

SB1383



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB1383

Introduced 2/9/2011, by Sen. Martin A. Sandoval

SYNOPSIS AS INTRODUCED:

70 ILCS 3615/3B.02

from Ch. 111 2/3, par. 703B.02

Amends the Regional Transportation Authority Act. Causes the term of office of each member of the Commuter Rail Board serving on the effective date of the amendatory Act to expire on the date that occurs 30 calendar days after the effective date of the amendatory Act. Sets forth the appointment of the new members of the Commuter Rail Board. Effective immediately.

LRB097 09770 RLJ 49911 b

A BILL FOR

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 Regional Transportation Authority Act is
5 amended by changing Section 3B.02 as follows:

6 (70 ILCS 3615/3B.02) (from Ch. 111 2/3, par. 703B.02)

7 Sec. 3B.02. Commuter Rail Board.

8 (a) ~~(Blank). Until April 1, 2008, the governing body of the~~
9 ~~Commuter Rail Division shall be a board consisting of 7~~
10 ~~directors appointed pursuant to Sections 3B.03 and 3B.04, as~~
11 ~~follows:~~

12 ~~(1) One director shall be appointed by the Chairman of~~
13 ~~the Board of DuPage County with the advice and consent of~~
14 ~~the County Board of DuPage County and shall reside in~~
15 ~~DuPage County.~~

16 ~~(2) Two directors appointed by the Chairmen of the~~
17 ~~County Boards of Kane, Lake, McHenry and Will Counties with~~
18 ~~the concurrence of not less than a majority of the chairmen~~
19 ~~from such counties, from nominees by the Chairmen. Each~~
20 ~~such chairman may nominate not more than two persons for~~
21 ~~each position. Each such director shall reside in a county~~
22 ~~in the metropolitan region other than Cook or DuPage~~
23 ~~County.~~

1 ~~(3) Three directors appointed by the members of the~~
2 ~~Cook County Board elected from that part of Cook County~~
3 ~~outside of Chicago, or, in the event such Board of~~
4 ~~Commissioners becomes elected from single member~~
5 ~~districts, by those Commissioners elected from districts,~~
6 ~~a majority of the residents of which reside outside~~
7 ~~Chicago. In either case, such appointment shall be with the~~
8 ~~concurrence of four such Commissioners. Each such director~~
9 ~~shall reside in that part of Cook County outside Chicago.~~

10 ~~(4) One director appointed by the Mayor of the City of~~
11 ~~Chicago, with the advice and consent of the City Council of~~
12 ~~the City of Chicago. Such director shall reside in the City~~
13 ~~of Chicago.~~

14 ~~(5) The chairman shall be appointed by the directors,~~
15 ~~from the members of the board, with the concurrence of 5 of~~
16 ~~such directors.~~

17 (b) Until 30 days after the effective date of this
18 ~~amendatory Act of the 97th General Assembly, After April 1,~~
19 ~~2008~~ the governing body of the Commuter Rail Division shall be
20 a board consisting of 11 directors appointed, pursuant to
21 Sections 3B.03 and 3B.04, as follows:

22 (1) One Director shall be appointed by the Chairman of
23 the DuPage County Board with the advice and consent of the
24 DuPage County Board and shall reside in DuPage County. To
25 implement the changes in appointing authority under this
26 Section, upon the expiration of the term of or vacancy in

1 office of the Director appointed under item (1) of
2 subsection (a) of this Section who resides in DuPage
3 County, a Director shall be appointed under this
4 subparagraph.

5 (2) One Director shall be appointed by the Chairman of
6 the McHenry County Board with the advice and consent of the
7 McHenry County Board and shall reside in McHenry County. To
8 implement the change in appointing authority under this
9 Section, upon the expiration of the term of or vacancy in
10 office of the Director appointed under item (2) of
11 subsection (a) of this Section who resides in McHenry
12 County, a Director shall be appointed under this
13 subparagraph.

14 (3) One Director shall be appointed by the Will County
15 Executive with the advice and consent of the Will County
16 Board and shall reside in Will County. To implement the
17 change in appointing authority under this Section, upon the
18 expiration of the term of or vacancy in office of the
19 Director appointed under item (2) of subsection (a) of this
20 Section who resides in Will County, a Director shall be
21 appointed under this subparagraph.

22 (4) One Director shall be appointed by the Chairman of
23 the Lake County Board with the advice and consent of the
24 Lake County Board and shall reside in Lake County.

25 (5) One Director shall be appointed by the Chairman of
26 the Kane County Board with the advice and consent of the

1 Kane County Board and shall reside in Kane County.

2 (6) One Director shall be appointed by the Mayor of the
3 City of Chicago with the advice and consent of the City
4 Council of the City of Chicago and shall reside in the City
5 of Chicago. To implement the changes in appointing
6 authority under this Section, upon the expiration of the
7 term of or vacancy in office of the Director appointed
8 under item (4) of subsection (a) of this Section who
9 resides in the City of Chicago, a Director shall be
10 appointed under this subparagraph.

11 (7) Five Directors residing in Cook County outside of
12 the City of Chicago, as follows:

13 (i) One Director who resides in Cook County outside
14 of the City of Chicago, appointed by the President of
15 the Cook County Board with the advice and consent of
16 the members of the Cook County Board.

17 (ii) One Director who resides in the township of
18 Barrington, Palatine, Wheeling, Hanover, Schaumburg,
19 or Elk Grove. To implement the changes in appointing
20 authority under this Section, upon the expiration of
21 the term of or vacancy in office of the Director
22 appointed under paragraph (3) of subsection (a) of this
23 Section who resides in the geographic area described in
24 this subparagraph, a Director shall be appointed under
25 this subparagraph.

26 (iii) One Director who resides in the township of

1 Northfield, New Trier, Maine, Niles, Evanston, Leyden,
2 Norwood Park, River Forest, or Oak Park.

3 (iv) One Director who resides in the township of
4 Proviso, Riverside, Berwyn, Cicero, Lyons, Stickney,
5 Lemont, Palos, or Orland. To implement the changes in
6 appointing authority under this Section, upon the
7 expiration of the term of or vacancy in office of the
8 Director appointed under paragraph (3) of subsection
9 (a) of this Section who resides in the geographic area
10 described in this subparagraph and whose term of office
11 had not expired as of August 1, 2007, a Director shall
12 be appointed under this subparagraph.

13 (v) One Director who resides in the township of
14 Worth, Calumet, Bremen, Thornton, Rich, or Bloom. To
15 implement the changes in appointing authority under
16 this Section, upon the expiration of the term of or
17 vacancy in office of the Director appointed under
18 paragraph (3) of subsection (a) of this Section who
19 resides in the geographic area described in this
20 subparagraph and whose term of office had expired as of
21 August 1, 2007, a Director shall be appointed under
22 this subparagraph.

23 (vi) The Directors identified under the provisions
24 of subparagraphs (ii) through (v) of this paragraph (7)
25 shall be appointed by the members of the Cook County
26 Board. Each individual Director shall be appointed by

1 those members of the Cook County Board whose Board
2 districts overlap in whole or in part with the
3 geographic territory described in the relevant
4 subparagraph. The vote of County Board members
5 eligible to appoint directors under the provisions of
6 subparagraphs (ii) through (v) of this paragraph (7)
7 shall be weighted by the number of electors residing in
8 those portions of their Board districts within the
9 geographic territory described in the relevant
10 subparagraph (ii) through (v) of this paragraph (7).

11 (8) The Chairman shall be appointed by the Directors,
12 from the members of the Board, with the concurrence of 8 of
13 such Directors. ~~To implement the changes in appointing~~
14 ~~authority under this Section, upon the expiration of the~~
15 ~~term of or vacancy in office of the Chairman appointed~~
16 ~~under item (5) of subsection (a) of this Section, a~~
17 ~~Chairman shall be appointed under this subparagraph.~~

18 (b-5) Notwithstanding any provision of this Article to the
19 contrary, the term of office of each Director serving on the
20 effective date of this amendatory Act of the 97th General
21 Assembly expires on the date that occurs 30 calendar days after
22 the effective date of this amendatory Act of the 97th General
23 Assembly. Beginning 31 calendar days after the effective date
24 of this amendatory Act of the 97th General Assembly, the
25 governing body of the Commuter Rail Division shall be a board
26 consisting of 11 directors appointed, pursuant to this

1 subsection (b-5) and Sections 3B.03 and 3B.04, as follows:

2 (1) One Director shall be appointed by the Chairman of
3 the DuPage County Board with the advice and consent of the
4 DuPage County Board and shall reside in DuPage County.

5 (2) One Director shall be appointed by the Chairman of
6 the McHenry County Board with the advice and consent of the
7 McHenry County Board and shall reside in McHenry County.

8 (3) One Director shall be appointed by the Will County
9 Executive with the advice and consent of the Will County
10 Board and shall reside in Will County.

11 (4) One Director shall be appointed by the Chairman of
12 the Lake County Board with the advice and consent of the
13 Lake County Board and shall reside in Lake County.

14 (5) One Director shall be appointed by the Chairman of
15 the Kane County Board with the advice and consent of the
16 Kane County Board and shall reside in Kane County.

17 (6) One Director shall be appointed by the Mayor of the
18 City of Chicago with the advice and consent of the City
19 Council of the City of Chicago and shall reside in the City
20 of Chicago.

21 (7) Five Directors shall reside in Cook County outside
22 of the City of Chicago, as follows:

23 (i) One Director who resides in Cook County outside
24 of the City of Chicago, appointed by the President of
25 the Cook County Board with the advice and consent of
26 the members of the Cook County Board, except that for

1 the initial term, the Director may be replaced by the
2 President of the Cook County Board, with the advice and
3 consent of the members of the Cook County Board, no
4 sooner than January 15, 2011.

5 (ii) One Director who resides in the township of
6 Barrington, Palatine, Wheeling, Hanover, Schaumburg,
7 or Elk Grove.

8 (iii) One Director who resides in the township of
9 Northfield, New Trier, Maine, Niles, Evanston, Leyden,
10 Norwood Park, River Forest, or Oak Park.

11 (iv) One Director who resides in the township of
12 Proviso, Riverside, Berwyn, Cicero, Lyons, Stickney,
13 Lemont, Palos, or Orland.

14 (v) One Director who resides in the township of
15 Worth, Calumet, Bremen, Thornton, Rich, or Bloom.

16 The Directors identified under the provisions of
17 subparagraphs (ii) through (v) of this paragraph (7) shall
18 be appointed by the members of the Cook County Board. Each
19 individual Director shall be appointed by those members of
20 the Cook County Board whose Board districts overlap in
21 whole or in part with the geographic territory described in
22 the relevant subparagraph. The vote of County Board members
23 eligible to appoint directors under the provisions of
24 subparagraphs (ii) through (v) of this paragraph (7) shall
25 be weighted by the number of electors residing in those
26 portions of their Board districts within the geographic

1 territory described in the relevant subparagraph (ii)
2 through (v) of this paragraph (7).

3 (c) No director, while serving as such, shall be an
4 officer, a member of the board of directors or trustee or an
5 employee of any transportation agency, or be an employee of the
6 State of Illinois or any department or agency thereof, or of
7 any unit of local government or receive any compensation from
8 any elected or appointed office under the Constitution and laws
9 of Illinois.

10 (d) Each appointment made under ~~subsections (a) and (b)~~ of
11 this Section and under Section 3B.03 shall be certified by the
12 appointing authority to the Commuter Rail Board which shall
13 maintain the certifications as part of the official records of
14 the Commuter Rail Board.

15 (Source: P.A. 95-708, eff. 1-18-08.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.