



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1278

Introduced 02/08/11, by Rep. Robert Rita

SYNOPSIS AS INTRODUCED:

70 ILCS 2605/3

from Ch. 42, par. 322

Amends the Metropolitan Water Reclamation District Act. Provides for the election of Metropolitan Water Reclamation District commissioners from the same subdistricts as members of the Cook County Board of Review. Phases in the election from the subdistricts at the 2012, 2014, and 2016 general elections. Authorizes cumulative voting for commissioners. Changes the terms of commissioners from 6 years to a combination of 4-year and 2-year terms. Effective immediately.

LRB097 07249 RLJ 47358 b

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 Metropolitan Water Reclamation District Act
5 is amended by changing Section 3 as follows:

6 (70 ILCS 2605/3) (from Ch. 42, par. 322)

7 Sec. 3. The corporate authority of the Sanitary District of
8 Chicago shall consist of 9 commissioners ~~nine trustees~~.
9 Commissioners shall be elected at the general election from the
10 same geographical subdistricts from which members of the Cook
11 County Board of Review are elected. No political party shall
12 limit its nominations to less than 2 candidates for
13 commissioner in any subdistrict. In electing commissioners,
14 including those for nomination, each elector may cast 3 votes
15 for one candidate or distribute them equally among no more than
16 3 candidates. The candidates highest in votes shall be declared
17 elected.

18 Three commissioners shall be elected from the first
19 subdistrict in 2012 for terms of 4 years and in 2016 for terms
20 of 2 years.

21 Three commissioners shall be elected from the second
22 subdistrict in 2014 for terms of 4 years.

23 Three commissioners shall be elected from the third

1 subdistrict in 2016 for terms of 2 years.

2 Beginning with the election of commissioners in 2018,
3 commissioners from the first subdistrict shall be elected for
4 4-year terms, 4-year terms, and 2-year terms; commissioners
5 from the second subdistrict shall be elected for 4-year terms,
6 2-year terms, and 4-year terms; and commissioners from the
7 third subdistrict shall be elected for 2-year terms, 4-year
8 terms, and 4-year terms. ~~Such trustees shall be elected for~~
9 ~~staggered terms at the election provided by the general~~
10 ~~election law. Three trustees shall be elected at each such~~
11 ~~election to succeed the 3 trustees whose terms expire in such~~
12 ~~year.~~

13 The commissioners ~~Such trustees~~ shall take office on the
14 first Tuesday after the first Monday in the month following the
15 month of their election and shall hold their offices ~~for six~~
16 ~~years~~ and until their successors shall be elected and
17 qualified. ~~In all elections for trustees each elector may vote~~
18 ~~for as many candidates as there are trustees to be elected, but~~
19 ~~no elector may give to such candidates more than one vote, it~~
20 ~~being the intent and purpose of this Act to prohibit cumulative~~
21 ~~voting in the selection of members of the board of the sanitary~~
22 ~~district.~~

23 The election of the commissioners ~~trustees~~ shall be in
24 accordance with the provisions of the general election law.

25 By reason of the importance and character of the services
26 performed by the sanitary district, there is a great need and

1 it is in the public interest that those ~~such~~ services be
2 performed in as near a non-partisan character as possible.

3 When a vacancy exists in the office of commissioner
4 ~~trustees of any sanitary district organized under the~~
5 ~~provisions hereof~~, the vacancy shall be filled by appointment
6 by the Governor. If 28 or fewer months remain in the term of
7 the vacant office, the appointment shall be for the remainder
8 of the term. If more than 28 months remain in the term of the
9 vacant office, the appointment shall be until the next general
10 ~~regular~~ election at which a commissioner shall be ~~trustees of~~
11 ~~the Sanitary District of Chicago are~~ elected for the remainder
12 of the term, and thereafter until a successor shall be elected
13 and qualified.

14 The ~~Such~~ sanitary district shall from the time of the first
15 election held by it under this Act be construed in all courts
16 to be a body corporate and politic, and by the name and style
17 of the sanitary district of...., and by such name and style may
18 sue and be sued, contract and be contracted with, acquire and
19 hold real estate and personal property necessary for corporate
20 purposes, and adopt a common seal and alter the same at
21 pleasure.

22 The board of commissioners ~~trustees~~ shall have the power to
23 change the name of the Sanitary District of Chicago by
24 ordinance and public notice without impairing the legal status
25 of acts theretofore performed by said district. Thereafter any
26 and all references to the Sanitary District of Chicago in this

1 Act or otherwise shall mean and include the name under which
2 such sanitary district is then operating. No rights, duties or
3 privilege of such a sanitary district, or those of any person,
4 existing before the change of name shall be affected by a
5 change, in the name of a sanitary district. All proceedings
6 pending in any court in favor of or against such sanitary
7 district may continue to final consummation under the name in
8 which they were commenced.

9 (Source: P.A. 83-345.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.