



Rep. Michael J. Madigan

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1 AMENDMENT TO SENATE BILL 1262

2 AMENDMENT NO. _____. Amend Senate Bill 1262 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 5-1005 as follows:

6 (55 ILCS 5/5-1005) (from Ch. 34, par. 5-1005)

7 Sec. 5-1005. Powers. Each county shall have power:

8 1. To purchase and ~~and~~ hold the real and personal
9 estate necessary for the uses of the county, and to
10 purchase and hold, for the benefit of the county, real
11 estate sold by virtue of judicial proceedings in which the
12 county is plaintiff.

13 2. To sell and convey or lease any real or personal
14 estate owned by the county.

15 3. To make all contracts and do all other acts in
16 relation to the property and concerns of the county

1 necessary to the exercise of its corporate powers.

2 4. To take all necessary measures and institute
3 proceedings to enforce all laws for the prevention of
4 cruelty to animals.

5 5. To purchase and hold or lease real estate upon which
6 may be erected and maintained buildings to be utilized for
7 purposes of agricultural experiments and to purchase, hold
8 and use personal property for the care and maintenance of
9 such real estate in connection with such experimental
10 purposes.

11 6. To cause to be erected, or otherwise provided,
12 suitable buildings for, and maintain a county hospital and
13 necessary branch hospitals and/or a county sheltered care
14 home or county nursing home for the care of such sick,
15 chronically ill or infirm persons as may by law be proper
16 charges upon the county, or upon other governmental units,
17 and to provide for the management of the same. The county
18 board may establish rates to be paid by persons seeking
19 care and treatment in such hospital or home in accordance
20 with their financial ability to meet such charges, either
21 personally or through a hospital plan or hospital
22 insurance, and the rates to be paid by governmental units,
23 including the State, for the care of sick, chronically ill
24 or infirm persons admitted therein upon the request of such
25 governmental units. Any hospital maintained by a county
26 under this Section is authorized to provide any service and

1 enter into any contract or other arrangement not prohibited
2 for a hospital that is licensed under the Hospital
3 Licensing Act, incorporated under the General
4 Not-For-Profit Corporation Act, and exempt from taxation
5 under paragraph (3) of subsection (c) of Section 501 of the
6 Internal Revenue Code.

7 7. To contribute such sums of money toward erecting,
8 building, maintaining, and supporting any non-sectarian
9 public hospital located within its limits as the county
10 board of the county shall deem proper.

11 8. To purchase and hold real estate for the
12 preservation of forests, prairies and other natural areas
13 and to maintain and regulate the use thereof.

14 9. To purchase and hold real estate for the purpose of
15 preserving historical spots in the county, to restore,
16 maintain and regulate the use thereof and to donate any
17 historical spot to the State.

18 10. To appropriate funds from the county treasury to be
19 used in any manner to be determined by the board for the
20 suppression, eradication and control of tuberculosis among
21 domestic cattle in such county.

22 11. To take all necessary measures to prevent forest
23 fires and encourage the maintenance and planting of trees
24 and the preservation of forests.

25 12. To authorize the closing on Saturday mornings of
26 all offices of all county officers at the county seat of

1 each county, and to otherwise regulate and fix the days and
2 the hours of opening and closing of such offices, except
3 when the days and the hours of opening and closing of the
4 office of any county officer are otherwise fixed by law;
5 but the power herein conferred shall not apply to the
6 office of State's Attorney and the offices of judges and
7 clerks of courts and, in counties of 500,000 or more
8 population, the offices of county clerk.

9 13. To provide for the conservation, preservation and
10 propagation of insectivorous birds through the expenditure
11 of funds provided for such purpose.

12 14. To appropriate funds from the county treasury and
13 expend the same for care and treatment of tuberculosis
14 residents.

15 15. In counties having less than 1,000,000
16 inhabitants, to take all necessary or proper steps for the
17 extermination of mosquitoes, flies or other insects within
18 the county.

19 16. To install an adequate system of accounts and
20 financial records in the offices and divisions of the
21 county, suitable to the needs of the office and in
22 accordance with generally accepted principles of
23 accounting for governmental bodies, which system may
24 include such reports as the county board may determine.

25 17. To purchase and hold real estate for the
26 construction and maintenance of motor vehicle parking

1 facilities for persons using county buildings, but the
2 purchase and use of such real estate shall not be for
3 revenue producing purposes.

4 18. To acquire and hold title to real property located
5 within the county, or partly within and partly outside the
6 county by dedication, purchase, gift, legacy or lease, for
7 park and recreational purposes and to charge reasonable
8 fees for the use of or admission to any such park or
9 recreational area and to provide police protection for such
10 park or recreational area. Personnel employed to provide
11 such police protection shall be conservators of the peace
12 within such park or recreational area and shall have power
13 to make arrests on view of the offense or upon warrants for
14 violation of any of the ordinances governing such park or
15 recreational area or for any breach of the peace in the
16 same manner as the police in municipalities organized and
17 existing under the general laws of the State. All such real
18 property outside the county shall be contiguous to the
19 county and within the boundaries of the State of Illinois.

20 19. To appropriate funds from the county treasury to be
21 used to provide supportive social services designed to
22 prevent the unnecessary institutionalization of elderly
23 residents, or, for operation of, and equipment for, senior
24 citizen centers providing social services to elderly
25 residents.

26 20. To appropriate funds from the county treasury and

1 loan such funds to a county water commission created under
2 the "Water Commission Act", approved June 30, 1984, as now
3 or hereafter amended, in such amounts and upon such terms
4 as the county may determine or the county and the
5 commission may agree. The county shall not under any
6 circumstances be obligated to make such loans. The county
7 shall not be required to charge interest on any such loans.

8 21. To appropriate and expend funds from the county
9 treasury for economic development purposes, including the
10 making of grants to any other governmental entity or
11 commercial enterprise deemed necessary or desirable for
12 the promotion of economic development in the county.

13 22. To lease space on a telecommunications tower to a
14 public or private entity.

15 23. In counties having a population of 100,000 or less
16 and a public building commission organized by the county
17 seat of the county, to cause to be erected or otherwise
18 provided, and to maintain or cause to be maintained,
19 suitable facilities to house students pursuing a
20 post-secondary education at an academic institution
21 located within the county. The county may provide for the
22 management of the facilities.

23 All contracts for the purchase of coal under this Section
24 shall be subject to the provisions of "An Act concerning the
25 use of Illinois mined coal in certain plants and institutions",
26 filed July 13, 1937, as amended.

1 (Source: P.A. 95-197, eff. 8-16-07; 95-813, eff. 1-1-09;
2 96-622, eff. 8-24-09.)".