



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB5203

by Rep. Jay C. Hoffman

#### SYNOPSIS AS INTRODUCED:

70 ILCS 1707/15  
70 ILCS 1707/25

Amends the Regional Planning Act. Provides that the Board of the Chicago Metropolitan Agency for Planning shall consist of 17 members (now, 15). Provides that the 2 additional members shall be appointed by the Governor. Sets forth the terms and residency requirements for the additional members. Effective immediately.

LRB095 19692 HLH 46046 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Regional Planning Act is amended by changing  
5 Sections 15 and 25 as follows:

6 (70 ILCS 1707/15)

7 Sec. 15. Chicago Metropolitan Agency for Planning;  
8 structure.

9 (a) The Chicago Metropolitan Agency for Planning is  
10 established as a political subdivision, body politic, and  
11 municipal corporation. The Board shall be responsible for  
12 developing and adopting a funding and implementation strategy  
13 for an integrated land use and transportation planning process  
14 for the northeastern Illinois region.

15 (b) (Blank.)

16 (c) The Board shall consist of 17 ~~15~~ voting members as  
17 follows:

18 (1) One member from DuPage County appointed  
19 cooperatively by the mayors of DuPage County and the chief  
20 elected county official of DuPage County.

21 (2) One member representing both Kane and Kendall  
22 Counties appointed cooperatively by the mayors of Kane  
23 County and Kendall County and the chief elected county

1 officials of Kane County and Kendall County.

2 (3) One member from Lake County appointed  
3 cooperatively by the mayors of Lake County and the chief  
4 elected county official of Lake County.

5 (4) One member from McHenry County appointed  
6 cooperatively by the mayors of McHenry County and the chief  
7 elected county official of McHenry County.

8 (5) One member from Will County appointed  
9 cooperatively by the mayors of Will County and the chief  
10 elected county official of Will County.

11 (6) Five members from the City of Chicago appointed by  
12 the Mayor of the City of Chicago.

13 (7) One member from that portion of Cook County outside  
14 of the City of Chicago appointed by the President of the  
15 Cook County Board of Commissioners.

16 (8) Four members from that portion of Cook County  
17 outside of the City of Chicago appointed, with the consent  
18 of the President of the Cook County Board of Commissioners,  
19 as follows:

20 (i) One by the mayors representing those  
21 communities in Cook County that are outside of the City  
22 of Chicago and north of Devon Avenue.

23 (ii) One by the mayors representing those  
24 communities in Cook County that are outside of the City  
25 of Chicago, south of Devon Avenue, and north of  
26 Interstate 55, and in addition the Village of Summit.

1 (iii) One by the mayors representing those  
2 communities in Cook County that are outside of the City  
3 of Chicago, south of Interstate 55, and west of  
4 Interstate 57, excluding the communities of Summit,  
5 Dixmoor, Posen, Robbins, Midlothian, Oak Forest, and  
6 Tinley Park.

7 (iv) One by the mayors representing those  
8 communities in Cook County that are outside of the City  
9 of Chicago and east of Interstate 57, and, in addition,  
10 the communities of Dixmoor, Posen, Robbins,  
11 Midlothian, Oak Forest, and Tinley Park.

12 (9) Two members appointed by the Governor, each of whom  
13 shall be a resident of the CMAP region, and not more than  
14 one of whom may be a resident of (i) the City of Chicago,  
15 (ii) the part of Cook County that is outside of the City of  
16 Chicago, or (iii) collectively the counties of DuPage,  
17 Kane, Kendall, Lake, McHenry, and Will.

18 The terms of the members initially appointed to the Board shall  
19 begin within 60 days after this Act takes effect, except that  
20 the terms of the members appointed by the Governor under item  
21 (9) of this subsection shall begin 60 days after the effective  
22 date of this amendatory Act of the 95th General Assembly.

23 (d) The CMAP Board may appoint non-voting members of the  
24 Board.

25 (e) (1) The CMAP Board shall create a Wastewater Committee  
26 with the responsibility of recommending directly to the

1 Illinois Environmental Protection Agency (IEPA) the  
2 appropriateness of proposed requests for modifications and  
3 amendments to the established boundaries of wastewater  
4 facility planning areas, requests for the creation of new  
5 wastewater facility planning areas, requests for the  
6 elimination of existing wastewater facility planning areas,  
7 requests for new or expanded sewage treatment facilities, or  
8 any other amendments to the State of Illinois Water Quality  
9 Management Plan required under the federal Clean Water Act. The  
10 Chairmanship of the Wastewater Committee shall rotate every 24  
11 months between the individuals described in subsections  
12 (e) (2) (iv) and (e) (2) (v) with the individual identified in  
13 subsection (e) (2) (v) serving as chairman for the initial  
14 24-month period commencing on the effective date of this  
15 amendatory Act of the 95th General Assembly.

16 (2) The Wastewater Committee shall consist of 5 members  
17 of the CMAP Board designated as follows:

18 (i) One member of the Wastewater Committee shall be  
19 one of the CMAP Board members designated in subsection  
20 (c) (1) through (c) (5).

21 (ii) One member of the Wastewater Committee shall  
22 be one of the CMAP Board members designated in  
23 subsection (c) (6).

24 (iii) One member of the Wastewater Committee shall  
25 be one of the CMAP Board members designated in  
26 subsection (c) (7) or (c) (8).

1 (iv) One member of the Wastewater Committee shall  
2 be a person appointed by the President of the  
3 Metropolitan Water Reclamation District of Greater  
4 Chicago (and who does not need to serve on the CMAP  
5 Board).

6 (v) One member of the Wastewater Committee shall be  
7 a person appointed by the President of the largest  
8 statewide association of wastewater agencies (and who  
9 does not need to serve on the CMAP Board).

10 (3) Terms of the members of the Wastewater Committee  
11 shall be consistent with those identified in Section 25,  
12 except that the term of the member of the Wastewater  
13 Committee appointed by the President of the Metropolitan  
14 Water Reclamation District of Greater Chicago shall expire  
15 on July 1, 2009, and the term of the member of the  
16 Wastewater Committee appointed by the President of the  
17 largest statewide association of wastewater agencies shall  
18 expire on July 1, 2009.

19 (f) With the exception of matters considered and  
20 recommended by the Wastewater Committee directly to the IEPA,  
21 which shall require only a concurrence of a simple majority of  
22 the Wastewater Committee members in office, concurrence of  
23 four-fifths of the Board members in office is necessary for the  
24 Board to take any action.

25 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

1 (70 ILCS 1707/25)

2 Sec. 25. Operations.

3 (a) Each appointing authority shall give notice of its  
4 Board appointments to each other appointing authority, to the  
5 Board, and to the Secretary of State. Within 30 days after his  
6 or her appointment and before entering upon the duties of the  
7 office, each Board member shall take and subscribe to the  
8 constitutional oath of office and file it with the Secretary of  
9 State. Board members shall hold office for a term of 4 years or  
10 until successors are appointed and qualified. The terms of the  
11 initial Board members shall expire as follows:

12 (1) The terms of the member from DuPage County and the  
13 member representing both Kane and Kendall Counties shall  
14 expire on July 1, 2007.

15 (2) The terms of those members from Lake, McHenry, and  
16 Will Counties shall expire on July 1, 2009.

17 (3) As designated at the time of appointment, the terms  
18 of 2 members from the City of Chicago shall expire on July  
19 1, 2007 and the terms of 3 members from the City of Chicago  
20 shall expire on July 1, 2009.

21 (4) The term of the member appointed by the President  
22 of the Cook County Board of Commissioners shall expire on  
23 July 1, 2007.

24 (5) The terms of those members appointed, with the  
25 consent of the President of the Cook County Board of  
26 Commissioners, by the mayors representing those

1 communities in Cook County that are outside of the City of  
2 Chicago and north of Devon Avenue shall expire on July 1,  
3 2007.

4 (6) The terms of those members appointed, with the  
5 consent of the President of the Cook County Board of  
6 Commissioners, by the mayors representing those  
7 communities in Cook County that are outside of the City of  
8 Chicago, south of Interstate 55, and west of Interstate 57,  
9 excluding the communities of Summit, Dixmoor, Posen,  
10 Robbins, Midlothian, Oak Forest, and Tinley Park, shall  
11 expire on July 1, 2007.

12 (7) The terms of those members appointed, with the  
13 consent of the President of the Cook County Board of  
14 Commissioners, by the mayor representing those communities  
15 in Cook County that are outside of the City of Chicago,  
16 south of Devon Avenue, and north of Interstate 55, and, in  
17 addition, the Village of Summit, shall expire on July 1,  
18 2009.

19 (8) The terms of those members appointed, with the  
20 consent of the President of the Cook County Board of  
21 Commissioners, by the mayors representing those  
22 communities in Cook County that are outside of the City of  
23 Chicago and east of Interstate 57, and, in addition, the  
24 communities of Dixmoor, Posen, Robbins, Midlothian, Oak  
25 Forest, and Tinley Park, shall expire on July 1, 2009.

26 (9) The terms of the initial members appointed by the



1           Governor shall expire as follows: one shall expire on July  
2           1, 2009 and one shall expire on July 1, 2011.

3           (b) If a vacancy occurs, the appropriate appointing  
4 authority shall fill the vacancy by an appointment for the  
5 unexpired term. Board members shall receive no compensation,  
6 but shall be reimbursed for expenses incurred in the  
7 performance of their duties.

8           (c) The Board shall be so appointed as to represent the  
9 City of Chicago, that part of Cook County outside the City of  
10 Chicago, and that part of the metropolitan region outside of  
11 Cook County on a one man one vote basis. Within 6 months after  
12 the release of each certified federal decennial census, the  
13 Board shall review its composition and, if a change is  
14 necessary in order to comply with the representation  
15 requirements of this subsection (c), shall recommend the  
16 necessary revision for approval by the General Assembly.

17           (d) Regular meetings of the Board shall be held at least  
18 once in each calendar quarter. The time and place of Board  
19 meetings shall be fixed by resolution of the Board. Special  
20 meetings of the Board may be called by the chairman or a  
21 majority of the Board members. A written notice of the time and  
22 place of any special meeting shall be provided to all Board  
23 members at least 3 days prior to the date fixed for the  
24 meeting, except that if the time and place of a special meeting  
25 is fixed at a regular meeting at which all Board members are  
26 present, no such written notice is required. A majority of the

1 Board members in office constitutes a quorum for the purpose of  
2 convening a meeting of the Board.

3 (e) The meetings of the Board shall be held in compliance  
4 with the Open Meetings Act. The Board shall maintain records in  
5 accordance with the provisions of the State Records Act.

6 (f) At its initial meeting and its first regular meeting  
7 after July 1 of each year thereafter, the Board from its  
8 membership shall appoint a chairman and may appoint vice  
9 chairmen and shall provide the term and duties of those  
10 officers pursuant to its bylaws. Before entering upon duties of  
11 office, the chairman shall execute a bond with corporate  
12 sureties to be approved by the Board and shall file it with the  
13 principal office of the Board. The bond shall be payable to the  
14 Board in whatever penal sum may be directed and shall be  
15 conditioned upon the faithful performance of the duties of  
16 office and the payment of all money received by the chairman  
17 according to law and the orders of the Board. The Board may  
18 appoint, from time to time, an executive committee and standing  
19 and ad hoc committees to assist in carrying out its  
20 responsibilities.

21 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law.