



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

HB3273

by Rep. Ron Sandack

#### SYNOPSIS AS INTRODUCED:

70 ILCS 2805/37.1 new

Amends the Sanitary District Act of 1936. Provides a sanitary district created under this Act which is located in a county having a population of 3,000,000 or more, which is wholly included in three or more municipalities, which no part is included in any unincorporated area, which has no employees, and which has no revenue bond indebtedness shall, upon the effective date of this amendatory Act of the 99th General Assembly, be dissolved by operation of law. Provides that the officers of the dissolved sanitary shall convey the property of the sanitary district, liquidate personal property, pay debts, and distribute remaining monies to the municipalities taking over for the sanitary district. Provides the municipalities may levy and collect a tax for the purpose of maintaining, constructing or replacing sewers with the aggregate amount of which for each year may not exceed 0.25%. Effective immediately.

LRB099 09062 AWJ 29251 b

FISCAL NOTE ACT  
MAY APPLY

HOUSING  
AFFORDABILITY  
IMPACT NOTE ACT  
MAY APPLY

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 Sanitary District Act of 1936 is amended by  
5 adding Section 37.1 as follows:

6 (70 ILCS 2805/37.1 new)

7 Sec. 37.1. Dissolution of district with no employees and no  
8 bond indebtedness; winding up sanitary district business; tax  
9 by acquiring municipalities.

10 (a) Any sanitary district created under this Act which is  
11 located in a county having a population of 3,000,000 or more,  
12 which is wholly included in three or more municipalities, which  
13 no part is included in any unincorporated area, which has no  
14 employees, and which has no revenue bond indebtedness shall,  
15 upon the effective date of this amendatory Act of the 99th  
16 General Assembly, be dissolved by operation of law. Each of the  
17 municipalities within the territory of a dissolved sanitary  
18 district shall be responsible for providing sewers for  
19 collecting and disposing of sewage.

20 (b) The officers of any dissolved sanitary district  
21 immediately preceding the effective date of this amendatory Act  
22 of the 99th General Assembly shall close up the business  
23 affairs of the sanitary district by conveying title of a

1 dissolved sanitary district's property to the municipalities  
2 collecting and disposing of sewage and by liquidating any  
3 remaining personal property of a dissolved sanitary district.  
4 After all the debts and obligations of the dissolved sanitary  
5 district have been satisfied, any remaining monies shall be  
6 distributed to the municipalities collecting and disposing of  
7 sewage in proportion to the percentage of territory located  
8 within the boundaries of each affected municipality.

9 (c) The corporate authorities of any municipality required  
10 to provide sewer service under this Section after the  
11 dissolution of a sanitary district is hereby authorized to levy  
12 and collect a tax for the purpose of maintaining, constructing  
13 or replacing sewers, upon the taxable property within that  
14 municipality, the aggregate amount of which for each year may  
15 not exceed 0.25% of the value of such property as equalized or  
16 assessed by the Department of Revenue and that tax shall be in  
17 addition to any taxes that may otherwise be authorized to be  
18 levied for the general corporate purposes of the municipality  
19 as currently provided in Section 37 of this Act. Any  
20 outstanding obligations of the dissolved sanitary district  
21 shall be paid from the taxes levied and collected pursuant to  
22 this subsection.

23 If any tax has been levied for sewer or water purposes  
24 prior to the effective date of this amendatory Act of the 99th  
25 General Assembly by a municipality who would also have the  
26 power to levy such a tax under this subsection, that tax is

1 expressly validated.

2 Section 99. Effective date. This Act takes effect upon  
3 becoming law.