

SB3649



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB3649

Introduced 1/21/2022, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

55 ILCS 5/2-5009

from Ch. 34, par. 2-5009

Amends the County Executive Form of Government Division of the Counties Code. Provides that the appointment authority of the county executive also applies to fill a vacancy to a position that the county executive originally appointed.

LRB102 24420 AWJ 33654 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 Counties Code is amended by changing
5 Section 2-5009 as follows:

6 (55 ILCS 5/2-5009) (from Ch. 34, par. 2-5009)

7 Sec. 2-5009. Duties and powers of county executive. Any
8 county executive elected under this Division shall:

9 (a) see that all of the orders, resolutions and
10 regulations of the board are faithfully executed;

11 (b) coordinate and direct by executive order or
12 otherwise all administrative and management functions of
13 the county government except the offices of elected county
14 officers;

15 (c) prepare and submit to the board for its approval
16 the annual budget for the county required by Division 6-1
17 of this Code;

18 (d) appoint, with the advice and consent of the board,
19 persons to serve on the various boards and commissions to
20 which appointments are provided by law to be made by the
21 board;

22 (e) appoint, with the advice and consent of the board,
23 persons to serve on various special districts within the

1 county except where appointment to serve on such districts
2 is otherwise provided by law;

3 (f) make an annual report to the board on the affairs
4 of the county, on such date and at such time as the board
5 shall designate, and keep the board fully advised as to
6 the financial condition of the county and its future
7 financial needs;

8 (f-5) for a county executive of a county that has
9 adopted the executive form of government on or before the
10 effective date of this amendatory Act of the 96th General
11 Assembly, appoint, with the advice and consent of the
12 board, all department heads for any county departments;

13 (g) appoint, with the advice and consent of the board,
14 such subordinate deputies, employees and appointees for
15 the general administration of county affairs as considered
16 necessary, except those deputies, employees and appointees
17 in the office of an elected county officer; however, the
18 advice and consent requirement set forth in this paragraph
19 shall not apply to persons employed as a member of the
20 immediate personal staff of a county executive of a county
21 that has adopted the executive form of government on or
22 before the effective date of this amendatory Act of the
23 96th General Assembly;

24 (h) remove or suspend in his discretion, after due
25 notice and hearing, anyone whom he has the power to
26 appoint;

1 (i) require reports and examine accounts, records and
2 operations of all county administrative units;

3 (j) supervise the care and custody of all county
4 property including institutions and agencies;

5 (k) approve or veto ordinances or resolutions pursuant
6 to Section 2-5010;

7 (l) preside over board meetings; however, the county
8 executive is not entitled to vote except to break a tie
9 vote;

10 (l-5) for a county executive of a county that has
11 adopted the executive form of government on or before the
12 effective date of this amendatory Act of the 96th General
13 Assembly, if the County Executive is temporarily not
14 available to preside over a board meeting, the County
15 Executive shall designate a board member to preside over
16 the board meeting;

17 (m) call a special meeting of the county board, by a
18 written executive order signed by him and upon 24 hours
19 notice by delivery of a copy of such order to the residence
20 of each board member;

21 (n) with the advice and consent of the county board,
22 enter into intergovernmental agreements with other
23 governmental units;

24 (o) with the advice and consent of the county board,
25 negotiate on behalf of the county with governmental units
26 and the private sector for the purpose of promoting

1 economic growth and development;

2 (p) at his discretion, appoint a person to serve as
3 legal counsel at an annual salary established by the
4 county board at an amount no greater than the annual
5 salary of the state's attorney of the county;

6 (q) perform such other duties as shall be required of
7 him by the board.

8 The appointment authority of the county executive provided
9 for in this Section also applies to fill a vacancy in any such
10 position.

11 (Source: P.A. 96-1540, eff. 3-7-11.)