



Rep. Jerry L. Mitchell

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09700HB2552ham001

LRB097 07802 KMW 53979 a

1 AMENDMENT TO HOUSE BILL 2552

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2552 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing  
5 Section 85-10 as follows:

6 (60 ILCS 1/85-10)

7 Sec. 85-10. Township corporate powers.

8 (a) Every township has the corporate capacity to exercise  
9 the powers granted to it, or necessarily implied, and no  
10 others. Every township has the powers specified in this  
11 Section.

12 (b) A township may sue and be sued.

13 (c) A township may acquire (by purchase, gift, or legacy)  
14 and hold property, both real and personal, for the use of its  
15 inhabitants and may sell and convey that property. A township  
16 may purchase any real estate or personal property for public

1 purposes under contracts providing for payment in installments  
2 over a period of time of not more than 20 years in the case of  
3 real estate and not more than 10 years in the case of personal  
4 property. A township may finance the purchase of any real  
5 estate or personal property for public purpose under finance  
6 contracts providing for payment in installments over a period  
7 of time of not more than 20 years in the case of real estate and  
8 not more than 10 years in the case of personal property. A  
9 township may construct a township hall under contracts  
10 providing for payment over a period of time of not more than 20  
11 ~~10~~ years. The interest on the unpaid balance shall not exceed  
12 that permitted in the Bond Authorization Act.

13 (d) A township may make all contracts necessary in the  
14 exercise of the township's powers.

15 (e) A township may expend or contract for the expenditure  
16 of any federal funds made available to the township by law for  
17 any purpose for which taxes imposed upon township property or  
18 property within the township may be expended.

19 (f) A township may acquire (singly or jointly with a  
20 municipality or municipalities) land or any interest in land  
21 located within its township limits. The township may acquire  
22 the land or interest by gift, purchase, or otherwise, but not  
23 by condemnation. A township may (singly or jointly) improve or  
24 arrange for the improvement of the land for industrial or  
25 commercial purposes and may donate and convey the land or  
26 interest in land so acquired and so improved to the Illinois

1 Finance Authority.

2 (g) (Blank)

3 (h) It is the policy of this State that all powers granted  
4 either expressly or by necessary implication by this Code, any  
5 other Illinois statute, or the Illinois Constitution to  
6 townships may be exercised by those townships notwithstanding  
7 effects on competition. It is the intention of the General  
8 Assembly that the "State action exemption" to the application  
9 of federal antitrust statutes be fully available to townships  
10 to the extent their activities are authorized by law as stated  
11 in this Code.

12 (i) A township may receive funds under the federal Housing  
13 and Community Development Act of 1974 and may expend or  
14 contract for the expenditure of those funds and other township  
15 funds for the activities specified in Section 105 of that Act.  
16 The powers granted under this subsection (i) are in addition to  
17 powers otherwise possessed by a township and shall not be  
18 construed as a limitation of those other powers.

19 (j) A township may establish reasonable fees for recreation  
20 and instructional programs sponsored by the township.

21 (Source: P.A. 93-205, eff. 1-1-04; 93-743, eff. 7-15-04.)

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