



Rep. Emanuel Chris Welch

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LRB098 18356 JLK 57180 a

1 AMENDMENT TO HOUSE BILL 4425

2 AMENDMENT NO. _____. Amend House Bill 4425 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing
5 Sections 27-5, 27-10, 27-15, 27-20, and 27-25 and by adding
6 Section 27-10.5 as follows:

7 (60 ILCS 1/27-5)

8 Sec. 27-5. Applicability. This Article shall apply only to:

9 (a) a township that: (1) is within a coterminous, or
10 substantially coterminous, municipality in which the city
11 council exercises the powers and duties of the township board,
12 or in which one or more municipal officials serve as an officer
13 or trustee of the township; (2) is located within a county with
14 a population of 3 million or more; and (3) contains a territory
15 of 7 square miles or more; or -

16 (b) a township that (1) is within a coterminous, or

1 substantially coterminous, village; (2) is located within a
2 county with a population of 3 million or more; and (3) contains
3 a territory of more than 2 and less than 3 square miles.

4 (Source: P.A. 98-127, eff. 8-2-13.)

5 (60 ILCS 1/27-10)

6 Sec. 27-10. Petition and referendum to discontinue and
7 abolish a township organization within a coterminous
8 municipality. Upon adoption of an ordinance ~~adopted~~ by the city
9 council of a township described under Section 27-5(a) of this
10 Article, or upon petition of at least 10% of the registered
11 voters of that township, the city council shall certify and
12 cause to be submitted to the voters of the township, at the
13 next election or consolidated election, a proposition to
14 discontinue and abolish the township organization and to
15 transfer all the rights, powers, duties, assets, property,
16 liabilities, obligations, and responsibilities of the township
17 organization to the coterminous municipality.

18 A signature on a petition shall not be valid or counted in
19 considering the petition unless the form requirements are
20 complied with and the date of each signature is less than 90
21 days before the last day for filing the petition. The statement
22 of the person who circulates the petition must include an
23 attestation (i) indicating the dates on which that sheet was
24 circulated, (ii) indicating the first and last date on which
25 that sheet was circulated, or (iii) certifying that none of the

1 signatures on the sheet was signed more than 90 days before the
2 last day for filing the petition. The petition shall be treated
3 and the proposition certified in the manner provided by the
4 general election law. After the proposition has once been
5 submitted to the electorate, the proposition shall not be
6 resubmitted for 4 years.

7 The proposition shall be in substantially the following
8 form:

9 Shall the township organization be continued in [Name
10 of Township] Township?

11 The votes shall be recorded as "Yes" or "No".

12 (Source: P.A. 98-127, eff. 8-2-13; revised 10-8-13.)

13 (60 ILCS 1/27-10.5 new)

14 Sec. 27-10.5. Referendum to discontinue and abolish a
15 township organization within a coterminous village. Upon
16 resolution by the board of trustees of a township described
17 under Section 27-5(b) of this Article, or upon petition of at
18 least 5% of the registered voters of that township, according
19 to the voting registration records at the time the petition is
20 filed, the township board of trustees shall certify and cause
21 to be submitted to the voters of the township, at the next
22 election or consolidated election, a proposition to
23 discontinue and abolish the township organization and to
24 transfer all the rights, powers, duties, assets, property,
25 liabilities, obligations, and responsibilities of the township

1 organization to the coterminous municipality.

2 A signature on a petition shall not be valid or counted in
3 considering the petition unless the form requirements are
4 complied with and the date of each signature is less than 90
5 days before the last day for filing the petition. The statement
6 of the person who circulates the petition must include an
7 attestation (i) indicating the dates on which that sheet was
8 circulated, (ii) indicating the first and last date on which
9 that sheet was circulated, or (iii) certifying that none of the
10 signatures on the sheet was signed more than 90 days before the
11 last day for filing the petition. The petition shall be treated
12 and the proposition certified in the manner provided by the
13 general election law.

14 The proposition shall be in substantially the following
15 form:

16 Shall the township organization be transferred to and
17 performed by the [name of village]?

18 The votes shall be recorded as "Yes" or "No".

19 (60 ILCS 1/27-15)

20 Sec. 27-15. Cessation of township organization. As
21 provided in Sections 27-10 and 27-10.5, if ~~if~~ a majority of the
22 votes of the township cast are in favor of the proposition to
23 discontinue and abolish the township organization, then the
24 township organization in that township shall cease.

25 On the effective date of the discontinuance and abolishment

1 of ~~the~~ township organization under Section 27-5(a) of this
2 Article, all the rights, powers, duties, assets, property,
3 liabilities, obligations, and responsibilities of the township
4 shall by operation of law vest in and be assumed by the
5 coterminous municipality.

6 For a township that is discontinued and abolished under
7 Section 27-5(b), 180 days after the passage of the referendum
8 all the rights, powers, duties, assets, property, liabilities,
9 obligations, and responsibilities of the township shall by
10 operation of law vest in and be assumed by the coterminous
11 village, and the township shall cease and the terms of any then
12 serving officials, elected or appointed, shall end. On the date
13 of the passage of the referendum, the coterminous village shall
14 have access to all records, files, policies, procedures, and
15 financial documents of the township to aid in the transition
16 process.

17 (Source: P.A. 98-127, eff. 8-2-13.)

18 (60 ILCS 1/27-20)

19 Sec. 27-20. Township officers. Upon the effective date of
20 discontinuance, the coterminous municipality shall exercise
21 all duties and responsibilities of that township officer as
22 provided in the Township Code, the Illinois Public Aid Code,
23 Property Tax Code, and the Illinois Highway Code, as
24 applicable. The coterminous municipality may enter into an
25 intergovernmental agreement or contract ~~with the county or the~~

1 ~~State~~ to administer the duties and responsibilities of that
2 township officer for services under its jurisdiction.

3 (Source: P.A. 98-127, eff. 8-2-13.)

4 (60 ILCS 1/27-25)

5 Sec. 27-25. Business, records, and property of
6 discontinued township organization. The records of a township
7 organization discontinued under this Article shall be
8 deposited in the coterminous municipality's ~~city~~ clerk's
9 office. The coterminous municipality may close up all
10 unfinished business of the township and sell and dispose of any
11 of the property belonging to the township for benefit of the
12 inhabitants of the municipality.

13 (Source: P.A. 98-127, eff. 8-2-13.)

14 Section 10. The Public Health District Act is amended by
15 changing Section 25 as follows:

16 (70 ILCS 905/25)

17 Sec. 25. Discontinuance of a coterminous township. Upon
18 discontinuance of a coterminous township under ~~If the office of~~
19 ~~Township Assessor in a coterminous township is discontinued as~~
20 ~~provided in~~ Article 27 of the Township Code, then the
21 coterminous municipality's Council members or corporate
22 authorities shall be the board of health for the public health
23 district under this Act.

1 (Source: P.A. 98-127, eff. 8-2-13.)".