



Rep. Jay Hoffman

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10000SB2368ham001

LRB100 17936 AWJ 40031 a

1 AMENDMENT TO SENATE BILL 2368

2 AMENDMENT NO. _____. Amend Senate Bill 2368 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Metro-East Sanitary District Act of 1974 is
5 amended by changing Sections 3-1 and 3-3 as follows:

6 (70 ILCS 2905/3-1) (from Ch. 42, par. 503-1)

7 Sec. 3-1. The district shall be governed by a Board of
8 Commissioners, consisting of 5 commissioners. Two ~~Three~~ of the
9 commissioners shall be residents of that portion of the
10 district in the county having the greater equalized assessed
11 valuation of the district, and 2 shall be residents of that
12 portion of the district in the other county. The appointment of
13 commissioners from each county shall be made by the chairman of
14 the county board of that county with the advice and consent of
15 the county board, except that in the case of a home rule county
16 as defined by Article VII, Section 6, of the Constitution of

1 1970 the appointment shall be made by the chief executive
2 officer of the county with the advice and consent of the county
3 board. Beginning on the effective date of this amendatory Act
4 of the 100th General Assembly, the mayor of the largest
5 municipality in the county having the greater equalized
6 assessed valuation of the district shall be an ex officio
7 commissioner. If there is not a vacant commissioner position
8 from the county having the greater equalized assessed valuation
9 on the effective date of this amendatory Act of the 100th
10 General Assembly, then the term of the last appointed
11 commissioner from that county is terminated on the effective
12 date of this amendatory Act of the 100th General Assembly.

13 The appointed commissioners from each county may not be
14 from the same political party. Of the 5 commissioners, no more
15 than 3 may be of the same political party. Of the 3
16 commissioners from the county entitled to 3 appointments, no
17 more than 2 may be of the same political party. The 2
18 commissioners from the other county shall not be of the same
19 political party.

20 The County Board Chairman of either county may remove any
21 of the appointed commissioners from his or her county with the
22 advice and consent of the county board.

23 In the first appointments to the Board of Commissioners,
24 the appointing authority appointing 3 directors shall
25 designate one appointee to serve for a term of one year, one
26 for a term of 3 years and one for a term of 5 years, and the

1 appointing authority appointing 2 directors shall designate
2 one to serve for a term of 2 years and one for a term of 4
3 years. Thereafter one commissioner shall be appointed by the
4 appropriate appointing authority each year for a term of 5
5 years to succeed the director whose term expires in that year.
6 Any vacancy on the Board of Commissioners shall be filled by
7 appointment by the appropriate appointing authority for the
8 remainder of the unexpired term.

9 For the purpose of determining the ex officio commissioner,
10 the county having the greater equalized assessed valuation of
11 the district shall be established on January 1 of each year,
12 and the ex officio commissioner shall serve until January 1 of
13 the following year. ~~If the relative equalized assessed~~
14 ~~valuation changes so that the position of the 2 counties with~~
15 ~~respect to majority and minority representation on the board is~~
16 ~~reversed, the next appointment that would otherwise have been~~
17 ~~made by the appointing authority for the county formerly~~
18 ~~entitled to 3 directors shall be made by the appointing~~
19 ~~authority for the other county.~~

20 (Source: P.A. 83-1422.)

21 (70 ILCS 2905/3-3) (from Ch. 42, par. 503-3)

22 Sec. 3-3. (a) The board of commissioners shall be the
23 corporate authority of the district. The board shall appoint an
24 Executive Director who shall be the chief executive and
25 administrative officer of the district and who shall have the

1 powers provided in Article 4 of this Act. The Executive
2 Director shall be a resident of the district.

3 The board may select a clerk and a treasurer.

4 The board shall, at its first meeting each year, select a
5 president from its own membership.

6 (b) The board of commissioners shall maintain the
7 facilities and properties under the district's control, or
8 supervision for purposes of maintenance, in compliance with the
9 standards prescribed by the Department of Natural Resources.

10 (Source: P.A. 89-445, eff. 2-7-96.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law."