

1 AMENDMENT TO HOUSE BILL 2873

2 AMENDMENT NO. _____. Amend House Bill 2873 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing
5 Sections 85-13 and 210-15 as follows:

6 (60 ILCS 1/85-13)

7 Sec. 85-13. Township services, generally.

8 (a) The township board may either expend funds directly
9 or may enter into any cooperative agreement or contract with
10 any other governmental entity, not-for-profit corporation,
11 non-profit community service association, or any for-profit
12 business entity as provided in subsection (b) with respect to
13 the expenditure of township funds, or funds made available to
14 the township under the federal State and Local Fiscal
15 Assistance Act of 1972, to provide any of the following
16 services to the residents of the township:

17 (1) Ordinary and necessary maintenance and
18 operating expenses for the following:

19 (A) Public safety (including law enforcement,
20 fire protection, and building code enforcement).

21 (B) Environmental protection (including sewage
22 disposal, sanitation, and pollution abatement).

1 (C) Public transportation (including transit
2 systems, paratransit systems, and streets and
3 roads).

4 (D) Health.

5 (E) Recreation.

6 (F) Libraries.

7 (G) Social services for the poor and aged.

8 (2) Ordinary and necessary capital expenditures
9 authorized by law.

10 (3) Development and retention of business,
11 industrial, manufacturing, and tourist facilities within
12 the township.

13 (b) To be eligible to receive funds from the township
14 under this Section, a private not-for-profit corporation or
15 community service association shall have been in existence at
16 least one year before receiving the funds. The township board
17 may, however, for the purpose of providing day care services,
18 contract with day care facilities licensed under the Child
19 Care Act of 1969, regardless of whether the facilities are
20 organized on a for-profit or not-for-profit basis.

21 (c) Township governments that directly expend or
22 contract for day care shall use the standard of need
23 established by the Department of Children and Family Services
24 in determining recipients of subsidized day care and shall
25 use the rate schedule used by the Department of Children and
26 Family Services for the purchase of subsidized day care.

27 (d) Township governments that directly expend or
28 contract for senior citizen services may contract with
29 for-profit (or not-for-profit) and non-sectarian
30 organizations as provided in Sections 220-15 and 220-35.

31 (e) Those township supervisors or other elected township
32 officials who are also members of a county board shall not
33 vote on questions before the township board or the county
34 board that relate to agreements or contracts between the

1 township and the county under this Section or agreements or
2 contracts between the township and the county that are
3 otherwise authorized by law.

4 (f) The township board may enter into direct agreements
5 with for-profit corporations or other business entities to
6 carry out recycling programs in unincorporated areas of the
7 township.

8 The township board may by ordinance adopt rules and
9 regulations relating to recycling programs in unincorporated
10 areas of the township that it from time to time deems
11 necessary and may provide penalties for violations of those
12 rules and regulations.

13 (f-5) The township board may franchise waste haulers to
14 provide waste collection and disposal services to all or part
15 of the unincorporated areas of the township and require the
16 users of the services to pay the costs of the services
17 directly to the provider.

18 The township board may by ordinance adopt rules and
19 regulations relating to waste collection and disposal
20 services provided to the unincorporated areas of the township
21 that it from time to time deems necessary and may provide
22 penalties for violations of those rules and regulations.

23 (g) For purposes of alleviating high unemployment,
24 economically depressed conditions, and lack of moderately
25 priced housing, the trustees of a township that includes all
26 or a portion of a city that is a "financially distressed
27 city" under the Financially Distressed City Law may contract
28 with one or more not-for-profit or for-profit organizations
29 to construct and operate within the boundaries of the
30 township a factory designed to manufacture housing or housing
31 components. The contract may provide for the private
32 organization or organizations to manage some or all
33 operations of the factory and may provide for (i) payment of
34 employee compensation and taxes; (ii) discharge of other

1 legal responsibilities; (iii) sale of products; (iv)
 2 disposition of the factory, equipment, and other property;
 3 and (v) any other matters the township trustees consider
 4 reasonable.

5 (Source: P.A. 86-475; 86-580; 86-1028; 86-1194; 87-708;
 6 87-810; 87-895; 87-999; 88-62.)

7 (60 ILCS 1/210-15)

8 Sec. 210-15. Contract for collection and disposal;
 9 special district; tax.

10 (a) The township board, when authorized by the electors
 11 of the unincorporated area of the township to exercise the
 12 powers conferred by this Article to establish a special
 13 service district, may make contracts with any city, village,
 14 or incorporated town or with any person, corporation, or
 15 county for more than one year and not more than 15 years (i)
 16 relating to the composting or recycling of garbage, refuse,
 17 and ashes within the unincorporated area of the township or
 18 (ii) relating to the collection and final disposition, or
 19 relating solely to either the collection or the final
 20 disposition, of garbage, refuse, and ashes within the
 21 unincorporated area of the township.

22 (b) For this purpose, the township board shall declare
 23 all or part of ~~perform one of the following:--(1)--~~ Declare the
 24 unincorporated area of the township a special refuse
 25 collection and disposal district for tax purposes. Proof of
 26 the declaration authorizes the county clerk to extend a tax
 27 upon the special refuse collection and disposal district in
 28 the amount specified in the annual township tax levy, but not
 29 more than a rate of 0.15% of the value of taxable property as
 30 equalized or assessed by the Department of Revenue. The
 31 maximum tax rate of 0.15% authorized by this Section may be
 32 increased to not more than 0.20% according to the referendum
 33 provisions of the General Revenue Law of Illinois.

1 ~~(2) Provide in the contract that the users of the~~
2 ~~services described in items (i) and (ii) of subsection~~
3 ~~(a) shall pay the costs of the services directly to the~~
4 ~~service provider.~~

5 (Source: P.A. 90-751, eff. 1-1-99.)"