

# HB0310



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB0310

Introduced 1/19/2007, by Rep. Dave Winters

#### SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1005

from Ch. 34, par. 5-1005

Amends the Counties Code. Provides that a county may appropriate funds from the county treasury and expend those funds for economic development purposes. Effective immediately.

LRB095 05363 HLH 25449 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Counties Code is amended by changing Section  
5 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 hold the real and personal estate  
9 necessary for the uses of the county, and to purchase and hold,  
10 for the benefit of the county, real estate sold by virtue of  
11 judicial proceedings in which the county is plaintiff.

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

14 3. To make all contracts and do all other acts in relation  
15 to the property and concerns of the county necessary to the  
16 exercise of its corporate powers.

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

19 5. To purchase and hold or lease real estate upon which may  
20 be erected and maintained buildings to be utilized for purposes  
21 of agricultural experiments and to purchase, hold and use  
22 personal property for the care and maintenance of such real  
23 estate in connection with such experimental purposes.

1           6. To cause to be erected, or otherwise provided, suitable  
2 buildings for, and maintain a county hospital and necessary  
3 branch hospitals and/or a county sheltered care home or county  
4 nursing home for the care of such sick, chronically ill or  
5 infirm persons as may by law be proper charges upon the county,  
6 or upon other governmental units, and to provide for the  
7 management of the same. The county board may establish rates to  
8 be paid by persons seeking care and treatment in such hospital  
9 or home in accordance with their financial ability to meet such  
10 charges, either personally or through a hospital plan or  
11 hospital insurance, and the rates to be paid by governmental  
12 units, including the State, for the care of sick, chronically  
13 ill or infirm persons admitted therein upon the request of such  
14 governmental units. Any hospital maintained by a county under  
15 this Section is authorized to provide any service and enter  
16 into any contract or other arrangement not prohibited for a  
17 hospital that is licensed under the Hospital Licensing Act,  
18 incorporated under the General Not-For-Profit Corporation Act,  
19 and exempt from taxation under paragraph (3) of subsection (c)  
20 of Section 501 of the Internal Revenue Code.

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

25           8. To purchase and hold real estate for the preservation of  
26 forests, prairies and other natural areas and to maintain and

1 regulate the use thereof.

2 9. To purchase and hold real estate for the purpose of  
3 preserving historical spots in the county, to restore, maintain  
4 and regulate the use thereof and to donate any historical spot  
5 to the State.

6 10. To appropriate funds from the county treasury to be  
7 used in any manner to be determined by the board for the  
8 suppression, eradication and control of tuberculosis among  
9 domestic cattle in such county.

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

13 12. To authorize the closing on Saturday mornings of all  
14 offices of all county officers at the county seat of each  
15 county, and to otherwise regulate and fix the days and the  
16 hours of opening and closing of such offices, except when the  
17 days and the hours of opening and closing of the office of any  
18 county officer are otherwise fixed by law; but the power herein  
19 conferred shall not apply to the office of State's Attorney and  
20 the offices of judges and clerks of courts and, in counties of  
21 500,000 or more population, the offices of county clerk.

22 13. To provide for the conservation, preservation and  
23 propagation of insectivorous birds through the expenditure of  
24 funds provided for such purpose.

25 14. To appropriate funds from the county treasury and  
26 expend the same for care and treatment of tuberculosis

1 residents.

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

5 16. To install an adequate system of accounts and financial  
6 records in the offices and divisions of the county, suitable to  
7 the needs of the office and in accordance with generally  
8 accepted principles of accounting for governmental bodies,  
9 which system may include such reports as the county board may  
10 determine.

11 17. To purchase and hold real estate for the construction  
12 and maintenance of motor vehicle parking facilities for persons  
13 using county buildings, but the purchase and use of such real  
14 estate shall not be for revenue producing purposes.

15 18. To acquire and hold title to real property located  
16 within the county, or partly within and partly outside the  
17 county by dedication, purchase, gift, legacy or lease, for park  
18 and recreational purposes and to charge reasonable fees for the  
19 use of or admission to any such park or recreational area and  
20 to provide police protection for such park or recreational  
21 area. Personnel employed to provide such police protection  
22 shall be conservators of the peace within such park or  
23 recreational area and shall have power to make arrests on view  
24 of the offense or upon warrants for violation of any of the  
25 ordinances governing such park or recreational area or for any  
26 breach of the peace in the same manner as the police in

1 municipalities organized and existing under the general laws of  
2 the State. All such real property outside the county shall be  
3 contiguous to the county and within the boundaries of the State  
4 of Illinois.

5 19. To appropriate funds from the county treasury to be  
6 used to provide supportive social services designed to prevent  
7 the unnecessary institutionalization of elderly residents, or,  
8 for operation of, and equipment for, senior citizen centers  
9 providing social services to elderly residents.

10 20. To appropriate funds from the county treasury and loan  
11 such funds to a county water commission created under the  
12 "Water Commission Act", approved June 30, 1984, as now or  
13 hereafter amended, in such amounts and upon such terms as the  
14 county may determine or the county and the commission may  
15 agree. The county shall not under any circumstances be  
16 obligated to make such loans. The county shall not be required  
17 to charge interest on any such loans.

18 21. To appropriate and expend funds from the county  
19 treasury for economic development purposes, including the  
20 making of grants to any other governmental entity or commercial  
21 enterprise deemed necessary or desirable for the promotion of  
22 economic development in the county.

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. 86-962; 86-1028.)

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