

1 AN ACT concerning townships.

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

4 Section 5. The Township Code is amended by changing
5 Section 100-10 Section as follows:

6 (60 ILCS 1/100-10)

7 Sec. 100-10. Township enforcement officer.

8 (a) The township board may appoint a township
9 enforcement officer to serve for a term of one year and may
10 remove the officer for cause. Every person appointed to the
11 office of township enforcement officer, before entering on
12 the duties of the office and within 10 days after being
13 notified of the appointment, shall cause to be filed in the
14 office of the township clerk a notice signifying his or her
15 acceptance of the office. A failure to file ~~neglect-to-cause~~
16 the notice ~~to-be-filed~~ shall be deemed a refusal to serve.

17 (b) The sheriff of the county in which the township is
18 situated may disapprove the appointment within 30 days after
19 the notice is filed. The disapproval precludes that person
20 from serving as the township enforcement officer, and the
21 township board may appoint another person to that position
22 subject to approval by the sheriff.

23 (c) Every person appointed to the office of township
24 enforcement officer, before entering upon the duties of the
25 office, shall execute, with sufficient sureties to be
26 approved by the supervisor or clerk of the township, an
27 instrument in writing by which the township enforcement
28 officer and his or her sureties shall jointly and severally
29 agree to pay to each and every person who may be entitled
30 thereto all sums of money as the township enforcement officer
31 may become liable to pay on account of any neglect or default

1 of the township enforcement officer or on account of any
2 misfeasance of the township enforcement officer in the
3 discharge of, or failure to faithfully perform, any of the
4 duties of the office.

5 (d) The township enforcement officer shall have the same
6 power and authority within the township as a deputy sheriff
7 but only for the purpose of enforcing township ordinances.
8 The township enforcement officer shall not carry firearms and
9 will not be required to comply with the Peace Officer Firearm
10 Training Act. The officer shall attend law enforcement
11 training classes conducted by the Illinois Law Enforcement
12 Training Standards Board. The township board shall
13 appropriate all necessary monies for the training.

14 (d-5) (1) Except as provided in paragraph (2) of this
15 subsection, in all actions for the violation of any township
16 ordinance, the township enforcement officer shall be
17 authorized to issue and to serve upon any person who the
18 township enforcement officer has reasonable grounds to
19 believe is guilty of a violation of a township ordinance a
20 notice of violation that shall constitute a summons and
21 complaint. A copy of such notice of violation shall be
22 forwarded to the circuit court having jurisdiction over the
23 township where the violation is alleged to have been
24 committed. Every person who has been issued a summons shall
25 appear for trial, and the action shall be prosecuted in the
26 corporate name of the township.

27 (2) In all actions for violation of any township
28 ordinance when the fine would not be in excess of \$500 and no
29 jail term could be imposed, service of summons may be made by
30 the township clerk by certified mail, return receipt
31 requested, whether service is to be within or without the
32 State.

33 (e) The township enforcement officer shall carry an
34 identification document provided by the township board

1 identifying him or her as the township enforcement officer.
2 The officer shall notify the township clerk of any violations
3 of township ordinances.

4 (f) Nothing in this Code precludes a county auxiliary
5 deputy or deputy sheriff, or a municipal policeman or
6 auxiliary policeman from serving as a township enforcement
7 officer during off-duty hours.

8 (g) The township board may provide compensation for the
9 township enforcement officer on either a per diem or a salary
10 basis.

11 (h) (Blank).

12 (Source: P.A. 88-62; 88-586, eff. 8-12-94; 89-589, eff.
13 1-1-97.)