

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 Illinois Waterway Ports Commission Act is
5 amended by changing Sections 5, 10, and 15 as follows:

6 (70 ILCS 1816/5)

7 Sec. 5. Creation; membership; administrative support.

8 (a) The Illinois Waterway Ports Commission is hereby
9 created. The Commission shall exercise jurisdiction with
10 respect to the duties and powers delegated to it under this Act
11 within the following port districts and counties: the Seneca
12 Regional Port District, the Ottawa Port District, the Illinois
13 Valley Regional Port District, the Heart of Illinois Regional
14 Port District, and the Havana Port District and Fulton, Mason,
15 Tazewell, Peoria, Woodford, Marshall, Putnam, Bureau, LaSalle,
16 and Grundy counties.

17 (b) The Commission shall consist of the following 9
18 appointed members:

19 (1) a member appointed by the Chairperson of the Board
20 of the Seneca Regional Port District, ~~appointed by the~~
21 ~~Chairperson of the Board;~~

22 (2) a member appointed by the Chairperson of the Board
23 of the Ottawa Port District, ~~appointed by the Chairperson~~

1 ~~of the Board;~~

2 (3) a member appointed by the Chairperson of the Board
3 of the Illinois Valley Regional Port District, ~~appointed~~
4 ~~by the Chairperson of the Board;~~

5 (4) a member appointed by the Chairperson of the Board
6 of the Heart of Illinois Regional Port District, ~~appointed~~
7 ~~by the Chairperson of the Board;~~

8 (5) a member appointed by the Chairperson of the Board
9 of the Havana Regional Port District, ~~appointed by the~~
10 ~~Chairperson of the Board;~~

11 (6) a member from a not-for-profit organization that
12 assists with local government planning within the northern
13 territory of the Commission, appointed by the majority
14 vote of the chairpersons of the Seneca Regional Port
15 District, Ottawa Port District, Illinois Valley Regional
16 Port District, Heart of Illinois Regional Port District,
17 and Havana Regional Port District;

18 (7) a member appointed by the Tri-County Regional
19 Planning Commission from the Tri-County Regional Planning
20 Commission;

21 (8) a member from a not-for-profit organization that
22 assists with local government planning within the southern
23 territory of the Commission, appointed by the majority
24 vote of the chairpersons of the Seneca Regional Port
25 District, Ottawa Port District, Illinois Valley Regional
26 Port District, Heart of Illinois Regional Port District,

1 and Havana Regional Port District;

2 (9) a member that is recommended by the Chairperson of
3 the Board of the Heart of Illinois Regional Port District
4 and appointed by the majority vote of the chairpersons of
5 the Seneca Regional Port District, Ottawa Port District,
6 Illinois Valley Regional Port District, Heart of Illinois
7 Regional Port District, and Havana Regional Port District.

8 The members shall be appointed no later than 90 days after
9 the effective date of this Act. The members shall hold office
10 for a period of 6 years, or until a successor has been
11 appointed, and the members shall serve without compensation.
12 At the expiration of the term of an appointed member, the
13 person, organization, chairperson, or chairpersons who
14 appointed the member shall appoint a successor who shall hold
15 office for 6 years or until a successor has been appointed.

16 (c) The members of the Commission shall elect a
17 chairperson of the Commission for a 2-year term after all the
18 members are selected. A member of the Commission shall not
19 serve more than 2 terms as chairperson.

20 (d) If a vacancy occurs in the Commission membership, the
21 vacancy shall be filled in the same manner as the original
22 appointment for the remainder of the unexpired term.

23 (e) The Commission shall meet no less than once a year.

24 (f) The Heart of Illinois Regional Port District shall
25 provide administrative support and other support to the
26 Commission.

1 (Source: P.A. 103-214, eff. 6-30-23.)

2 (70 ILCS 1816/10)

3 Sec. 10. Duties. The Commission has the following duties:

4 (1) to coordinate and synchronize common efforts and
5 initiatives within the areas over which it has jurisdiction
6 under this Act ~~in order to enhance the reporting and benefits~~
7 ~~of statistical data;~~

8 (2) to make recommendations to the Governor, the General
9 Assembly, Congress, and federal agencies on regional issues
10 that impact multimodal transportation, economic development,
11 environmental sustainability, and climate resiliency within
12 the areas over which it has jurisdiction under this Act;

13 (3) to coordinate and synchronize common efforts and
14 initiatives with the Mid-America Port Commission and the
15 Joliet Regional Port District;

16 (4) to coordinate and synchronize federal activities
17 associated with the nonfederal sponsorship and development of
18 the M-55 Illinois-Gulf Marine Highway; and

19 (5) to request funding or assist in requesting funding, as
20 it deems necessary, for those areas over which it has
21 jurisdiction under this Act.

22 (Source: P.A. 103-214, eff. 6-30-23.)

23 (70 ILCS 1816/15)

24 Sec. 15. Powers.

1 (a) The Commission may request funding from any federal,
2 state, municipal, or local government or any other person or
3 organization for purposes of the Commission within the
4 Commission's jurisdiction. The individual port districts
5 within the Commission's jurisdiction retain authority to
6 request funding from any federal, state, municipal, or local
7 government or any other person or organization for purposes of
8 the individual port districts within the Commission area.

9 (b) The Commission may enter into a memorandum of
10 understanding or intergovernmental agreement with the State, a
11 unit of local government, or a federal governmental
12 organization in the performance of its duties. The Commission
13 may not exercise control over an ~~a~~ operation of a port district
14 established by any other law except by voluntary agreement
15 between the port district and the Commission.

16 (c) The Commission may acquire, purchase, install, lease,
17 construct, own, hold, maintain, equip, use, control, or
18 operate ports, harbors, waterways, channels, wharves, piers,
19 docks, quays, elevators, tipples, compresses, bulk loading and
20 unloading facilities, warehouse, dry docks, marine support
21 railways, tugboats, ships, vessels, shipyards, shipbuilding
22 facilities, machinery and equipment dredges, or any other
23 facilities required or incidental to the construction,
24 outfitting, dry docking, or repair of ships or vessels, or
25 water, air, or rail terminals, or roadways or approaches to
26 the facilities or other structures or facilities necessary for

1 the convenient use of the same in the aid of commerce,
2 including the dredging, deepening, extending, widening, or
3 enlarging of any ports, harbors, rivers, channels, or
4 waterways, the damming of inland waterways, the establishment
5 of a water basin, the acquisition and development of
6 industrial sites, or the reclaiming of submerged lands.

7 (d) The Commission may not exercise control over the
8 operation of port districts established by any other law of
9 the State, except by voluntary agreement between the port
10 district and the Commission.

11 (e) ~~(e)~~ The Commission may perform any other act that may
12 be useful in performing its duties under Section 10 or powers
13 under this Section, including, but not limited to, enhancing
14 the reporting and benefits of statistical data.

15 (Source: P.A. 103-214, eff. 6-30-23; revised 9-25-23.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.