



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB5365

Introduced 1/31/2022, by Rep. Brad Halbrook

SYNOPSIS AS INTRODUCED:

50 ILCS 145/2

Amends the Local Government Officer Compensation Act. Provides that a compensation-setting ordinance or resolution shall include all forms of included compensation, including salary, benefits, stipends, insurance, vehicle allowance, cell phone, equipment, internet, discounts, free additional materials, services, or any other fringe benefit, technology, material, service, the official will be eligible to receive once taking office. Provides that, if a unit of local government fails to comply with the provisions, then any person residing within the unit of local government, or the State's Attorney of the county in which such noncompliance may occur, may bring a civil action in the circuit court for the judicial circuit in which the alleged noncompliance has occurred or in which the affected public body has its principal office to force compliance with the provisions. Effective immediately.

LRB102 25370 AWJ 34650 b

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 Local Government Officer Compensation Act
5 is amended by changing Section 2 as follows:

6 (50 ILCS 145/2)

7 Sec. 2. Time and manner of fixing compensation.

8 (a) Notwithstanding any other law to the contrary, the
9 compensation of elected officers of school districts and units
10 of local government, including home rule units, which
11 compensation is to be fixed by that school district or unit of
12 local government, shall be fixed at least 180 days before the
13 beginning of the terms of the officers whose compensation is
14 to be fixed.

15 (b) In addition to the requirements of subsection (a), the
16 compensation of county elected officers shall be fixed by
17 ordinance or resolution of the county board or the board of
18 county commissioners. In the ordinance or resolution fixing
19 the compensation of county elected officers under subsection
20 (a), the county board shall separately list each stipend an
21 elected officer is expected to receive in addition to the
22 compensation to be paid by the county. The stipends listed
23 shall include, but are not limited to, stipends expected to be

1 received under:

2 Section 3-40 of the Property Tax Code.

3 Section 4-20 of the Property Tax Code.

4 Section 3-10007 of the Counties Code.

5 Section 4-2001 of the Counties Code.

6 Section 4-6001 of the Counties Code.

7 Section 4-6002 of the Counties Code.

8 Section 4-6003 of the Counties Code.

9 Section 4-8002 of the Counties Code.

10 Section 27.3 of the Clerks of Courts Act.

11 (c) In addition to the requirements of subsections (a) and
12 (b), a compensation-setting ordinance or resolution shall
13 include all forms of included compensation, including salary,
14 benefits, stipends, insurance, vehicle allowance, cell phone,
15 equipment, internet, discounts, free additional materials,
16 services, or any other fringe benefit, technology, material,
17 service, the official will be eligible to receive once taking
18 office.

19 If a unit of local government fails to comply with this
20 subsection, then any person residing within the unit of local
21 government, or the State's Attorney of the county in which
22 such noncompliance may occur, may bring a civil action in the
23 circuit court for the judicial circuit in which the alleged
24 noncompliance has occurred or in which the affected public
25 body has its principal office to force compliance with this
26 Section.

1 (Source: P.A. 102-48, eff. 7-9-21.)

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