 5-1048)

7 Sec. 5-1048. Contracts for garbage disposal or recycling. A
8 county board may contract with any city, village, incorporated
9 town, or any person, corporation, or other county, or any
10 agency created by intergovernmental agreement, for a period of
11 not less than one and not more than 30 years, in relation to
12 the collection and final disposition or to the collection alone
13 or final disposition alone of garbage, waste refuse, and ashes.
14 The county board may also contract with an organization or
15 institution organized and conducted on a not-for-profit basis
16 for the purpose of recycling garbage and refuse. The governing
17 body shall authorize the execution of the contract by
18 resolution, and shall appoint a committee of no more than three
19 of its own members to serve with committees from the other
20 contracting parties as a joint subcommittee on garbage and
21 refuse disposal, or collection, or collection and disposal, as
22 the case may be. If the contract is with a non-profit entity,
23 the governing body shall appoint a committee of not more than
24 three of its own members to oversee fulfillment of the
25 contract.

26 Any county may contract with a private company to be the
27 exclusive provider for waste hauling services in the
28 unincorporated areas of the county. If a county enters into a
29 contract for exclusive waste hauling services, residents of
30 unincorporated areas of the county shall pay a fee directly to
31 the exclusive provider of waste hauling services.

32 (Source: P.A. 86-962; 86-1028.)

1 Section 10. The Illinois Municipal Code is amended by
2 adding Section 11-19-1.5 as follows:

3 (65 ILCS 5/11-19-1.5 new)

4 Sec. 11-19-1.5. Contract with county for exclusive waste
5 hauling services. Any municipality within a county that has
6 entered into a contract for waste hauling services, in
7 accordance with Section 5-1048 of the Counties Code, may enter
8 into a contract with the county for the private company to be
9 the exclusive provider for waste hauling services in the
10 municipality. If a municipality enters into a contract with a
11 county for exclusive waste hauling services, residents of the
12 municipality shall pay a fee directly to the exclusive provider
13 of waste hauling services.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.