



Rep. Eva-Dina Delgado

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10300HB5078ham001

LRB103 38280 AWJ 71087 a

1 AMENDMENT TO HOUSE BILL 5078

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5078 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Regional Planning Act is amended by  
5 changing Sections 10, 15, 25, and 60 as follows:

6 (70 ILCS 1707/10)

7 Sec. 10. Definitions.

8 "Board" means the Board of the Chicago Metropolitan Agency  
9 for Planning.

10 "CMAP" means the Chicago Metropolitan Agency for Planning.

11 "Chief elected county official" means the Board Chair  
12 ~~Chairman~~ in DuPage, Kane, Kendall, Lake, and McHenry Counties  
13 and the County Executive in Will County.

14 "Fiscal year" means the fiscal year of the State.

15 "IDOT" means the Illinois Department of Transportation.

16 "MPO" means the metropolitan planning organization

1 designated under 23 U.S.C. 134.

2 "Members" means the members of the Board.

3 "Person" means an individual, partnership, firm, public or  
4 private corporation, State agency, transportation agency, or  
5 unit of local government.

6 "Policy Committee" means the decision-making body of the  
7 MPO.

8 "Region" or "northeastern Illinois region" means Cook,  
9 DuPage, Kane, Kendall, Lake, McHenry, and Will Counties.

10 "State agency" means "agency" as defined in Section 1-20  
11 of the Illinois Administrative Procedure Act.

12 "Transportation agency" means the Regional Transportation  
13 Authority and its Service Boards; the Illinois Toll Highway  
14 Authority; the Illinois Department of Transportation; and the  
15 transportation functions of units of local government.

16 "Unit of local government" means a unit of local  
17 government, as defined in Section 1 of Article VII of the  
18 Illinois Constitution, that is located within the jurisdiction  
19 and area of operation of the Board.

20 "USDOT" means the United States Department of  
21 Transportation.

22 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

23 (70 ILCS 1707/15)

24 Sec. 15. Chicago Metropolitan Agency for Planning;  
25 structure.

1           (a) The Chicago Metropolitan Agency for Planning is  
2 established as a political subdivision, body politic, and  
3 municipal corporation. The Board shall be responsible for  
4 developing and adopting a funding and implementation strategy  
5 for an integrated land use and transportation planning process  
6 for the northeastern Illinois region.

7           (b) (Blank.)

8           (c) The Board shall consist of 15 voting members as  
9 follows:

10           (1) One member from DuPage County appointed  
11 cooperatively by the mayors of DuPage County and the chief  
12 elected county official of DuPage County.

13           (2) One member representing both Kane and Kendall  
14 Counties appointed cooperatively by the mayors of Kane  
15 County and Kendall County and the chief elected county  
16 officials of Kane County and Kendall County.

17           (3) One member from Lake County appointed  
18 cooperatively by the mayors of Lake County and the chief  
19 elected county official of Lake County.

20           (4) One member from McHenry County appointed  
21 cooperatively by the mayors of McHenry County and the  
22 chief elected county official of McHenry County.

23           (5) One member from Will County appointed  
24 cooperatively by the mayors of Will County and the chief  
25 elected county official of Will County.

26           (6) Five members from the City of Chicago appointed by

1 the Mayor of the City of Chicago.

2 (7) One member from that portion of Cook County  
3 outside of the City of Chicago appointed by the President  
4 of the Cook County Board of Commissioners.

5 (8) Four members from that portion of Cook County  
6 outside of the City of Chicago appointed, with the consent  
7 of the President of the Cook County Board of  
8 Commissioners, as follows:

9 (i) One by the mayors representing those  
10 communities in Cook County that are outside of the  
11 City of Chicago and north of Devon Avenue.

12 (ii) One by the mayors representing those  
13 communities in Cook County that are outside of the  
14 City of Chicago, south of Devon Avenue, and north of  
15 Interstate 55, and in addition the Village of Summit.

16 (iii) One by the mayors representing those  
17 communities in Cook County that are outside of the  
18 City of Chicago, south of Interstate 55, and west of  
19 Interstate 57, excluding the communities of Summit,  
20 Dixmoor, Posen, Robbins, Midlothian, Oak Forest, and  
21 Tinley Park.

22 (iv) One by the mayors representing those  
23 communities in Cook County that are outside of the  
24 City of Chicago and east of Interstate 57, and, in  
25 addition, the communities of Dixmoor, Posen, Robbins,  
26 Midlothian, Oak Forest, and Tinley Park.

1 The terms of the members initially appointed to the Board  
2 shall begin within 60 days after this Act takes effect.

3 (d) The CMAP Board may appoint non-voting members of the  
4 Board.

5 (e) (Blank). ~~(1) The CMAP Board shall create a Wastewater  
6 Committee with the responsibility of recommending directly to  
7 the Illinois Environmental Protection Agency (IEPA) the  
8 appropriateness of proposed requests for modifications and  
9 amendments to the established boundaries of wastewater  
10 facility planning areas, requests for the creation of new  
11 wastewater facility planning areas, requests for the  
12 elimination of existing wastewater facility planning areas,  
13 requests for new or expanded sewage treatment facilities, or  
14 any other amendments to the State of Illinois Water Quality  
15 Management Plan required under the federal Clean Water Act.  
16 The Chairmanship of the Wastewater Committee shall rotate  
17 every 24 months between the individuals described in  
18 subsections (c) (2) (iv) and (c) (2) (v) with the individual  
19 identified in subsection (c) (2) (v) serving as chairman for the  
20 initial 24-month period commencing on the effective date of  
21 this amendatory Act of the 95th General Assembly.~~

22 ~~(2) The Wastewater Committee shall consist of 5  
23 members of the CMAP Board designated as follows:~~

24 ~~(i) One member of the Wastewater Committee shall  
25 be one of the CMAP Board members designated in  
26 subsection (c) (1) through (c) (5).~~

1           ~~(ii) One member of the Wastewater Committee shall~~  
2           ~~be one of the CMAP Board members designated in~~  
3           ~~subsection (c) (6).~~

4           ~~(iii) One member of the Wastewater Committee shall~~  
5           ~~be one of the CMAP Board members designated in~~  
6           ~~subsection (c) (7) or (c) (8).~~

7           ~~(iv) One member of the Wastewater Committee shall~~  
8           ~~be a person appointed by the President of the~~  
9           ~~Metropolitan Water Reclamation District of Greater~~  
10          ~~Chicago (and who does not need to serve on the CMAP~~  
11          ~~Board).~~

12          ~~(v) One member of the Wastewater Committee shall~~  
13          ~~be a person appointed by the President of the largest~~  
14          ~~statewide association of wastewater agencies (and who~~  
15          ~~does not need to serve on the CMAP Board).~~

16          ~~(3) Terms of the members of the Wastewater Committee~~  
17          ~~shall be consistent with those identified in Section 25,~~  
18          ~~except that the term of the member of the Wastewater~~  
19          ~~Committee appointed by the President of the Metropolitan~~  
20          ~~Water Reclamation District of Greater Chicago shall expire~~  
21          ~~on July 1, 2009, and the term of the member of the~~  
22          ~~Wastewater Committee appointed by the President of the~~  
23          ~~largest statewide association of wastewater agencies shall~~  
24          ~~expire on July 1, 2009.~~

25          (f) Concurrence of four-fifths of the Board members in  
26          office is necessary for the Board to take any action, except

1 for decisions with regard to contracts, excluding contracts  
2 pertaining to the employment of the Executive Director,  
3 grants, purchase agreements, and meeting minutes, which shall  
4 require a simple majority vote of the Board members in office  
5 ~~With the exception of matters considered and recommended by~~  
6 ~~the Wastewater Committee directly to the IEPA, which shall~~  
7 ~~require only a concurrence of a simple majority of the~~  
8 ~~Wastewater Committee members in office, concurrence of~~  
9 ~~four fifths of the Board members in office is necessary for~~  
10 ~~the Board to take any action.~~

11 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

12 (70 ILCS 1707/25)

13 Sec. 25. Operations.

14 (a) Each appointing authority shall give notice of its  
15 Board appointments to each other appointing authority, to the  
16 Board, and to the Secretary of State. Within 30 days after his  
17 or her appointment and before entering upon the duties of the  
18 office, each Board member shall take and subscribe to the  
19 constitutional oath of office and file it with the Secretary  
20 of State. Board members shall hold office for a term of 4 years  
21 or until successors are appointed and qualified. The terms of  
22 the initial Board members shall expire as follows:

23 (1) The terms of the member from DuPage County and the  
24 member representing both Kane and Kendall Counties shall  
25 expire on July 1, 2007.

1           (2) The terms of those members from Lake, McHenry, and  
2 Will Counties shall expire on July 1, 2009.

3           (3) As designated at the time of appointment, the  
4 terms of 2 members from the City of Chicago shall expire on  
5 July 1, 2007 and the terms of 3 members from the City of  
6 Chicago shall expire on July 1, 2009.

7           (4) The term of the member appointed by the President  
8 of the Cook County Board of Commissioners shall expire on  
9 July 1, 2007.

10          (5) The terms of those members appointed, with the  
11 consent of the President of the Cook County Board of  
12 Commissioners, by the mayors representing those  
13 communities in Cook County that are outside of the City of  
14 Chicago and north of Devon Avenue shall expire on July 1,  
15 2007.

16          (6) The terms of those members appointed, with the  
17 consent of the President of the Cook County Board of  
18 Commissioners, by the mayors representing those  
19 communities in Cook County that are outside of the City of  
20 Chicago, south of Interstate 55, and west of Interstate  
21 57, excluding the communities of Summit, Dixmoor, Posen,  
22 Robbins, Midlothian, Oak Forest, and Tinley Park, shall  
23 expire on July 1, 2007.

24          (7) The terms of those members appointed, with the  
25 consent of the President of the Cook County Board of  
26 Commissioners, by the mayor representing those communities



1 in Cook County that are outside of the City of Chicago,  
2 south of Devon Avenue, and north of Interstate 55, and, in  
3 addition, the Village of Summit, shall expire on July 1,  
4 2009.

5 (8) The terms of those members appointed, with the  
6 consent of the President of the Cook County Board of  
7 Commissioners, by the mayors representing those  
8 communities in Cook County that are outside of the City of  
9 Chicago and east of Interstate 57, and, in addition, the  
10 communities of Dixmoor, Posen, Robbins, Midlothian, Oak  
11 Forest, and Tinley Park, shall expire on July 1, 2009.

12 (b) If a vacancy occurs, the appropriate appointing  
13 authority shall fill the vacancy by an appointment for the  
14 unexpired term. Board members shall receive no compensation,  
15 but shall be reimbursed for expenses incurred in the  
16 performance of their duties.

17 (c) The Board shall be so appointed as to represent the  
18 City of Chicago, that part of Cook County outside the City of  
19 Chicago, and that part of the metropolitan region outside of  
20 Cook County on a one person ~~man~~ one vote basis. Within 6 months  
21 after the release of each certified federal decennial census,  
22 the Board shall review its composition and, if a change is  
23 necessary in order to comply with the representation  
24 requirements of this subsection (c), shall recommend the  
25 necessary revision for approval by the General Assembly.

26 (d) Regular meetings of the Board shall be held at least

1 once in each calendar quarter. The time and place of Board  
2 meetings shall be fixed by resolution of the Board. Special  
3 meetings of the Board may be called by the chair ~~chairman~~ or a  
4 majority of the Board members. A written notice of the time and  
5 place of any special meeting shall be provided to all Board  
6 members at least 3 days prior to the date fixed for the  
7 meeting, except that if the time and place of a special meeting  
8 is fixed at a regular meeting at which all Board members are  
9 present, no such written notice is required. A majority of the  
10 Board members in office constitutes a quorum for the purpose  
11 of convening a meeting of the Board.

12 (e) The meetings of the Board shall be held in compliance  
13 with the Open Meetings Act. The Board shall maintain records  
14 in accordance with the provisions of the State Records Act.

15 (f) At its initial meeting and its first regular meeting  
16 after July 1 of each year thereafter, the Board from its  
17 membership shall appoint a chair ~~chairman~~ and may appoint vice  
18 chairs ~~chairmen~~ and shall provide the term and duties of those  
19 officers pursuant to its bylaws. Before entering upon duties  
20 of office, the chair ~~chairman~~ shall execute a bond with  
21 corporate sureties to be approved by the Board and shall file  
22 it with the principal office of the Board. The bond shall be  
23 payable to the Board in whatever penal sum may be directed and  
24 shall be conditioned upon the faithful performance of the  
25 duties of office and the payment of all money received by the  
26 chair ~~chairman~~ according to law and the orders of the Board.

1 The Board may appoint, from time to time, an executive  
2 committee and standing and ad hoc committees to assist in  
3 carrying out its responsibilities.

4 (g) Open meetings of the Board shall be broadcast to the  
5 public and maintained in real-time on the Board's website  
6 using a high-speed Internet connection. Recordings of each  
7 meeting broadcast shall be posted to the Board's website  
8 within a reasonable time after the meeting and shall be  
9 maintained as public records to the extent practicable, as  
10 determined by the Board. Compliance with the provisions of  
11 this amendatory Act of the 100th General Assembly does not  
12 relieve the Board of its obligations under the Open Meetings  
13 Act.

14 (Source: P.A. 100-479, eff. 1-1-18.)

15 (70 ILCS 1707/60)

16 Sec. 60. Transportation decision-making.

17 (a) The Policy Committee is the federally designated  
18 Metropolitan Planning Organization for the Chicago region  
19 under the requirements of federal regulations promulgated by  
20 USDOT. The Policy Committee shall approve all plans, reports,  
21 and programs required of an MPO, including the federally  
22 mandated Regional Transportation Plan, Transportation  
23 Improvement Program and Unified Work Program.

24 (b) It is the intent of this Act that the transportation  
25 planning and investment decision-making process be fully

1 integrated into the regional planning process.

2 (c) The Board, in cooperation with local governments and  
3 transportation providers, shall develop and adopt a process  
4 for making the transportation decisions that require final MPO  
5 approval pursuant to federal law. That process shall comply  
6 with all applicable federal requirements. The adopted process  
7 shall ensure that all MPO plans, reports, and programs shall  
8 be approved by the CMAP Board prior to final approval by the  
9 MPO.

10 (d) The Board shall continue directly involving local  
11 elected officials in federal program allocation decisions for  
12 the Surface Transportation Program, ~~and~~ Congestion Mitigation  
13 and Air Quality funds, and any other federally suballocated  
14 funding as required by law and in addressing other regional  
15 transportation issues.

16 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

17 (70 ILCS 1707/63 rep.)

18 (70 ILCS 1707/70 rep.)

19 Section 10. The Regional Planning Act is amended by  
20 repealing Sections 63 and 70."