

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 Airport Authorities Act is amended by  
5 changing Section 3.1 as follows:

6 (70 ILCS 5/3.1) (from Ch. 15 1/2, par. 68.3a)

7 Sec. 3.1. Boards of commissioners - Appointment. The Boards  
8 of Commissioners of Authorities shall be appointed as follows:

9 (1) In case there are one or more municipalities having a  
10 population of 5,000 or more within the Authority, the  
11 commissioners shall be appointed as follows:

12 (a) Where there is only one such municipality, 3  
13 commissioners shall be appointed from such municipality,  
14 and 2 commissioners shall be appointed at large.

15 (b) Where there are 2 or more such municipalities, one  
16 commissioner shall be appointed from each such  
17 municipality, ~~one commissioner shall be appointed from the~~  
18 ~~areas within the authority located outside of such~~  
19 ~~municipalities,~~ and 3 ~~2~~ commissioners shall be appointed at  
20 large; except that when the physical facilities of the  
21 airport of the Authority are located wholly within a single  
22 county with a population between 600,000 and 3,000,000  
23 there shall be one commissioner appointed from each  
24 municipality within the corporate limits of the Authority  
25 having 5,000 or more population and 5 commissioners  
26 appointed at large. If the Authority is located wholly  
27 within the corporate limits of such municipalities, 2  
28 commissioners shall be appointed from the one of such  
29 municipalities having the largest population, and one  
30 commissioner shall be appointed from each of the other such  
31 municipalities, and 2 commissioners shall be appointed at  
32 large.

1 (c) Commissioners representing the area within an  
2 Authority located outside of any municipality having 5,000  
3 or more population and commissioners appointed at large  
4 when the authority is wholly contained within a single  
5 county shall be appointed by the presiding officer of the  
6 county board with the advice and consent of the county  
7 board, and when the physical facilities of the airport of  
8 the Authority are located wholly within a single county  
9 with a population between 600,000 and 3,000,000 the  
10 commissioners appointed at large shall be appointed by the  
11 chairman of the county board of such county, and any  
12 commissioner representing the area within any such  
13 municipality shall be appointed by its mayor or the  
14 presiding officer of its governing body. If however the  
15 district is located in more than one county other than a  
16 county with a population between 600,000 and 3,000,000, the  
17 members of the General Assembly whose legislative  
18 districts encompass any portion of the Authority shall  
19 appoint the commissioners representing the area within an  
20 Authority located outside of any municipality having 5,000  
21 or more population and commissioners at large but any  
22 commissioner representing the area within any such  
23 municipality shall be appointed by its mayor or the  
24 presiding officer of its governing body.

25 (d) A commissioner representing the area within any  
26 such municipality shall reside within its corporate  
27 limits. ~~A commissioner representing the area within an~~  
28 ~~authority and located outside of any such municipality~~  
29 ~~shall reside within such area.~~ A commissioner appointed at  
30 large may reside either within or without any such  
31 municipality but must reside within the territory of the  
32 authority. Should any commissioner cease to reside within  
33 that part of the territory he represents, or should the  
34 territory in which he resides cease to be a part of the  
35 authority, then his office shall be deemed vacated, and  
36 shall be filled by appointment for the remainder of the

1 term as hereinafter provided.

2 (2) In case there are no municipalities having a population  
3 of 5,000 or more within such authority located wholly within a  
4 single county, such order shall so find, and in such case the  
5 Board shall consist of 5 commissioners who shall be appointed  
6 at large by the presiding officer of the county board with the  
7 advice and consent of the county board. If however the district  
8 is located in more than one county, the members of the General  
9 Assembly whose legislative districts encompass any portion of  
10 the Authority shall appoint the commissioners at large.

11 (3) Should a municipality which is wholly within an  
12 authority attain, or should such a municipality be established,  
13 having a population of 5,000 or more after the entry of said  
14 order by the circuit court, the presiding officer of such  
15 municipality may petition the circuit court for an order  
16 finding and determining the population of such municipality  
17 and, if it is found and determined upon the hearing of said  
18 petition that the population of such municipality is 5,000 or  
19 more, the board of commissioners of such authority as  
20 previously established shall be increased by one commissioner  
21 who shall reside within the corporate limits of such  
22 municipality and shall be appointed by its presiding officer.  
23 The initial commissioner so appointed shall serve for a term of  
24 1, 2, 3, 4 or 5 years, as may be determined by lot, and his  
25 successors shall be similarly appointed and shall serve for  
26 terms of 5 years. All provisions of this section applicable to  
27 commissioners representing municipal areas shall apply to any  
28 such commissioner. Each such commissioner shall reside within  
29 the authority and shall continue to reside therein.

30 (4) Notwithstanding any other provision of this Section,  
31 the Board of Commissioners of a Metropolitan Airport Authority  
32 shall consist of 9 commissioners.

33 Seven commissioners shall be residents of the county with a  
34 population between 600,000 and 3,000,000 within which the  
35 Metropolitan Airport Authority was established. These  
36 commissioners shall be appointed by the county board chairman

1 of the county with a population between 600,000 and 3,000,000  
2 within which the Metropolitan Airport Authority was  
3 established, with the advice and consent of the county board of  
4 that county.

5 Two commissioners shall be residents of the territory of  
6 the Authority located outside the county with a population  
7 between 600,000 and 3,000,000. These commissioners shall be  
8 appointed jointly by the mayors of the municipalities having a  
9 population over 5,000 that are located outside the county with  
10 a population between 600,000 and 3,000,000, with the advice and  
11 consent of the governing bodies of those municipalities.

12 The transition from the pre-existing composition of the  
13 Metropolitan Airport Authority Board of Commissioners to the  
14 composition specified in this amendatory Act of 1991 shall be  
15 accomplished as follows:

16 (A) The appointee who was required to be a resident  
17 of the area outside of the county with a population  
18 between 600,000 and 3,000,000 may serve until his or  
19 her term expires. The replacement shall be one of the 2  
20 appointees who shall be residents of the territory of  
21 the Authority located outside the county with a  
22 population between 600,000 and 3,000,000.

23 (B) The other 8 commissioners may serve until their  
24 terms expire. Upon the occurrence of the second vacancy  
25 among these 8 commissioners after the effective date of  
26 this amendatory Act of 1991, the replacement shall be  
27 the second of the 2 appointees who shall be residents  
28 of the territory of the Authority located outside of  
29 the county with a population between 600,000 and  
30 3,000,000. Upon the expiration of the terms of the  
31 other 7 commissioners, the replacements shall be  
32 residents of the county with a population between  
33 600,000 and 3,000,000.

34 (C) All commissioners appointed after the  
35 effective date of this amendatory Act of 1991, and  
36 their successors, shall be appointed in the manner set

1                   forth in this amendatory Act of 1991.

2                   (Source: P.A. 87-699.)