

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 Counties Code is amended by changing Section
5 5-25012 as follows:

6 (55 ILCS 5/5-25012) (from Ch. 34, par. 5-25012)

7 Sec. 5-25012. Board of health. Except in those cases where
8 a board of 10 or 12 members is provided for as authorized in
9 this Section, each county health department shall be managed by
10 a board of health consisting of 8 members appointed by the
11 president or chairman of the county board, with the approval of
12 the county board, for a 3 year term, except that of the first
13 appointees 2 shall serve for one year, 2 for 2 years, 3 for 3
14 years and the term of the member appointed from the county
15 board, as provided in this Section, shall be one year and shall
16 continue until reappointment or until a successor is appointed.
17 Each board of health which has 8 members, may have one
18 additional member appointed by the president or chairman of the
19 county board, with the approval of the county board. The
20 additional member shall first be appointed within 90 days after
21 the effective date of this amendatory Act for a term ending
22 July 1, 2002.

23 The county health department in a county having a
24 population of 200,000 or more may, if the county board, by
25 resolution, so provides, be managed by a board of health
26 consisting of 12 members appointed by the president or chairman
27 of the county board, with the approval of the county board, for
28 a 3 year term, except that of the first appointees 3 shall
29 serve for one year, 4 for 2 years, 4 for 3 years and the term of
30 the member appointed from the county board, as provided in this
31 Section, shall be one year and shall continue until
32 reappointment or until a successor is appointed. In counties

1 with a population of 200,000 or more which have a board of
2 health of 8 members, the county board may, by resolution,
3 increase the size of the board of health to 12 members, in
4 which case the 4 members added shall be appointed, as of the
5 next anniversary of the present appointments, 2 for terms of 3
6 years, one for 2 years and one for one year.

7 The county board in counties with a population of more than
8 100,000 but less than 3,000,000 inhabitants and contiguous to
9 any county with a metropolitan area with more than 1,000,000
10 inhabitants, may establish compensation for the board of
11 health, as remuneration for their services as members of the
12 board of health. Monthly compensation shall not exceed \$200
13 except in the case of the president of the board of health
14 whose monthly compensation shall not exceed \$400.

15 When a county board of health consisting of 8 members
16 assumes the responsibilities of a municipal department of
17 public health, and both the county board and the city council
18 adopt resolutions or ordinances to that effect, the county
19 board may, by resolution or ordinance, increase the membership
20 of the county board of health to 10 members. The additional 2
21 members shall initially be appointed by the mayor of the
22 municipality, with the approval of the city council, each such
23 member to serve for a term of 2 years; thereafter the
24 successors shall be appointed by the president or chairman of
25 the county board, with the approval of the county board, for
26 terms of 2 years.

27 Each multiple-county health department shall be managed by
28 a board of health consisting of 4 members appointed from each
29 county by the president or chairman of the county board with
30 the approval of the county board for a 3 year term, except that
31 of the first appointees from each county one shall serve for
32 one year, one for 2 years, one for 3 years and the term of the
33 member appointed from the county board of each member county,
34 as hereinafter provided, shall be one year and shall continue
35 until reappointment or until a successor is appointed.

36 The term of office of original appointees shall begin on

1 July 1 following their appointment, and the term of all members
2 shall continue until their successors are appointed. All
3 members shall serve without compensation but may be reimbursed
4 for actual necessary expenses incurred in the performance of
5 their duties. At least 2 members of each county board of health
6 shall be physicians licensed in Illinois to practice medicine
7 in all of its branches and at least one member shall be a
8 dentist licensed in Illinois. In counties with a population
9 under 500,000, one member shall be chosen from the county board
10 or the board of county commissioners as the case may be. In
11 counties with a population over 500,000, two members shall be
12 chosen from the county board or the board of county
13 commissioners as the case may be. At least one member from each
14 county on each multiple-county board of health shall be a
15 physician licensed in Illinois to practice medicine in all of
16 its branches, one member from each county on each
17 multiple-county board of health shall be chosen from the county
18 board or the board of county commissioners, as the case may be,
19 and at least one member of the board of health shall be a
20 dentist licensed in Illinois. Whenever possible, at least one
21 member shall have experience in the field of mental health. All
22 members shall be chosen for their special fitness for
23 membership on the board.

24 Any member may be removed for misconduct or neglect of duty
25 by the chairman or president of the county board, with the
26 approval of the county board, of the county which appointed
27 him.

28 Vacancies shall be filled as in the case of appointment for
29 a full term.

30 Notwithstanding any other provision of this Act to the
31 contrary, a county with a population of 240,000 or more
32 inhabitants that does not currently have a county health
33 department may, by resolution of the county board, establish a
34 board of health consisting of the members of such board. Such
35 board of health shall be advised by a committee which shall
36 consist of at least 5 members appointed by the president or

1 chairman of the county board with the approval of the county
2 board for terms of 3 years; except that of the first appointees
3 at least 2 shall serve for 3 years, at least 2 shall serve for 2
4 years and at least one shall serve for one year. At least one
5 member of the advisory committee shall be a physician licensed
6 in Illinois to practice medicine in all its branches, at least
7 one shall be a dentist licensed in Illinois, and one shall be a
8 nurse licensed in Illinois. All members shall be chosen for
9 their special fitness for membership on the advisory committee.

10 All members of a board established under this Section must
11 be residents of the county, except that a member who is
12 required to be a physician, dentist, or nurse may reside
13 outside the county if no physician, dentist, or nurse, as
14 applicable, who resides in the county is willing and able to
15 serve.

16 (Source: P.A. 94-457, eff. 1-1-06.)