



Rep. Lawrence Walsh, Jr.

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10000HB5727ham001

LRB100 19367 AWJ 37301 a

1 AMENDMENT TO HOUSE BILL 5727

2 AMENDMENT NO. _____. Amend House Bill 5727 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by
5 adding Section 7-1-5.4 as follows:

6 (65 ILCS 5/7-1-5.4 new)

7 Sec. 7-1-5.4. Backdoor referendum in certain annexing
8 municipalities.

9 (a) Notwithstanding any other provision of law, in any
10 annexing municipality located within 5 miles of the Midwin
11 National Tallgrass Prairie and the Abraham Lincoln National
12 Cemetery that has approved an ordinance, resolution, or vote
13 authorizing the annexation of contiguous territory of over 100
14 acres for a private development, the annexation is subject to a
15 backdoor referendum upon the filing of a petition for a
16 referendum meeting the requirements of this Section.

1 (b) A referendum under this Section shall be submitted to
2 the eligible voters residing in a municipality within 5 miles
3 of the Midewin National Tallgrass Prairie and the Abraham
4 Lincoln National Cemetery that has approved an ordinance,
5 resolution, or vote authorizing the annexation of contiguous
6 territory of over 100 acres for private development on the
7 question of whether the municipality's annexation of that
8 territory shall occur.

9 (c) Petitions under this Section must contain a total
10 number of signatures equal in number to at least 50% of the
11 entire vote cast for all candidates for mayor or president of
12 the annexing municipality at the last preceding general
13 municipal election. Petitions shall be filed with the clerk or
14 secretary of the municipality no later than 30 days following
15 the municipality's approval of the ordinance, resolution, or
16 vote authorizing the annexation of contiguous territory and
17 shall meet the requirements of Section 28-3 of the Election
18 Code.

19 (d) Upon the filing of a petition meeting the requirements
20 of subsection (c), the municipality shall not complete the
21 annexation approved in its ordinance, resolution, or vote until
22 after a referendum is held. The referendum shall be held at the
23 general election or municipal election, whichever occurs
24 first, next following the filing of a petition, provided that
25 the municipal election is no less than 90 days following the
26 date of filing.

1 (e) Subject to the requirements of Section 16-7 of the
2 Election Code, the referendum shall be in substantially the
3 following form:

4 Shall (municipality) annex (area being annexed)?

5 Votes must be recorded as "yes" or "no".

6 (f) The referendum is approved and annexation may continue
7 when a majority of voters residing in the municipality approve
8 the referendum. If a majority of the voters residing in the
9 municipality vote against the referendum, the municipality may
10 not attempt to annex the territory for a period of no less than
11 2 years from the date it approved the ordinance, resolution, or
12 vote authorizing the annexation of the territory.

13 (g) This Section is repealed on January 1, 2023.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.".