

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 3. The State Finance Act is amended by adding
5 Sections 5.675 and 6z-69 as follows:

6 (30 ILCS 105/5.675 new)

7 Sec. 5.675. Comprehensive Regional Planning Fund.

8 (30 ILCS 105/6z-69 new)

9 Sec. 6z-69. Comprehensive Regional Planning Fund.

10 (a) As soon as possible after July 1, 2007, and on each
11 July 1 thereafter, the State Treasurer shall transfer
12 \$5,000,000 from the General Revenue Fund to the Comprehensive
13 Regional Planning Fund.

14 (b) Subject to appropriation, the Illinois Department of
15 Transportation shall make lump sum distributions from the
16 Comprehensive Regional Planning Fund as soon as possible after
17 each July 1 to the recipients and in the amounts specified in
18 subsection (c). The recipients must use the moneys for
19 comprehensive regional planning purposes.

20 (c) Each year's distribution under subsection (b) shall be
21 as follows: (i) 70% to the Chicago Metropolitan Agency for
22 Planning (CMAP); (ii) 25% to the State's other Metropolitan

1 Planning Organizations (exclusive of CMAP), each Organization
2 receiving a percentage equal to the percent its area population
3 represents to the total population of the areas of all the
4 State's Metropolitan Planning Organizations (exclusive of
5 CMAP); and (iii) 5% to the State's Rural Planning Agencies,
6 each Agency receiving a percentage equal to the percent its
7 area population represents to the total population of the areas
8 of all the State's Rural Planning Agencies.

9 Section 5. The Illinois Pension Code is amended by changing
10 Sections 7-132 and 14-103.05 and by adding Sections 7-139.12
11 and 14-104.13 as follows:

12 (40 ILCS 5/7-132) (from Ch. 108 1/2, par. 7-132)

13 Sec. 7-132. Municipalities, instrumentalities and
14 participating instrumentalities included and effective dates.

15 (A) Municipalities and their instrumentalities.

16 (a) The following described municipalities, but not
17 including any with more than 1,000,000 inhabitants, and the
18 instrumentalities thereof, shall be included within and be
19 subject to this Article beginning upon the effective dates
20 specified by the Board:

21 (1) Except as to the municipalities and
22 instrumentalities thereof specifically excluded under this
23 Article, every county shall be subject to this Article, and

1 all cities, villages and incorporated towns having a
2 population in excess of 5,000 inhabitants as determined by
3 the last preceding decennial or subsequent federal census,
4 shall be subject to this Article following publication of
5 the census by the Bureau of the Census. Within 90 days
6 after publication of the census, the Board shall notify any
7 municipality that has become subject to this Article as a
8 result of that census, and shall provide information to the
9 corporate authorities of the municipality explaining the
10 duties and consequences of participation. The notification
11 shall also include a proposed date upon which participation
12 by the municipality will commence.

13 However, for any city, village or incorporated town
14 that attains a population over 5,000 inhabitants after
15 having provided social security coverage for its employees
16 under the Social Security Enabling Act, participation
17 under this Article shall not be mandatory but may be
18 elected in accordance with subparagraph (3) or (4) of this
19 paragraph (a), whichever is applicable.

20 (2) School districts, other than those specifically
21 excluded under this Article, shall be subject to this
22 Article, without election, with respect to all employees
23 thereof.

24 (3) Towns and all other bodies politic and corporate
25 which are formed by vote of, or are subject to control by,
26 the electors in towns and are located in towns which are

1 not participating municipalities on the effective date of
2 this Act, may become subject to this Article by election
3 pursuant to Section 7-132.1.

4 (4) Any other municipality (together with its
5 instrumentalities), other than those specifically excluded
6 from participation and those described in paragraph (3)
7 above, may elect to be included either by referendum under
8 Section 7-134 or by the adoption of a resolution or
9 ordinance by its governing body. A copy of such resolution
10 or ordinance duly authenticated and certified by the clerk
11 of the municipality or other appropriate official of its
12 governing body shall constitute the required notice to the
13 board of such action.

14 (b) A municipality that is about to begin participation
15 shall submit to the Board an application to participate, in a
16 form acceptable to the Board, not later than 90 days prior to
17 the proposed effective date of participation. The Board shall
18 act upon the application within 90 days, and if it finds that
19 the application is in conformity with its requirements and the
20 requirements of this Article, participation by the applicant
21 shall commence on a date acceptable to the municipality and
22 specified by the Board, but in no event more than one year from
23 the date of application.

24 (c) A participating municipality which succeeds to the
25 functions of a participating municipality which is dissolved or
26 terminates its existence shall assume and be transferred the

1 net accumulation balance in the municipality reserve and the
2 municipality account receivable balance of the terminated
3 municipality.

4 (d) In the case of a Veterans Assistance Commission whose
5 employees were being treated by the Fund on January 1, 1990 as
6 employees of the county served by the Commission, the Fund may
7 continue to treat the employees of the Veterans Assistance
8 Commission as county employees for the purposes of this
9 Article, unless the Commission becomes a participating
10 instrumentality in accordance with subsection (B) of this
11 Section.

12 (B) Participating instrumentalities.

13 (a) The participating instrumentalities designated in
14 paragraph (b) of this subsection shall be included within and
15 be subject to this Article if:

16 (1) an application to participate, in a form acceptable
17 to the Board and adopted by a two-thirds vote of the
18 governing body, is presented to the Board not later than 90
19 days prior to the proposed effective date; and

20 (2) the Board finds that the application is in
21 conformity with its requirements, that the applicant has
22 reasonable expectation to continue as a political entity
23 for a period of at least 10 years and has the prospective
24 financial capacity to meet its current and future
25 obligations to the Fund, and that the actuarial soundness

1 of the Fund may be reasonably expected to be unimpaired by
2 approval of participation by the applicant.

3 The Board shall notify the applicant of its findings within
4 90 days after receiving the application, and if the Board
5 approves the application, participation by the applicant shall
6 commence on the effective date specified by the Board.

7 (b) The following participating instrumentalities, so long
8 as they meet the requirements of Section 7-108 and the area
9 served by them or within their jurisdiction is not located
10 entirely within a municipality having more than one million
11 inhabitants, may be included hereunder:

12 i. Township School District Trustees.

13 ii. Multiple County and Consolidated Health
14 Departments created under Division 5-25 of the Counties
15 Code or its predecessor law.

16 iii. Public Building Commissions created under the
17 Public Building Commission Act, and located in counties of
18 less than 1,000,000 inhabitants.

19 iv. A multitype, consolidated or cooperative library
20 system created under the Illinois Library System Act. Any
21 library system created under the Illinois Library System
22 Act that has one or more predecessors that participated in
23 the Fund may participate in the Fund upon application. The
24 Board shall establish procedures for implementing the
25 transfer of rights and obligations from the predecessor
26 system to the successor system.

1 v. Regional Planning Commissions created under
2 Division 5-14 of the Counties Code or its predecessor law.

3 vi. Local Public Housing Authorities created under the
4 Housing Authorities Act, located in counties of less than
5 1,000,000 inhabitants.

6 vii. Illinois Municipal League.

7 viii. Northeastern Illinois Metropolitan Area Planning
8 Commission.

9 ix. Southwestern Illinois Metropolitan Area Planning
10 Commission.

11 x. Illinois Association of Park Districts.

12 xi. Illinois Supervisors, County Commissioners and
13 Superintendents of Highways Association.

14 xii. Tri-City Regional Port District.

15 xiii. An association, or not-for-profit corporation,
16 membership in which is authorized under Section 85-15 of
17 the Township Code.

18 xiv. Drainage Districts operating under the Illinois
19 Drainage Code.

20 xv. Local mass transit districts created under the
21 Local Mass Transit District Act.

22 xvi. Soil and water conservation districts created
23 under the Soil and Water Conservation Districts Law.

24 xvii. Commissions created to provide water supply or
25 sewer services or both under Division 135 or Division 136
26 of Article 11 of the Illinois Municipal Code.

1 xviii. Public water districts created under the Public
2 Water District Act.

3 xix. Veterans Assistance Commissions established under
4 Section 9 of the Military Veterans Assistance Act that
5 serve counties with a population of less than 1,000,000.

6 xx. The governing body of an entity, other than a
7 vocational education cooperative, created under an
8 intergovernmental cooperative agreement established
9 between participating municipalities under the
10 Intergovernmental Cooperation Act, which by the terms of
11 the agreement is the employer of the persons performing
12 services under the agreement under the usual common law
13 rules determining the employer-employee relationship. The
14 governing body of such an intergovernmental cooperative
15 entity established prior to July 1, 1988 may make
16 participation retroactive to the effective date of the
17 agreement and, if so, the effective date of participation
18 shall be the date the required application is filed with
19 the fund. If any such entity is unable to pay the required
20 employer contributions to the fund, then the participating
21 municipalities shall make payment of the required
22 contributions and the payments shall be allocated as
23 provided in the agreement or, if not so provided, equally
24 among them.

25 xxi. The Illinois Municipal Electric Agency.

26 xxii. The Waukegan Port District.

1 xxiii. The Fox Waterway Agency created under the Fox
2 Waterway Agency Act.

3 xxiv. The Illinois Municipal Gas Agency.

4 xxv. The Kaskaskia Regional Port District.

5 xxvi. The Southwestern Illinois Development Authority.

6 xxvii. The Cairo Public Utility Company.

7 xxviii. Except with respect to employees who elect to
8 participate in the State Employees' Retirement System of
9 Illinois under Section 14-104.13 of this Code, the Chicago
10 Metropolitan Agency for Planning created under the
11 Regional Planning Act, provided that, with respect to the
12 benefits payable pursuant to Sections 7-146, 7-150, and
13 7-164 and the requirement that eligibility for such
14 benefits is conditional upon satisfying a minimum period of
15 service or a minimum contribution, any employee of the
16 Chicago Metropolitan Agency for Planning that was
17 immediately prior to such employment an employee of the
18 Chicago Area Transportation Study or the Northeastern
19 Illinois Planning Commission, such employee's service at
20 the Chicago Area Transportation Study or the Northeastern
21 Illinois Planning Commission and contributions to the
22 State Employees' Retirement System of Illinois established
23 under Article 14 and the Illinois Municipal Retirement Fund
24 shall count towards the satisfaction of such requirements.

25 (c) The governing boards of special education joint
26 agreements created under Section 10-22.31 of the School Code

1 without designation of an administrative district shall be
2 included within and be subject to this Article as participating
3 instrumentalities when the joint agreement becomes effective.
4 However, the governing board of any such special education
5 joint agreement in effect before September 5, 1975 shall not be
6 subject to this Article unless the joint agreement is modified
7 by the school districts to provide that the governing board is
8 subject to this Article, except as otherwise provided by this
9 Section.

10 The governing board of the Special Education District of
11 Lake County shall become subject to this Article as a
12 participating instrumentality on July 1, 1997. Notwithstanding
13 subdivision (a)1 of Section 7-139, on the effective date of
14 participation, employees of the governing board of the Special
15 Education District of Lake County shall receive creditable
16 service for their prior service with that employer, up to a
17 maximum of 5 years, without any employee contribution.
18 Employees may establish creditable service for the remainder of
19 their prior service with that employer, if any, by applying in
20 writing and paying an employee contribution in an amount
21 determined by the Fund, based on the employee contribution
22 rates in effect at the time of application for the creditable
23 service and the employee's salary rate on the effective date of
24 participation for that employer, plus interest at the effective
25 rate from the date of the prior service to the date of payment.
26 Application for this creditable service must be made before

1 July 1, 1998; the payment may be made at any time while the
2 employee is still in service. The employer may elect to make
3 the required contribution on behalf of the employee.

4 The governing board of a special education joint agreement
5 created under Section 10-22.31 of the School Code for which an
6 administrative district has been designated, if there are
7 employees of the cooperative educational entity who are not
8 employees of the administrative district, may elect to
9 participate in the Fund and be included within this Article as
10 a participating instrumentality, subject to such application
11 procedures and rules as the Board may prescribe.

12 The Boards of Control of cooperative or joint educational
13 programs or projects created and administered under Section
14 3-15.14 of the School Code, whether or not the Boards act as
15 their own administrative district, shall be included within and
16 be subject to this Article as participating instrumentalities
17 when the agreement establishing the cooperative or joint
18 educational program or project becomes effective.

19 The governing board of a special education joint agreement
20 entered into after June 30, 1984 and prior to September 17,
21 1985 which provides for representation on the governing board
22 by less than all the participating districts shall be included
23 within and subject to this Article as a participating
24 instrumentality. Such participation shall be effective as of
25 the date the joint agreement becomes effective.

26 The governing boards of educational service centers

1 established under Section 2-3.62 of the School Code shall be
2 included within and subject to this Article as participating
3 instrumentalities. The governing boards of vocational
4 education cooperative agreements created under the
5 Intergovernmental Cooperation Act and approved by the State
6 Board of Education shall be included within and be subject to
7 this Article as participating instrumentalities. If any such
8 governing boards or boards of control are unable to pay the
9 required employer contributions to the fund, then the school
10 districts served by such boards shall make payment of required
11 contributions as provided in Section 7-172. The payments shall
12 be allocated among the several school districts in proportion
13 to the number of students in average daily attendance for the
14 last full school year for each district in relation to the
15 total number of students in average attendance for such period
16 for all districts served. If such educational service centers,
17 vocational education cooperatives or cooperative or joint
18 educational programs or projects created and administered
19 under Section 3-15.14 of the School Code are dissolved, the
20 assets and obligations shall be distributed among the districts
21 in the same proportions unless otherwise provided.

22 (d) The governing boards of special recreation joint
23 agreements created under Section 8-10b of the Park District
24 Code, operating without designation of an administrative
25 district or an administrative municipality appointed to
26 administer the program operating under the authority of such

1 joint agreement shall be included within and be subject to this
2 Article as participating instrumentalities when the joint
3 agreement becomes effective. However, the governing board of
4 any such special recreation joint agreement in effect before
5 January 1, 1980 shall not be subject to this Article unless the
6 joint agreement is modified, by the districts and
7 municipalities which are parties to the agreement, to provide
8 that the governing board is subject to this Article.

9 If the Board returns any employer and employee
10 contributions to any employer which erroneously submitted such
11 contributions on behalf of a special recreation joint
12 agreement, the Board shall include interest computed from the
13 end of each year to the date of payment, not compounded, at the
14 rate of 7% per annum.

15 (e) Each multi-township assessment district, the board of
16 trustees of which has adopted this Article by ordinance prior
17 to April 1, 1982, shall be a participating instrumentality
18 included within and subject to this Article effective December
19 1, 1981. The contributions required under Section 7-172 shall
20 be included in the budget prepared under and allocated in
21 accordance with Section 2-30 of the Property Tax Code.

22 (f) The Illinois Medical District Commission created under
23 the Illinois Medical District Act may be included within and
24 subject to this Article as a participating instrumentality,
25 notwithstanding that the location of the District is entirely
26 within the City of Chicago. To become a participating

1 instrumentality, the Commission must apply to the Board in the
2 manner set forth in paragraph (a) of this subsection (B). If
3 the Board approves the application, under the criteria and
4 procedures set forth in paragraph (a) and any other applicable
5 rules, criteria, and procedures of the Board, participation by
6 the Commission shall commence on the effective date specified
7 by the Board.

8 (C) Prospective participants.

9 Beginning January 1, 1992, each prospective participating
10 municipality or participating instrumentality shall pay to the
11 Fund the cost, as determined by the Board, of a study prepared
12 by the Fund or its actuary, detailing the prospective costs of
13 participation in the Fund to be expected by the municipality or
14 instrumentality.

15 (Source: P.A. 93-777, eff. 7-21-04; 94-1046, eff. 7-24-06.)

16 (40 ILCS 5/7-139.12 new)

17 Sec. 7-139.12. Transfer of creditable service to Article
18 14. A person employed by the Chicago Metropolitan Agency for
19 Planning (formerly the Regional Planning Board) on the
20 effective date of this Section who was a member of the State
21 Employees' Retirement System of Illinois as an employee of the
22 Chicago Area Transportation Study may apply for transfer of his
23 or her creditable service as an employee of the Chicago
24 Metropolitan Agency for Planning upon payment of (1) the

1 amounts accumulated to the credit of the applicant for such
2 service on the books of the Fund on the date of transfer and
3 (2) the corresponding municipality credits, including
4 interest, on the books of the Fund on the date of transfer.
5 Participation in this Fund with respect to the transferred
6 credits shall terminate on the date of transfer.

7 (40 ILCS 5/14-103.05) (from Ch. 108 1/2, par. 14-103.05)
8 Sec. 14-103.05. Employee.

9 (a) Any person employed by a Department who receives salary
10 for personal services rendered to the Department on a warrant
11 issued pursuant to a payroll voucher certified by a Department
12 and drawn by the State Comptroller upon the State Treasurer,
13 including an elected official described in subparagraph (d) of
14 Section 14-104, shall become an employee for purpose of
15 membership in the Retirement System on the first day of such
16 employment.

17 A person entering service on or after January 1, 1972 and
18 prior to January 1, 1984 shall become a member as a condition
19 of employment and shall begin making contributions as of the
20 first day of employment.

21 A person entering service on or after January 1, 1984
22 shall, upon completion of 6 months of continuous service which
23 is not interrupted by a break of more than 2 months, become a
24 member as a condition of employment. Contributions shall begin
25 the first of the month after completion of the qualifying

1 period.

2 A person employed by the Chicago Metropolitan Agency for
3 Planning on the effective date of this amendatory Act of the
4 95th General Assembly who was a member of this System as an
5 employee of the Chicago Area Transportation Study and makes an
6 election under Section 14-104.13 to participate in this System
7 for his or her employment with the Chicago Metropolitan Agency
8 for Planning.

9 The qualifying period of 6 months of service is not
10 applicable to: (1) a person who has been granted credit for
11 service in a position covered by the State Universities
12 Retirement System, the Teachers' Retirement System of the State
13 of Illinois, the General Assembly Retirement System, or the
14 Judges Retirement System of Illinois unless that service has
15 been forfeited under the laws of those systems; (2) a person
16 entering service on or after July 1, 1991 in a noncovered
17 position; or (3) a person to whom Section 14-108.2a or
18 14-108.2b applies.

19 (b) The term "employee" does not include the following:

20 (1) members of the State Legislature, and persons
21 electing to become members of the General Assembly
22 Retirement System pursuant to Section 2-105;

23 (2) incumbents of offices normally filled by vote of
24 the people;

25 (3) except as otherwise provided in this Section, any
26 person appointed by the Governor with the advice and

1 consent of the Senate unless that person elects to
2 participate in this system;

3 (3.1) any person serving as a commissioner of an ethics
4 commission created under the State Officials and Employees
5 Ethics Act unless that person elects to participate in this
6 system with respect to that service as a commissioner;

7 (3.2) any person serving as a part-time employee in any
8 of the following positions: Legislative Inspector General,
9 Special Legislative Inspector General, employee of the
10 Office of the Legislative Inspector General, Executive
11 Director of the Legislative Ethics Commission, or staff of
12 the Legislative Ethics Commission, regardless of whether
13 he or she is in active service on or after July 8, 2004
14 (the effective date of Public Act 93-685), unless that
15 person elects to participate in this System with respect to
16 that service; in this item (3.2), a "part-time employee" is
17 a person who is not required to work at least 35 hours per
18 week;

19 (3.3) any person who has made an election under Section
20 1-123 and who is serving either as legal counsel in the
21 Office of the Governor or as Chief Deputy Attorney General;

22 (4) except as provided in Section 14-108.2 or
23 14-108.2c, any person who is covered or eligible to be
24 covered by the Teachers' Retirement System of the State of
25 Illinois, the State Universities Retirement System, or the
26 Judges Retirement System of Illinois;

1 (5) an employee of a municipality or any other
2 political subdivision of the State;

3 (6) any person who becomes an employee after June 30,
4 1979 as a public service employment program participant
5 under the Federal Comprehensive Employment and Training
6 Act and whose wages or fringe benefits are paid in whole or
7 in part by funds provided under such Act;

8 (7) enrollees of the Illinois Young Adult Conservation
9 Corps program, administered by the Department of Natural
10 Resources, authorized grantee pursuant to Title VIII of the
11 "Comprehensive Employment and Training Act of 1973", 29 USC
12 993, as now or hereafter amended;

13 (8) enrollees and temporary staff of programs
14 administered by the Department of Natural Resources under
15 the Youth Conservation Corps Act of 1970;

16 (9) any person who is a member of any professional
17 licensing or disciplinary board created under an Act
18 administered by the Department of Professional Regulation
19 or a successor agency or created or re-created after the
20 effective date of this amendatory Act of 1997, and who
21 receives per diem compensation rather than a salary,
22 notwithstanding that such per diem compensation is paid by
23 warrant issued pursuant to a payroll voucher; such persons
24 have never been included in the membership of this System,
25 and this amendatory Act of 1987 (P.A. 84-1472) is not
26 intended to effect any change in the status of such

1 persons;

2 (10) any person who is a member of the Illinois Health
3 Care Cost Containment Council, and receives per diem
4 compensation rather than a salary, notwithstanding that
5 such per diem compensation is paid by warrant issued
6 pursuant to a payroll voucher; such persons have never been
7 included in the membership of this System, and this
8 amendatory Act of 1987 is not intended to effect any change
9 in the status of such persons;

10 (11) any person who is a member of the Oil and Gas
11 Board created by Section 1.2 of the Illinois Oil and Gas
12 Act, and receives per diem compensation rather than a
13 salary, notwithstanding that such per diem compensation is
14 paid by warrant issued pursuant to a payroll voucher; or

15 (12) a person employed by the State Board of Higher
16 Education in a position with the Illinois Century Network
17 as of June 30, 2004, who remains continuously employed
18 after that date by the Department of Central Management
19 Services in a position with the Illinois Century Network
20 and participates in the Article 15 system with respect to
21 that employment.

22 (c) An individual who represents or is employed as an
23 officer or employee of a statewide labor organization that
24 represents members of this System may participate in the System
25 and shall be deemed an employee, provided that (1) the
26 individual has previously earned creditable service under this

1 Article, (2) the individual files with the System an
2 irrevocable election to become a participant within 6 months
3 after the effective date of this amendatory Act of the 94th
4 General Assembly, and (3) the individual does not receive
5 credit for that employment under any other provisions of this
6 Code. An employee under this subsection (c) is responsible for
7 paying to the System both (i) employee contributions based on
8 the actual compensation received for service with the labor
9 organization and (ii) employer contributions based on the
10 percentage of payroll certified by the board; all or any part
11 of these contributions may be paid on the employee's behalf or
12 picked up for tax purposes (if authorized under federal law) by
13 the labor organization.

14 A person who is an employee as defined in this subsection
15 (c) may establish service credit for similar employment prior
16 to becoming an employee under this subsection by paying to the
17 System for that employment the contributions specified in this
18 subsection, plus interest at the effective rate from the date
19 of service to the date of payment. However, credit shall not be
20 granted under this subsection (c) for any such prior employment
21 for which the applicant received credit under any other
22 provision of this Code or during which the applicant was on a
23 leave of absence.

24 (Source: P.A. 93-685, eff. 7-8-04; 93-839, eff. 7-30-04;
25 93-1069, eff. 1-15-05; 94-1111, eff. 2-27-07.)

1 (40 ILCS 5/14-104.13 new)

2 Sec. 14-104.13. Chicago Metropolitan Agency for Planning;
3 employee election.

4 (a) Within one year after the effective date of this
5 Section, a person employed by the Chicago Metropolitan Agency
6 for Planning (formerly the Regional Planning Board) on the
7 effective date of this Section who was a member of this System
8 as an employee of the Chicago Area Transportation Study may
9 elect to participate in this System for his or her employment
10 with the Chicago Metropolitan Agency for Planning.

11 (b) An employee who elects to participate in the System
12 pursuant to subsection (a) may elect to transfer any creditable
13 service earned by the employee under the Illinois Municipal
14 Retirement Fund for his or her employment with the Chicago
15 Metropolitan Agency for Planning (formerly the Regional
16 Planning Board) upon payment to this System of the amount by
17 which (1) the employer and employee contributions that would
18 have been required if the employee had participated in this
19 System during the period for which the credit under Section
20 7-139.12 is being transferred, plus interest thereon from the
21 date of such participation to the date of payment, exceeds (2)
22 the amounts actually transferred under Section 7-139.12 to this
23 System.

24 Section 10. The Regional Planning Act is amended by
25 changing Sections 5, 10, 15, 20, 25, 45, 55, 60, and 65 and by

1 adding Sections 44, 47, 48, 51, 55, 61, 62, 63, and 65 as
2 follows:

3 (70 ILCS 1707/5)

4 Sec. 5. Purpose. The General Assembly declares and
5 determines that a streamlined, consolidated regional planning
6 agency is necessary in order to plan for the most effective
7 public and private investments in the northeastern Illinois
8 region and to better integrate plans for land use and
9 transportation. The purpose of this Act is to define and
10 describe the powers and responsibilities of the Chicago
11 Metropolitan Agency for Planning, a unit of government whose
12 purpose it is to effectively address the development and
13 transportation challenges in the northeastern Illinois region.
14 ~~It is the intent of the General Assembly to consolidate,~~
15 ~~through an orderly transition, the functions of the~~
16 ~~Northeastern Illinois Planning Commission (NIPC) and the~~
17 ~~Chicago Area Transportation Study (CATS) in order to address~~
18 ~~the development and transportation challenges in the~~
19 ~~northeastern Illinois region.~~

20 (Source: P.A. 94-510, eff. 8-9-05.)

21 (70 ILCS 1707/10)

22 Sec. 10. Definitions.

23 "Board" means the ~~Regional Planning~~ Board of the Chicago
24 Metropolitan Agency for Planning.

1 "CMAP" means the Chicago Metropolitan Agency for Planning.

2 ~~"CATS" means the Chicago Area Transportation Study.~~

3 ~~"CATS Policy Committee" means the policy board of the~~
4 ~~Chicago Area Transportation Study.~~

5 "Chief elected county official" means the Board Chairman in
6 DuPage, Kane, Kendall, Lake, and McHenry Counties and the
7 County Executive in Will County.

8 "Fiscal year" means the fiscal year of the State.

9 "IDOT" means the Illinois Department of Transportation.

10 "MPO" means the metropolitan planning organization
11 designated under 23 U.S.C. 134.

12 "Members" means the members of the ~~Regional Planning~~ Board.

13 ~~"NIPC" means the Northeastern Illinois Planning~~
14 ~~Commission.~~

15 "Person" means an individual, partnership, firm, public or
16 private corporation, State agency, transportation agency, or
17 unit of local government.

18 "Policy Committee" means the decision-making body of the
19 MPO.

20 "Region" or "northeastern Illinois region" means Cook,
21 DuPage, Kane, Kendall, Lake, McHenry, and Will Counties.

22 "State agency" means "agency" as defined in Section 1-20 of
23 the Illinois Administrative Procedure Act.

24 ~~"Transition period" means the period of time the Regional~~
25 ~~Planning Board takes to fully implement the funding and~~
26 ~~implementation strategy described under subsection (a) of~~

1 ~~Section 15.~~

2 "Transportation agency" means the Regional Transportation
3 Authority and its Service Boards; the Illinois Toll Highway
4 Authority; the Illinois Department of Transportation; and the
5 transportation functions of units of local government.

6 "Unit of local government" means a unit of local
7 government, as defined in Section 1 of Article VII of the
8 Illinois Constitution, that is located within the jurisdiction
9 and area of operation of the Board.

10 "USDOT" means the United States Department of
11 Transportation.

12 (Source: P.A. 94-510, eff. 8-9-05.)

13 (70 ILCS 1707/15)

14 Sec. 15. Chicago Metropolitan Agency for Planning;
15 structure ~~Regional Planning Board; powers.~~

16 (a) The Chicago Metropolitan Agency for Planning ~~Regional~~
17 ~~Planning Board~~ is established as a political subdivision, body
18 politic, and municipal corporation. The Board shall be
19 responsible for developing and adopting a funding and
20 implementation strategy for an integrated land use and
21 transportation planning process for the northeastern Illinois
22 region. ~~The strategy shall include a process for the orderly~~
23 ~~transition of the CATS Policy Committee to be a standing~~
24 ~~transportation planning body of the Board and NIPC to be a~~
25 ~~standing comprehensive planning body of the Board. The CATS~~

1 ~~Policy Committee and NIPC shall continue to exist and perform~~
2 ~~their duties throughout the transition period. The strategy~~
3 ~~must also include recommendations for legislation for~~
4 ~~transition, which must contain a complete description of~~
5 ~~recommended comprehensive planning functions of the Board and~~
6 ~~an associated funding strategy and recommendations related to~~
7 ~~consolidating the functions of the Board, the CATS Policy~~
8 ~~Committee, and NIPC. The Board shall submit its strategy to the~~
9 ~~General Assembly no later than September 1, 2006.~~

10 (b) ~~(Blank.) The Regional Planning Board shall, in addition~~
11 ~~to those powers enumerated elsewhere in this Act:~~

12 ~~(1) Provide a policy framework under which all regional~~
13 ~~plans are developed.~~

14 ~~(2) Coordinate regional transportation and land use~~
15 ~~planning.~~

16 ~~(3) Identify and promote regional priorities.~~

17 ~~(4) Serve as a single point of contact and direct all~~
18 ~~public involvement activities.~~

19 ~~(5) Create a Citizens' Advisory Committee.~~

20 (c) The Board shall consist of 15 voting members as
21 follows:

22 (1) One member from DuPage County appointed
23 cooperatively by the mayors of DuPage County and the chief
24 elected county official of DuPage County.

25 (2) One member representing both Kane and Kendall
26 Counties appointed cooperatively by the mayors of Kane

1 County and Kendall County and the chief elected county
2 officials of Kane County and Kendall County.

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

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

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

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

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

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

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

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

1 Interstate 55, and in addition the Village of Summit.

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

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

13 The terms of the members initially appointed to the Board shall
14 begin within 60 days after this Act takes effect.

15 (d) The CMAP Board may ~~CATS Policy Committee and NIPC shall~~
16 ~~each~~ appoint ~~one of their members to serve as a~~ non-voting
17 ~~members~~ ~~member~~ of the ~~Regional Planning~~ Board.

18 (e) (1) The CMAP Board shall create a Wastewater Committee
19 with the responsibility of recommending directly to the
20 Illinois Environmental Protection Agency (IEPA) the
21 appropriateness of proposed requests for modifications and
22 amendments to the established boundaries of wastewater
23 facility planning areas, requests for the creation of new
24 wastewater facility planning areas, requests for the
25 elimination of existing wastewater facility planning areas,
26 requests for new or expanded sewage treatment facilities, or

1 any other amendments to the State of Illinois Water Quality
2 Management Plan required under the federal Clean Water Act. The
3 Chairmanship of the Wastewater Committee shall rotate every 24
4 months between the individuals described in subsections
5 (e) (2) (iv) and (e) (2) (v) with the individual identified in
6 subsection (e) (2) (v) serving as chairman for the initial
7 24-month period commencing on the effective date of this
8 amendatory Act of the 95th General Assembly.

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

11 (i) One member of the Wastewater Committee shall be
12 one of the CMAP Board members designated in subsection
13 (c) (1) through (c) (5).

14 (ii) One member of the Wastewater Committee shall
15 be one of the CMAP Board members designated in
16 subsection (c) (6).

17 (iii) One member of the Wastewater Committee shall
18 be one of the CMAP Board members designated in
19 subsection (c) (7) or (c) (8).

20 (iv) One member of the Wastewater Committee shall
21 be a person appointed by the President of the
22 Metropolitan Water Reclamation District of Greater
23 Chicago (and who does not need to serve on the CMAP
24 Board).

25 (v) One member of the Wastewater Committee shall be
26 a person appointed by the President of the largest

1 statewide association of wastewater agencies (and who
2 does not need to serve on the CMAP Board).

3 (3) Terms of the members of the Wastewater Committee
4 shall be consistent with those identified in Section 25,
5 except that the term of the member of the Wastewater
6 Committee appointed by the President of the Metropolitan
7 Water Reclamation District of Greater Chicago shall expire
8 on July 1, 2009, and the term of the member of the
9 Wastewater Committee appointed by the President of the
10 largest statewide association of wastewater agencies shall
11 expire on July 1, 2009.

12 (f) With the exception of matters considered and
13 recommended by the Wastewater Committee directly to the IEPA,
14 which shall require only a concurrence of a simple majority of
15 the Wastewater Committee members in office, concurrence
16 ~~Concurrence~~ of four-fifths of the Board members in office is
17 necessary for the Board to take any action, ~~including remanding~~
18 ~~regional plans with comments to the CATS Policy Committee and~~
19 NIPC.

20 (Source: P.A. 94-510, eff. 8-9-05.)

21 (70 ILCS 1707/20)

22 Sec. 20. Duties. In addition to those duties enumerated
23 elsewhere in this Act, the ~~Regional Planning~~ Board shall:

24 (a) ~~(1)~~ Hire an executive director to act as the chief
25 administrative officer and to direct and coordinate all

1 staff work.

2 (b) Provide a policy framework under which all regional
3 plans are developed.

4 (c) Coordinate regional transportation and land use
5 planning.

6 (d) Identify and promote regional priorities. to
7 ~~coordinate staff work of CATS and NIPC. The executive~~
8 ~~director shall hire a deputy for comprehensive planning and~~
9 ~~a deputy for transportation planning with the approval of~~
10 ~~NIPC and the CATS Policy Committee, respectively.~~

11 ~~(2) Merge the staffs of CATS and NIPC into a single~~
12 ~~staff over a transition period that protects current~~
13 ~~employees' benefits.~~

14 ~~(3) Secure agreements with funding agencies to provide~~
15 ~~support for Board operations.~~

16 ~~(4) Develop methods to handle operational and~~
17 ~~administrative matters relating to the transition,~~
18 ~~including labor and employment matters, pension benefits,~~
19 ~~equipment and technology, leases and contracts, office~~
20 ~~space, and excess property.~~

21 ~~(5) Notwithstanding any other provision of law to the~~
22 ~~contrary, within 180 days after this Act becomes law,~~
23 ~~locate the staffs of CATS and NIPC within the same office.~~

24 (Source: P.A. 94-510, eff. 8-9-05.)

25 (70 ILCS 1707/25)

1 Sec. 25. Operations.

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

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

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

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

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

23 (5) The terms of those members appointed, with the
24 consent of the President of the Cook County Board of
25 Commissioners, by the mayors representing those
26 communities in Cook County that are outside of the City of

1 Chicago and north of Devon Avenue shall expire on July 1,
2 2007.

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

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

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

25 (b) If a vacancy occurs, the appropriate appointing
26 authority shall fill the vacancy by an appointment for the

1 unexpired term. Board members shall receive no compensation,
2 but shall be reimbursed for expenses incurred in the
3 performance of their duties.

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

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

25 (e) The meetings of the Board shall be held in compliance
26 with the Open Meetings Act. The Board shall maintain records in

1 accordance with the provisions of the State Records Act.

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

19 (Source: P.A. 94-510, eff. 8-9-05.)

20 (70 ILCS 1707/44 new)

21 Sec. 44. Regional Data and Information Program. CMAP shall
22 be the authoritative source for regional data collection,
23 exchange, dissemination, analysis, evaluation, forecasting and
24 modeling. With the involvement of state, regional, and local
25 governments and agencies, CMAP shall create and maintain a

1 timely, ongoing, and coordinated data and information sharing
2 program that will provide the best available data on the
3 region. This program shall include a publicly accessible
4 mechanism for data access and distribution. CMAP's official
5 forecasts shall be the foundation for all planning in the
6 region.

7 (70 ILCS 1707/45)

8 Sec. 45. Regional comprehensive plan. At intervals not to
9 exceed every 5 years, or as needed to be consistent with
10 federal law, the Board shall develop a regional comprehensive
11 plan that integrates land use and transportation. The regional
12 comprehensive plan and any modifications to it shall be
13 developed cooperatively by the Board, ~~the CATS Policy~~
14 ~~Committee, and NIPC~~ with the involvement of citizens, units of
15 local government, business and labor organizations,
16 environmental organizations, transportation and planning
17 agencies, State agencies, private and civic organizations,
18 public and private providers of transportation, and land
19 preservation agencies. Any elements of the regional
20 comprehensive plan or modifications that relate to
21 transportation shall be developed cooperatively with the
22 Policy Committee. Units of local government shall continue to
23 maintain control over land use and zoning decisions.

24 Scope of Regional Comprehensive Plan. The Regional
25 Comprehensive Plan shall present the goals, policies,

1 guidelines, and recommendations to guide the physical
2 development of the Region. It shall include, but shall not be
3 limited to:

4 (a) Official forecasts for overall growth and change and an
5 evaluation of alternative scenarios for the future of the
6 Region including alternatives for public and private
7 investments in housing, economic development, preservation of
8 natural resources, transportation, water supply, flood
9 control, sewers, and other physical infrastructure. It shall
10 present a preferred plan that makes optimum use of public and
11 private resources to achieve the goals of the Plan.

12 (b) Land use and transportation policies that reflect the
13 relationship of transportation to land use, economic
14 development, the environment, air quality, and energy
15 consumption; foster the efficient movement of people and goods;
16 coordinate modes of transportation; coordinate planning among
17 federal agencies, state agencies, transportation agencies, and
18 local governments; and address the safety and equity of
19 transportation services across the Region.

20 (c) A plan for a coordinated and integrated transportation
21 system for the region consisting of a multimodal network of
22 facilities and services to be developed over a 20-year period
23 to support efficient movement of people and goods. The
24 transportation system plan shall include statements of minimum
25 levels of service that describe the performance for each mode
26 in order to meet the goals and policies of the Plan.

1 (d) A listing of proposed public investment priorities in
2 transportation and other public facilities and utilities of
3 regional significance. The list shall include a project
4 description, an identification of the responsible agency, the
5 timeframe that the facility or utility is proposed for
6 construction or installation, an estimate of costs, and sources
7 of public and private revenue for covering such costs.

8 (e) The criteria and procedures proposed for evaluating and
9 ranking projects in the Plan and for the allocation of
10 transportation funds.

11 (f) Measures to best coordinate programs of local
12 governments, transportation agencies, and State agencies to
13 promote the goals and policies of the Regional Comprehensive
14 Plan.

15 (g) Proposals for model ordinances and agreements that may
16 be enacted by local governments.

17 (h) Recommendations for legislation as may be necessary to
18 fully implement the Regional Comprehensive Plan.

19 (i) Developing components for regional functional issues
20 including:

21 (1) A regional housing component that documents the
22 needs for housing in the region and the extent to which
23 private-sector and public-sector programs are meeting
24 those needs; provides the framework for and facilitates
25 planning for the housing needs of the region, including the
26 need for affordable housing, especially as it relates to

1 the location of such housing proximate to job sites, and
2 develops sound strategies, programs and other actions to
3 address the need for housing choice throughout the region.

4 (2) A regional freight component, the purpose of which
5 is to create an efficient system of moving goods that
6 supports economic growth of the region and sound regional
7 and community development by identifying investments in
8 freight facilities of regional, State, and national
9 significance that will be needed to eliminate existing and
10 forecasted bottlenecks and inefficiencies in the
11 functioning of the region's freight network; recommending
12 improvements in the operation and management of the freight
13 network; and recommending policies to effect the efficient
14 multi-modal movement of goods to, through, and from the
15 region.

16 (3) A component for protecting and enhancing the
17 environment and the region's natural resources the purpose
18 of which is to improve the region's environmental health,
19 quality of life, and community well-being by defining and
20 protecting environmentally critical areas; encouraging
21 development that does not harm environmentally critical
22 areas; promoting sustainable land use and transportation
23 practices and policies by local governments.

24 (4) Optionally, other regional components for services
25 and facilities, including, but not limited to: water,
26 sewer, transportation, solid waste, historic preservation,

1 and flood control. Such plans shall provide additional
2 goals, policies, guidelines, and supporting analyses that
3 add detail, and are consistent with, the adopted Regional
4 Comprehensive Plan.

5 (Source: P.A. 94-510, eff. 8-9-05.)

6 (70 ILCS 1707/47 new)

7 Sec. 47. Developments of Regional Importance. The Board
8 shall consider the regional and intergovernmental impacts of
9 proposed major developments, infrastructure investments and
10 major policies and actions by public and private entities on
11 natural resources, neighboring communities, and residents. The
12 Board shall:

13 (a) Define the Scope of Developments of Regional Importance
14 (DRI) and create an efficient process for reviewing them.

15 (b) Require any DRI project sponsor, which can be either a
16 public or private entity, to submit information about the
17 proposed DRI to CMAP and neighboring communities, counties, and
18 regional planning and transportation agencies for review.

19 (c) Review and comment on a proposed DRI regarding
20 consistency with regional plans and intergovernmental and
21 regional impacts.

22 The Board shall complete a review under this Section within
23 a timeframe established when creating the DRI process. A delay
24 in the review process either requested or agreed to by the
25 applicant shall toll the running of the review period. If the

1 Board fails to complete the review within the required period,
2 the review fee paid by the applicant under this Section shall
3 be refunded in full to the applicant. If, however, the
4 applicant withdraws the application at any time after the Board
5 commences its review, no part of the review fee shall be
6 refunded to the applicant.

7 (70 ILCS 1707/48 new)

8 Sec. 48. Incentives for Creating More Sustainable
9 Communities. CMAP shall establish an incentive program to
10 enable local governments and developers to: create more
11 affordable workforce housing options near jobs and transit;
12 create jobs near existing affordable workforce housing; create
13 transit-oriented development; integrate transportation and
14 land use planning; provide a range of viable transportation
15 choices in addition to the car; encourage compact and mixed-use
16 development; and support neighborhood revitalization. CMAP
17 shall work with federal, State, regional, and local agencies to
18 identify funding opportunities for these incentives from
19 existing and proposed programs.

20 (70 ILCS 1707/51 new)

21 Sec. 51. Certification; cooperation between local and
22 regional plans; plan review.

23 Certification of regional plan and forecasts. Upon the
24 adoption of a Regional Plan or segment of a Regional Plan, the

1 Board shall certify a copy thereof to the State, each
2 transportation agency and each local government affected by
3 such plan. CMAP's official forecasts and plans shall be the
4 foundation for all planning in the region.

5 Agencies to provide information and cooperate. Each local
6 government, transportation agency, and State agency shall
7 cooperate with and assist the Board in carrying out its
8 functions and shall provide to the Board all information
9 requested by the Board. Counties and municipalities shall
10 submit copies of any official plans to CMAP, including but not
11 limited to comprehensive, transportation, housing, and capital
12 improvement plans.

13 Review of county and municipal plans. The Board may review
14 and comment on proposed county and municipal plans and plan
15 amendments within its jurisdiction for consistency with the
16 regional comprehensive plan and maintain a copy of such plans.

17 (70 ILCS 1707/55)

18 Sec. 55. Transportation financial plan.

19 (a) Concurrent with preparation of the regional
20 transportation and comprehensive plans, the Board shall
21 prepare and adopt, in cooperation with the ~~CATS~~ Policy
22 Committee, a transportation financial plan for the region in
23 accordance with federal and State laws, rules, and regulations.

24 (b) The transportation financial plan shall address the
25 following matters related to the transportation agencies: (i)

1 adequacy of funding to meet identified needs; and (ii)
2 allocation of funds to regional priorities.

3 (c) The transportation financial plan may propose
4 recommendations for additional funding by the federal
5 government, the State, or units of local government that may be
6 necessary to fully implement regional plans.

7 (Source: P.A. 94-510, eff. 8-9-05.)

8 (70 ILCS 1707/60)

9 Sec. 60. Transportation decision-making Metropolitan
10 planning organization.

11 (a) ~~The It is the intent of this Act that the CATS Policy~~
12 ~~Committee is, as the Transportation Planning Committee for the~~
13 ~~Board, remain~~ the federally designated Metropolitan Planning
14 Organization for the Chicago region under the requirements of
15 federal regulations promulgated by USDOT. The ~~CATS~~ Policy
16 Committee shall ~~prepare and~~ approve all plans, reports, and
17 programs required of an MPO, including the federally mandated
18 Regional Transportation Plan, Transportation Improvement
19 Program and Unified Work Program.

20 (b) It is the intent of this Act that the transportation
21 planning and investment decision-making process be fully
22 integrated into the regional planning process.

23 (c) The Board, in cooperation with local governments and
24 transportation providers, shall develop and adopt a process for
25 making the transportation decisions that require final MPO

1 approval pursuant to federal law. That process shall comply
2 with all applicable federal requirements. The adopted process
3 shall ensure that all MPO plans, reports, and programs shall be
4 approved by the CMAP Board prior to final approval by the MPO.

5 (d) The Board shall continue directly involving local
6 elected officials in federal program allocation decisions for
7 the Surface Transportation Program and Congestion Mitigation
8 and Air Quality funds and in addressing other regional
9 transportation issues.

10 ~~(b) The processes previously established by the CATS Policy~~
11 ~~Committee shall be continued as the means by which local~~
12 ~~elected officials program federal Surface Transportation~~
13 ~~Program and Congestion, Mitigation, and Air Quality funds and~~
14 ~~address other regional transportation issues.~~

15 (Source: P.A. 94-510, eff. 8-9-05.)

16 (70 ILCS 1707/61 new)

17 Sec. 61. Agency Designated Planning Grant Recipient and
18 Other Designations. The Board is eligible to apply for and
19 receive federal grants for regional planning in the
20 northeastern Illinois region. The Board shall review
21 applications requesting significant federal grants to
22 transportation agencies and local governments based on
23 criteria including conformity with the Regional Comprehensive
24 Plan and relevant functional components.

1 (70 ILCS 1707/62 new)

2 Sec. 62. Board Funding. In order to carry out any of the
3 powers or purposes of CMAP, the Board shall be involved in the
4 allocation of traditional sources of funds such as those from
5 the federal Metropolitan Planning Program and CMAQ as well as
6 non-traditional federal funds consistent with the Board's
7 broader mission. These funds may be supplemented by fees for
8 services and by grants from nongovernmental agencies. The Board
9 may also pursue and accept funding from State, regional, and
10 local sources in order to meet its planning objectives.

11 Additional funding shall be provided to CMAP to support
12 those functions and programs authorized by this Act.

13 (70 ILCS 1707/63 new)

14 Sec. 63. Succession; Transfers Related to NIPC. CMAP shall
15 succeed to all rights and interests of NIPC. Such transfer and
16 succession shall not limit or restrict any power or authority
17 of CMAP exercised pursuant to this Act and shall not limit any
18 rights or obligations of CMAP with respect to any contracts,
19 agreements, bonds or other indebtedness, right or interest
20 relating to any cause of action then in existence of NIPC that
21 shall continue and shall be assumed by CMAP. Funds appropriated
22 or otherwise made available to NIPC shall become available to
23 CMAP for the balance of the current State fiscal year for
24 interim use as determined by CMAP. NIPC shall transfer all of
25 the records, documents, property, and assets of NIPC to CMAP.

1 (70 ILCS 1707/65)

2 Sec. 65. Annual report. The Board shall prepare, publish,
3 and distribute a concise ~~an~~ annual report on the region's
4 progress toward achieving its priorities and on the degree to
5 which consistency exists between local and regional plans. Any
6 ~~and any~~ other reports and plans that relate to the purpose of
7 this Act may also be included.

8 (Source: P.A. 94-510, eff. 8-9-05.)

9 (70 ILCS 1705/Act rep.)

10 Section 15. The Northeastern Illinois Planning Act is
11 repealed.

12 Section 90. The State Mandates Act is amended by adding
13 Section 8.31 as follows:

14 (30 ILCS 805/8.31 new)

15 Sec. 8.31. Exempt mandate. Notwithstanding Sections 6 and 8
16 of this Act, no reimbursement by the State is required for the
17 implementation of any mandate created by this amendatory Act of
18 the 95th General Assembly.

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.