

HB3882



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3882

by Rep. Donald L. Moffitt

SYNOPSIS AS INTRODUCED:

70 ILCS 1205/2-2.1

from Ch. 105, par. 2-2.1

Amends the Park District Code. Deletes a subsection regarding petitions to reorganize park districts located in 2 municipalities, one with a population of less than 500, that expired on January 1, 1987.

LRB099 08623 AWJ 28786 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 Park District Code is amended by changing
5 Section 2-2.1 as follows:

6 (70 ILCS 1205/2-2.1) (from Ch. 105, par. 2-2.1)

7 Sec. 2-2.1. (a) When 2 or more park districts are situated
8 entirely within the corporate limits of the same municipality,
9 a park district coterminous with such municipality may be
10 organized in the manner hereinafter provided, and, when so
11 organized, shall supersede the park districts previously
12 existing within the limits of the municipality. The petition to
13 organize such a park district shall comply with the
14 requirements of Section 2-2, but must be signed by not less
15 than 100 legal voters residing in each of the existing park
16 districts and, if the municipality includes territory not
17 included within any existing park district, by at least 100
18 legal voters residing in such territory or by at least 10% of
19 the legal voters residing in such territory, whichever is less.
20 The petition shall also state whether the proposed district
21 shall have 5 elected commissioners or 7 appointed
22 commissioners. If the proposed district shall have 7 appointed
23 commissioners, the chief executive officer of the

1 municipality, with the advice and consent of the corporate
2 authorities, shall appoint the commissioners. The initial
3 appointed commissioners shall serve terms determined by lot as
4 follows: 2 for terms of 2 years, 2 for terms of 4 years, and 3
5 for terms of 6 years. Thereafter, appointed commissioners shall
6 serve for terms of 6 years. A vacancy in the office of
7 appointed commissioner shall be filled for the unexpired term
8 in the same manner as an original appointment. "Municipality"
9 as used in this Section means a city, village or incorporated
10 town.

11 (b) (Blank). ~~When 2 or more municipalities, one of which~~
12 ~~having a population of less than 500, are situated within a~~
13 ~~park district, the park district may be reorganized into 2 new~~
14 ~~park districts, one of which shall be coterminous with the~~
15 ~~municipality having a population of less than 500, and one of~~
16 ~~which shall be coterminous with the remaining territory of the~~
17 ~~park district. A petition to reorganize such park district~~
18 ~~shall comply with the requirements of Section 2 2, but must be~~
19 ~~signed by at least 100 legal voters residing in the district to~~
20 ~~be reorganized. Title and possession of all real property and~~
21 ~~permanently located personal property of the district to be~~
22 ~~reorganized shall vest in the new district in which the~~
23 ~~property is located. Each new district shall succeed to its~~
24 ~~proportionate share of the bonded indebtedness of the~~
25 ~~reorganized district, to be determined according to the value,~~
26 ~~as equalized and assessed by the Department of Revenue, of all~~

1 ~~taxable property in each new district. Title and possession to~~
2 ~~all other property of the district as well as all other rights~~
3 ~~and obligations of the district shall be equitably distributed~~
4 ~~and apportioned between the 2 districts, as determined by the~~
5 ~~governing boards of both park districts. In the event that no~~
6 ~~agreement can be reached, the court in which the petition was~~
7 ~~filed to organize the new districts shall make the~~
8 ~~determination. All monies of the district on hand and all~~
9 ~~monies received from taxes levied before the creation of the 2~~
10 ~~new districts shall be paid on a pro rata basis to each new~~
11 ~~district according to the value, as equalized and assessed by~~
12 ~~the Department of Revenue, of all taxable property in each new~~
13 ~~district. This subsection (b) shall be effective only until~~
14 ~~January 1, 1987.~~

15 (c) (Blank). ~~"Municipality" as used in this Section means a~~
16 ~~city, village or incorporated town.~~

17 (Source: P.A. 86-307.)