

SB1703



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB1703

Introduced 2/9/2007, by Sen. Pamela J. Althoff

SYNOPSIS AS INTRODUCED:

70 ILCS 410/5

from Ch. 96 1/2, par. 7105

Amends the Conservation District Act. Makes a technical change in a Section concerning the board of trustees.

LRB095 11147 HLH 31487 b

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 Conservation District Act is amended by
5 changing Section 5 as follows:

6 (70 ILCS 410/5) (from Ch. 96 1/2, par. 7105)

7 Sec. 5. Board of trustees.

8 (a) The affairs of a conservation district shall be managed
9 by a board which shall consist of 5 trustees, except as
10 otherwise provided in this Section. If the boundaries of the
11 district are coextensive with the ~~the~~ boundaries of one county,
12 the trustees shall be residents of that county. If the district
13 embraces 2 counties, 3 trustees shall be residents of the
14 county with the larger population and 2 trustees shall be
15 residents of the other county. If the district embraces 3
16 counties, one trustee shall be a resident of the county with
17 the smallest population and each of the other counties shall
18 have 2 resident trustees. If the district embraces 4 counties,
19 2 trustees shall be residents of the county with the largest
20 population and each of the other counties shall have one
21 resident trustee. If the district embraces 5 counties, each
22 county shall have one resident trustee.

23 (b) A district that is entirely within a county of under

1 750,000 inhabitants and contiguous to a county of more than
2 2,000,000 inhabitants and that is authorized by referendum as
3 provided in subsection (d) of Section 15 to incur indebtedness
4 over 0.575% but not to exceed 1.725% shall have a board
5 consisting of 7 trustees, all of whom shall be residents of the
6 county. The additional 2 trustees shall be appointed by the
7 chairman of the county board, with the consent of the county
8 board, and shall hold office for terms expiring on June 30 as
9 follows: one trustee after 4 years and one trustee after 5
10 years from the date of the referendum. Successor trustees shall
11 be appointed in the same manner no later than June 1 before the
12 commencement of the term of the trustee.

13 (c) Trustees shall be qualified voters of such district who
14 do not hold any other public office and are not officers of any
15 political party. Trustees, if nominated by the county board
16 chairman as hereinafter provided, shall be selected on the
17 basis of their demonstrated interest in the purpose of
18 conservation districts.

19 (d) The chairman of the county board for the county of
20 which the trustee is a resident shall, with the consent of the
21 county board of that county, appoint the first trustees who
22 shall hold office for terms expiring on June 30 after one, 2,
23 3, 4, and 5 year periods respectively as determined and fixed
24 by lot. Thereafter, successor trustees shall be appointed in
25 the same manner no later than June 1 prior to the commencement
26 of term of the trustee.

1 (e) Each successor trustee shall serve for a term of 5
2 years. A vacancy occurring otherwise than by expiration of term
3 shall be filled for the unexpired term by appointment of a
4 trustee by the county board chairman of the county of which the
5 trustee shall be a resident, with the approval of the county
6 board of that county. A trustee who has served a full term of 5
7 years is ineligible to serve as a trustee for a period of one
8 year following the expiration of his term. When any trustee
9 during his term of office shall cease to be a bona fide
10 resident of the district he is disqualified as a trustee and
11 his office becomes vacant.

12 (f) Trustees shall serve without compensation, but may be
13 paid their actual and necessary expenses incurred in the
14 performance of their official duties.

15 (g) A trustee may be removed for cause by the county board
16 chairman for the county of which the trustee is a resident,
17 with the approval of the county board of that county, but every
18 such removal shall be by a written order, which shall be filed
19 with the county clerk.

20 (h) A conservation district with 5 trustees may determine
21 by majority vote of the board to increase the size of the board
22 to 7 trustees. With respect to a 7-member board, no more than 3
23 members may be residents of any township in a county under
24 township organization or of any congressional township in a
25 county not under township organization. In the case of a
26 7-member board representing a district that embraces 2

1 counties, 4 trustees shall be residents of the county with the
2 larger population and 3 trustees shall be residents of the
3 other county. If the district embraces 3 counties, 2 trustees
4 shall be residents of each of the 2 counties with the smallest
5 population and the largest county shall have 3 resident
6 trustees. If the district embraces 4 counties, one trustee
7 shall be a resident of the county with the smallest population
8 and each of the other counties shall have 2 resident trustees.
9 If the district embraces 5 counties, the 2 counties with the
10 largest population shall each have 2 resident trustees and each
11 of the other counties shall have one resident trustee. The
12 pertinent appointing authorities shall appoint the additional
13 2 trustees to initial terms as equally staggered as possible
14 from the terms of the trustees already appointed from that
15 township or county so that 2 trustees representing the same
16 area shall not be succeeded in the same year.

17 (Source: P.A. 94-617, eff. 8-18-05.)