



Rep. Thomas M. Bennett

Filed: 3/11/2019

10100HB2583ham002

LRB101 08780 AWJ 57264 a

1 AMENDMENT TO HOUSE BILL 2583

2 AMENDMENT NO. _____. Amend House Bill 2583 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The River Conservancy Districts Act is amended
5 by changing Section 3 as follows:

6 (70 ILCS 2105/3) (from Ch. 42, par. 385)

7 Sec. 3. Additional territory, including a part of a county
8 or an entire county or counties, may be added to any
9 conservancy district as provided for in this Act in the manner
10 following:

11 One per cent or more of the legal voters resident within
12 the limits of such proposed addition to such conservancy
13 district, in each county in which the proposed addition is
14 situated, may petition the circuit court for the county in
15 which the original petition for the formation of said
16 conservancy district was filed, to cause the question to be

1 submitted to the legal voters of such proposed additional
2 territory whether such proposed additional territory shall
3 become a part of any conservancy district organized under this
4 Act and whether such additional territory shall assume a
5 proportionate share of the bonded indebtedness, if any, of such
6 conservancy district. Such petition shall be addressed to the
7 court of the county in which the original petition for
8 organization was filed, ~~and~~ shall contain a generally accurate
9 description of the boundaries of the territory to be embraced
10 in the proposed addition, and, if desired, a new name of the
11 expanded district.

12 Upon filing such petition in the office of the circuit
13 clerk of the county in which the original petition for the
14 formation of such conservancy district was filed it shall be
15 the duty of the court to consider, fix and determine the
16 boundaries of any such proposed additional territory, whether
17 the same shall be those stated in the petition or otherwise and
18 a decision of the court shall be reviewable as in other civil
19 cases.

20 A date shall be fixed and notice shall be given by the
21 court of the county in which such petition is filed of the time
22 and place where such hearing shall be held in the manner
23 described in Section 1 of this Act, including notice in each
24 county in which the additional territory is located. The
25 conduct of the meeting, and the power of the court to fix and
26 alter the boundaries of the proposed addition shall be carried

1 out in the manner described in Section 1 of this Act, as nearly
 2 as may be. The court shall certify the question to the proper
 3 election officials who shall submit the question at an election
 4 in accordance with the general election law. The question shall
 5 be in substantially the following form:

6 -----
 7 For joining the Conservancy
 8 District and assuming a
 9 proportionate share of bonded
 10 indebtedness.

11 -----
 12 Against joining Conservancy
 13 District and assuming a
 14 proportionate share of bonded
 15 indebtedness.

16 -----
 17 If a majority of the votes cast upon the question of
 18 becoming a part of any conservancy district shall be in favor
 19 of becoming a part of such conservancy district and if the
 20 board of trustees of said conservancy district accept the
 21 proposed additional territory by ordinance annexing the same,
 22 the court shall enter an appropriate order of record in the
 23 court and such additional territory shall thenceforth be deemed
 24 an integral part of such conservancy district and shall be
 25 subject to all the benefits, responsibilities and obligations
 26 of said conservancy district as herein set forth.

1 Any such additional territory may also be annexed to such
2 conservancy district upon petition addressed to the court for
3 the county in which the original petition for organization of
4 the district was filed, signed by a majority of the owners of
5 lands constituting such territory sought to be annexed, who
6 shall have arrived at lawful age and who represent a majority
7 in area of such territory, which said petition shall contain a
8 generally accurate description of the boundaries of such
9 territory sought to be annexed, and shall set forth the
10 willingness of the petitioners of such territory to assume a
11 proportionate share of the bonded indebtedness, if any, of such
12 conservancy district.

13 Upon the filing of such petition and notice of and hearing
14 the decision upon the same by the court, all as herein before
15 provided in Section 1 of this Act with reference to notice,
16 hearing and decision upon the petition for the original
17 organization of such district, such court shall enter an order
18 containing its findings and decision as to the boundaries of
19 the territory to be annexed; and thereupon if the board of
20 trustees of such conservancy district shall pass an ordinance
21 annexing the territory described in such order to said
22 conservancy district, the court shall enter an appropriate
23 order finding that the territory is so annexed and such
24 additional territory shall thenceforth be deemed an integral
25 part of such conservancy district and shall be subject to all
26 the benefits, responsibilities and obligations of said

1 conservancy district as herein set forth.

2 (Source: P.A. 86-1307.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".