

SB3009



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

SB3009

Introduced 2/15/2018, by Sen. Dan McConchie

SYNOPSIS AS INTRODUCED:

805 ILCS 320/4

from Ch. 21, par. 38

Amends the Cemetery Association Act. Provides that the board of trustees of a cemetery located in DuPage, Kane, Kendall, Lake, McHenry, or Will county shall provide notice of vacancies to the presiding officer of the township in which the cemetery is located rather than to the presiding officer of the county. Provides that the presiding officer so notified shall appoint a person to fill the vacancy.

LRB100 17370 JLS 32535 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Cemetery Association Act is amended by
5 changing Section 4 as follows:

6 (805 ILCS 320/4) (from Ch. 21, par. 38)

7 Sec. 4. That said persons so receiving said certificate of
8 organization of said association shall proceed to elect from
9 their own number a board of trustees for said association,
10 which said board shall consist of not less than six (6) nor
11 more than ten (10) members, as said persons so receiving said
12 certificate may determine; that said trustees when elected
13 shall immediately organize by electing from their own
14 membership a president, vice president and treasurer, and shall
15 also elect a secretary, who may or may not be a member of said
16 board of trustees, in their discretion, which said officers
17 shall hold their respective offices for and during the period
18 of one (1) year, and until their successors are duly elected
19 and qualified. Said trustees when so elected shall divide
20 themselves by lot into two classes, the first of which shall
21 hold their offices for and during the period of three (3)
22 years, and the second of which shall hold their offices for and
23 during the period of six (6) years, and that thereafter the

1 term of office of said trustees shall be six (6) years, and
2 that upon the expiration of the term of office of any of said
3 trustees, or in case of the resignation or death or removal
4 from the State of Illinois of any of said trustees, or their
5 removal from office as provided in this Act ~~act~~, the remaining
6 trustees, or a majority of them, shall notify the presiding
7 officer of the County Board in which said cemetery is situated,
8 of such vacancy or vacancies in writing, except that in the
9 counties of DuPage, Kane, Kendall, Lake, McHenry, and Will the
10 notice shall be provided to the presiding officer of the
11 township board in which the cemetery is situated. Upon
12 receiving notice of a vacancy, the ~~and thereupon said~~ presiding
13 officer shall appoint some suitable person or persons to fill
14 such vacancy or vacancies; and that thereafter the presiding
15 officer of the county board in which said cemetery association
16 is located shall always appoint some suitable person or persons
17 interested in said cemetery association through family
18 interments or who are citizens of the State of Illinois.

19 (Source: P.A. 97-679, eff. 2-6-12.)