



Sen. Terry Link

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LRB097 04015 KMW 54110 a

1 AMENDMENT TO SENATE BILL 173

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 173 by inserting  
3 immediately above the enacting clause the following:

4 "WHEREAS, According to the United States Census Bureau,  
5 Illinois had 6,994 units of local government in 2007, the most  
6 units of local government of any state in the country; and

7 WHEREAS, Multiple layers of units of local government can  
8 be inefficient and lead to a duplication of services; and

9 WHEREAS, Most units of local government have the power to  
10 levy ad valorem property taxes; and

11 WHEREAS, The power of units of local government to levy  
12 taxes can lead to an increased property tax burden for Illinois  
13 citizens; therefore,"; and

14 by replacing everything after the enacting clause with the  
15 following:

16 "Section 1. Short title. This Act may be cited as the

1 Local Government Consolidation Commission Act.

2 Section 5. Definitions. As used in this Act:

3 "Commission" means the Local Government Consolidation  
4 Commission created by this Act.

5 "Unit of local government" means a unit of local government  
6 as defined in Section 1 of Article VII of the Illinois  
7 Constitution. The term does not include a school district or  
8 community college district.

9 Section 10. Commission; creation; members. There is  
10 created a Local Government Consolidation Commission, to  
11 consist of 8 members, 2 members appointed by the President of  
12 the Senate, 2 members appointed by the Minority Leader of the  
13 Senate, 2 members appointed by the Speaker of the House of  
14 Representatives, and 2 members appointed by the Minority Leader  
15 of the House of Representatives. No member may be a local  
16 government official.

17 Section 15. Meetings; officers. The members of the  
18 Commission shall meet and the Commission shall be organized  
19 within 30 days after the effective date of this Act, and shall  
20 at that time elect a chair from among the members.

21 Section 20. Compensation; expenses. The members of the  
22 Commission shall serve without compensation, but may be

1 reimbursed for necessary traveling expenses incurred in the  
2 performance of their official duties.

3 Section 25. Administrative support. The Commission shall  
4 receive administrative and other support from the Legislative  
5 Reference Bureau.

6 Section 30. Recommended list.

7 (a) The Commission shall create a recommended list of units  
8 of local government to be abolished or consolidated and shall  
9 determine, upon a vote requiring at least 5 affirmative votes,  
10 the units of local government to be included on the recommended  
11 list. The recommended list may include the consolidation or  
12 elimination of a specific type of unit of local government or a  
13 specific unit of local government designated by name and the  
14 county in which it is located.

15 In determining the units of local government to be  
16 abolished or consolidated and any other matter under subsection  
17 (b) or (c) the Commission must consider the following:

18 (1) The provisions of the Illinois Constitution and  
19 State law governing the establishment, organization,  
20 jurisdiction, and functions of units of local government.

21 (2) The costs and benefits to the State and other units  
22 of local government.

23 (3) The elimination of inefficiencies, duplicate  
24 administrative services, and costs to the State and other

1 units of local government.

2 (4) The interests and welfare of the public.

3 (b) For each unit of local government included on the  
4 recommended list, the Commission must:

5 (1) Set forth whether the unit of local government is  
6 to be abolished or consolidated.

7 (2) Provide for the transfer of all assets and  
8 liabilities of the unit of local government.

9 (3) Provide for the transfer or other disposition of  
10 personnel records, documents, books, and other property,  
11 both real and personal, of the unit of local government.

12 (4) Set forth all acts of the General Assembly affected  
13 by the abolishing or consolidating of the unit of local  
14 government.

15 (c) For each specific type of unit of local government  
16 included on the recommended list, the Commission must:

17 (1) Set forth whether the type of unit of local  
18 government is to be abolished or consolidated.

19 (2) List all of the units of local government, by name  
20 and the county in which the unit of local government is  
21 located, that will be abolished or consolidated as a result  
22 of abolishing or consolidating that type of unit of local  
23 government.

24 (3) Provide for the transfer of all assets and  
25 liabilities of the affected units of local government.

26 (4) Provide for the transfer or other disposition of

1 personnel records, documents, books, and other property,  
2 both real and personal, of the affected units of local  
3 government.

4 (5) Set forth all acts of the General Assembly affected  
5 by the abolishing or consolidating of that type of unit of  
6 local government.

7 (d) The Commission must conduct at least 3 public hearings  
8 before creating the recommended list and at least 3 public  
9 hearings after creating, but before submitting, the  
10 recommended list to the General Assembly. At the public  
11 hearings, the Commission shall allow interested persons to  
12 present their views and comments. The Commission may adopt  
13 reasonable rules for the conduct of the public hearings.

14 (e) The Commission shall file the recommended list with the  
15 General Assembly by no later than April 1, 2012. If the  
16 recommended list abolishes or consolidates a unit of local  
17 government, then the unit of local government shall be  
18 abolished or consolidated one year after the time period for  
19 disapproval, as provided in Section 35, has expired.

20 Section 35. Disapproval of recommended list.

21 (a) If the Commission fails to submit a recommended list to  
22 the General Assembly or the General Assembly disapproves the  
23 list as provided in subsection (b), then no changes shall be  
24 made under this Act to any unit of local government.

25 (b) The General Assembly may disapprove the list of the

1 Commission in whole, but may not disapprove of specific types  
2 of units of local government or specifically named units of  
3 local government on the list, within 60 calendar days after  
4 each chamber next convenes after the list is submitted to the  
5 General Assembly, by adoption of a resolution by a record vote  
6 of the majority of the members elected in each house directed  
7 to the Commission. The resolution shall be binding on the  
8 Commission.

9 Section 40. Revisory bill. If the recommended list is not  
10 disapproved within the time period for disapproval as set forth  
11 in Section 35, then the Legislative Reference Bureau shall  
12 prepare for introduction no later than in the first annual  
13 session of the General Assembly next occurring after the  
14 recommended list takes effect a revisory bill effecting the  
15 changes in the statutes as may be necessary to conform the  
16 statutes to the changes in law made by the recommended list.

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