



Sen. Julie A. Morrison

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LRB100 05646 AWJ 22822 a

1 AMENDMENT TO SENATE BILL 773

2 AMENDMENT NO. _____. Amend Senate Bill 773 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Counties Code is amended by changing
5 Section 5-44010 as follows:

6 (55 ILCS 5/5-44010)

7 Sec. 5-44010. Applicability. The powers and authorities
8 provided by this Division 5-44 apply to all counties ~~to DuPage,~~
9 ~~Lake, and McHenry Counties~~ and units of local government within
10 such counties.

11 (Source: P.A. 98-126, eff. 8-2-13; 99-709, eff. 8-5-16.)

12 Section 10. The Township Code is amended by changing
13 Section 10-25 as follows:

14 (60 ILCS 1/10-25)

1 Sec. 10-25. Plan for changes in townships.

2 (a) The county board of each county may, subject to a
3 referendum in the townships affected as provided in this
4 Section, adopt a plan for altering the boundaries of townships,
5 changing township lines, dividing, enlarging, or consolidating
6 townships, or creating new townships, so that each township
7 shall possess an equalized assessed valuation of not less than
8 \$10,000,000 as of the 1982 assessment year ~~or an area of not~~
9 ~~more than 126 square miles.~~

10 (b) No alteration or change in boundaries shall be
11 effective unless approved by a referendum in each township
12 affected. The election authority shall submit to the voters of
13 each township affected, at a regular election to be held not
14 less than 60 days after the plan is adopted, the question of
15 approving the alteration or change. The alterations or changes,
16 if approved by the voters, shall take effect on the date of the
17 next township election and shall be applicable to that
18 election. If there is doubt as to the township clerk with whom
19 nomination papers for that election should be filed, the county
20 board shall designate the clerk. In the alteration of
21 boundaries, a county board may not disturb urban or coterminous
22 townships in existence on October 1, 1978.

23 (Source: P.A. 84-1308; 88-62.)

24 Section 15. The Illinois Highway Code is amended by
25 changing Section 6-130 and by adding Section 6-130.5 as

1 follows:

2 (605 ILCS 5/6-130) (from Ch. 121, par. 6-130)

3 Sec. 6-130. Mandatory and permissive road district
4 abolishment.

5 (a) Notwithstanding any other provision of this Act to the
6 contrary, no township road district may continue in existence
7 if the roads forming a part of the district do not exceed a
8 total of 4 miles in length as determined by the county engineer
9 or county superintendent of highways. ~~For purposes of this~~
10 ~~Section, the roads forming a part of a township road district~~
11 ~~include those roads maintained by the district, regardless of~~
12 ~~whether or not those roads are owned by the township.~~ On the
13 first Tuesday in April of 1975, or of any subsequent year next
14 succeeding the reduction of a township road system to a total
15 mileage of 4 miles or less, each such township road district
16 shall, by operation of law, be abolished. The roads comprising
17 that district at that time shall thereafter be administered by
18 the township board of trustees by contracting with the county,
19 a municipality or a private contractor. The township board of
20 trustees shall assume all taxing authority of a township road
21 district abolished under this Section.

22 (b) Notwithstanding any provision of law to the contrary, a
23 township road district may be abolished as provided in Section
24 6-130.5 of this Act, if the roads forming part of the district
25 are less than a total of 15 miles in length.

1 (Source: P.A. 94-884, eff. 6-20-06.)

2 (605 ILCS 5/6-130.5 new)

3 Sec. 6-130.5. Abolishing a road district with less than 15
4 miles of roads.

5 (a) Any township may abolish a road district of that
6 township if the roads of the district of that township are less
7 than 15 miles in length, as determined by the county engineer
8 or county superintendent of highways, by resolution of a
9 majority of the board of trustees to submit a referendum to
10 abolish the road district of that township. The referendum
11 shall be submitted to the electors of that township at the next
12 general election or consolidated election in accordance with
13 the general election law. The ballot shall be in substantially
14 the following form:

15 -----
16 Shall the Road District of the Township of
17 be abolished with all the rights,
18 powers, duties, assets, property, liabilities, YES
19 obligations, and responsibilities being assumed -----
20 by the Township of ? NO
21 -----

22 (b) If a majority of the electors voting on the referendum
23 under subsection (a) of this Section are in favor of abolishing
24 the township road district, then the road district is abolished
25 on the January 1 following the approval of the resolution or

1 referendum.

2 On the date of abolishment: all the rights, powers, duties,
3 assets, property, liabilities, obligations, and
4 responsibilities of the road district shall by operation of law
5 vest in and be assumed by the township; the township board of
6 trustees shall assume all taxing authority of a road district
7 abolished under this Section; any highway commissioner of the
8 abolished road district shall cease to hold office; the
9 township shall exercise all duties and responsibilities of the
10 highway commissioner as provided in the Illinois Highway Code;
11 and for purposes of distribution of revenue, the township shall
12 assume the powers, duties, and obligations of the road
13 district. The township board of trustees may enter into a
14 contract with the county, a municipality, or a private
15 contractor to administer the roads added to its jurisdiction
16 under this Section.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law."