

HB0270



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0270

Introduced 1/23/2009, 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.

LRB096 04128 RLJ 14169 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 96th 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, 2010 and one shall expire on July 1, 2012.

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.