

HB4632



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB4632

by Rep. John A. Fritchey

SYNOPSIS AS INTRODUCED:

55 ILCS 5/2-6008

from Ch. 34, par. 2-6008

Amends the Counties Code. Provides that the Cook County Board of Commissioners may override a veto by the County Board President by an affirmative vote of three-fifths of its members (instead of four-fifths). Preempts home rule powers. Effective immediately.

LRB096 14621 RLJ 29460 b

HOME RULE 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 Counties Code is amended by changing Section
5 2-6008 as follows:

6 (55 ILCS 5/2-6008) (from Ch. 34, par. 2-6008)

7 Sec. 2-6008. Approval of ordinances. All ordinances,
8 resolutions or motions shall be submitted to said board of
9 commissioners in writing, or reduced to writing before any vote
10 shall be taken thereon; and if adopted by the board, the same
11 shall not take effect until after the same shall have been
12 approved in writing by the president of said board, except as
13 hereinafter provided. It shall be the duty of the clerk of said
14 board to deliver to the president thereof, upon his request,
15 the original (or a copy) of each ordinance, resolution or
16 motion, so passed or adopted by said board as aforesaid, within
17 one day after its passage or adoption; and in case the
18 president approves thereof, he shall sign the same, and it
19 shall thereupon be in full force and effect. In case the
20 president shall not approve any such ordinance, resolution or
21 motion, he shall, within five days after the receipt of the
22 same as aforesaid, return it to the clerk of said board, with
23 his objections thereto in writing. Such veto by the president

1 may extend to any one or more items or appropriations contained
2 in any resolution making an appropriation, or to the entire
3 resolution; and in case the veto only extends to a part of such
4 resolution making an appropriation, the residue thereof not
5 embraced within the veto shall take effect and be in force from
6 the time of the receipt by said clerk of such veto of such
7 part. Upon the return of any such ordinance, resolution or
8 motion by the president, with his objections thereto as
9 aforesaid, the vote by which the same was passed shall be
10 reconsidered by the board of commissioners as to so much
11 thereof as may have been vetoed; and if, after such
12 reconsideration, three-fifths ~~four-fifths~~ of all the members
13 elected to the board shall agree to pass the same by yeas and
14 nays, to be entered on the journal, the same shall take effect,
15 notwithstanding the president may have refused to approve
16 thereof. In case the president shall fail or omit to either
17 sign and approve or return, with his objections as aforesaid,
18 any such ordinance, motion or resolution which shall have been
19 passed or adopted by the board within six days after it shall
20 have been so passed or adopted, the same shall take effect
21 without the approval of the president.

22 This Section is a denial and limitation of home rule powers
23 and functions under subsection (h) of Section 6 of Article VII
24 of the Illinois Constitution.

25 (Source: P.A. 86-962.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.