



**96TH GENERAL ASSEMBLY**

**State of Illinois**

**2009 and 2010**

**SENATE JOINT RESOLUTION**

**CONSTITUTIONAL AMENDMENT**

**SC0094**

Introduced 2/10/2010, by Sen. Pamela J. Althoff

**SYNOPSIS AS INTRODUCED:**

ILCON Art. VII, Sec. 13 new

Proposes to amend the Local Government Article of the Illinois Constitution. Requires the State to reimburse units of local government for increased expenses resulting from activities mandated by the General Assembly or State executive action. Exempts mandates requested by a local government or predating the effective date. Makes unfunded mandates unenforceable unless passed by three-fifths of the members elected to each house of the General Assembly and specifically characterized as non-reimbursable. Effective upon being declared adopted.

LRB096 17499 RCE 32855 e

1 SENATE JOINT RESOLUTION  
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL  
4 ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES  
5 CONCURRING HEREIN, That there shall be submitted to the  
6 electors of the State for adoption or rejection at the general  
7 election next occurring at least 6 months after the adoption of  
8 this resolution a proposition to add Section 13 to Article VII  
9 of the Illinois Constitution as follows:

10 ARTICLE VII  
11 LOCAL GOVERNMENT

12 (ILCON Art. VII, Sec. 13 new)

13 SECTION 13. UNFUNDED MANDATES

14 (a) If the General Assembly or any State executive action  
15 requires a unit of local government to establish, expand, or  
16 modify its activities in such a way as to necessitate  
17 additional expenditures of revenue by the unit of local  
18 government, then the State must provide funds to reimburse the  
19 unit of local government for the costs necessary to carry out  
20 the mandated requirement, except that the General Assembly may,  
21 but need not, provide funds for the following mandates:

22 (1) legislatively mandated requirements requested by  
23 the unit of local government affected; and

