



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB0015

Introduced 12/3/2004, by Rep. Gary Hannig

SYNOPSIS AS INTRODUCED:

65 ILCS 5/11-135-3.5 new

Amends the Illinois Municipal Code. Authorizes certain water commissions to: (i) pass ordinances and promulgate rules necessary for the protection of commission property; (ii) prescribe fines and penalties and seek restitution for violations of its ordinances; (iii) pass all ordinances to hire police officers to protect commission property; (iv) enter into intergovernmental police assistance agreements with counties or municipalities; and (v) enter into intergovernmental agreements with any unit of local government in order to carry out the purposes for which the commission was formed.

LRB094 02378 MKM 32378 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 5. The Illinois Municipal Code is amended by adding
5 Section 11-135-3.5 as follows:

6 (65 ILCS 5/11-135-3.5 new)

7 Sec. 11-135-3.5. Additional powers. In addition to any
8 other powers set forth in this Division, a water commission
9 organized under this Division has the following powers:

10 (1) The power to pass all ordinances and promulgate
11 rules necessary for the proper management and conduct of
12 the business of the commission and to establish by
13 ordinance all rules necessary to carry out the purposes for
14 which the commission was formed, including the government
15 and protection of water production and treatment
16 facilities, wells, water mains, lines, works, lakes, dams,
17 recreational facilities, and other real and personal
18 property owned by the commission.

19 (2) The power to prescribe fines and penalties for the
20 violation of commission ordinances in an amount not to
21 exceed \$1,000. The commission may seek recovery of the
22 finances and penalties by bringing an action in the name of
23 the commission in the circuit court for the county in which
24 the violation occurred. In addition to seeking the recovery
25 of fines and penalties, the commission may also seek an
26 order requiring the offender to make restitution for any
27 damage resulting from the violation. All fines, penalties,
28 and restitution collected under this Section shall be paid
29 into the treasury of the commission.

30 (3) The power to pass and enforce ordinances to hire
31 police officers. The ordinance shall require all officers
32 hired by the commission to attend and successfully complete

1 a training course administered by the Illinois Law
2 Enforcement Training Standards Board. The ordinance shall
3 also specify that all officers hired by the commission
4 shall have jurisdiction only on property owned by the
5 commission, except as otherwise specified in any
6 intergovernmental police assistance agreement.

7 (4) The power to enter into intergovernmental police
8 assistance agreements with any municipality or county.

9 (5) The power to enter into intergovernmental
10 agreements with any unit of local government in order to
11 carry out the purposes for which the commission was formed.