



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2207

by Rep. Sam Yingling

SYNOPSIS AS INTRODUCED:

50 ILCS 105/3.3 new
50 ILCS 105/4

from Ch. 102, par. 4

Amends the Public Officer Prohibited Activities Act. Provides that a unit of local government with taxing authority, or any person holding public office with that unit of local government, shall not use public resources or public funds to obstruct, fight, or challenge initiatives to consolidate, merge, or eliminate any unit of local government. Provides that State moneys shall be withheld from the unit of local government until the obstruction, fighting, or challenge is concluded.

LRB101 07525 AWJ 52570 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 Public Officer Prohibited Activities Act is
5 amended by changing Section 4 and by adding Section 3.3 as
6 follows:

7 (50 ILCS 105/3.3 new)

8 Sec. 3.3. Consolidating, merging, or eliminating units of
9 local government.

10 (a) Notwithstanding any other provision of law, a unit of
11 local government with taxing authority, or any person holding
12 public office with that unit of local government, shall not use
13 public resources or public funds to obstruct, fight, or
14 challenge initiatives to consolidate, merge, or eliminate any
15 unit of local government.

16 (b) If a unit of local government with taxing authority, or
17 any person holding public office violates subsection (a) of
18 this Section, then all State moneys, including, but not limited
19 to, moneys from the County and Mass Transit District Fund,
20 Local Government Distributive Fund, Local Government Tax Fund,
21 State and Local Sales Tax Reform Fund, and personal property
22 replacement tax revenues, shall be withheld from the unit of
23 local government until the obstruction, fighting, or challenge

1 by the unit of local government, or public official, is
2 concluded.

3 (50 ILCS 105/4) (from Ch. 102, par. 4)

4 Sec. 4. Any alderman, member of a board of trustees,
5 supervisor or county commissioner, or other person holding any
6 office, either by election or appointment under the laws or
7 constitution of this state, who violates any provision of the
8 preceding sections, is guilty of a Class 4 felony and in
9 addition thereto, any office or official position held by any
10 person so convicted shall become vacant, and shall be so
11 declared as part of the judgment of court. This Section does
12 not apply to a violation of subsection (b) of Section 2a or
13 Section 3.3.

14 (Source: P.A. 100-868, eff. 1-1-19.)