



Rep. Lawrence "Larry" Walsh, Jr.

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10400HB0663ham001

LRB104 04550 RTM 24472 a

1 AMENDMENT TO HOUSE BILL 663

2 AMENDMENT NO. _____. Amend House Bill 663 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Sanitary District Act of 1936 is amended
5 by changing Section 33 as follows:

6 (70 ILCS 2805/33) (from Ch. 42, par. 444)

7 Sec. 33. Except as provided in Section 33.1, any sanitary
8 district created under this Act which does not have
9 outstanding and unpaid any revenue bonds issued under the
10 provisions of this Act may be dissolved as follows:

11 (a) Any 50 electors residing within the area of any
12 sanitary district may file with the circuit clerk of the
13 county in which the area is situated, a petition addressed to
14 the circuit court to cause submission of the question whether
15 the sanitary district shall be dissolved. Upon the filing of
16 the petition with the clerk, the court shall certify the

1 question to the proper election officials who shall submit the
 2 question at an election in accordance with the general
 3 election law, and give notice of the election in the manner
 4 provided by the general election law.

5 The question shall be in substantially the following form:

6 -----
 7 "Shall the sanitary YES
 8 district of be -----
 9 dissolved?" NO
 10 -----

11 If a majority of the votes cast on this question are in
 12 favor of dissolution of the sanitary district, then such
 13 organization shall cease, and the sanitary district is
 14 dissolved, and the court shall direct the sanitary district to
 15 discharge all outstanding obligations.

16 (b) The County of Lake may dissolve the Fox Lake Hills
 17 Sanitary District, thereby acquiring all of the District's
 18 assets and responsibilities, upon adopting a resolution
 19 stating: (1) the reasons for dissolving the District; (2) that
 20 there are no outstanding debts of the District or that the
 21 County has sufficient funds on hand or available to satisfy
 22 such debts; (3) that no federal or State permit or grant will
 23 be impaired by dissolution of the District; and (4) that the
 24 County assumes all assets and responsibilities of the
 25 District. Upon dissolution of the District, the statutory
 26 powers of the former District shall be exercised by the county

1 board of the Lake County. Within 60 days after the effective
2 date of such resolution, the County of Lake shall notify the
3 Illinois Environmental Protection Agency regarding the
4 dissolution of the Fox Hills Sanitary District.

5 (c) The board of trustees of the of the Village of
6 Lindenhurst may, by ordinance, terminate the terms of all
7 members of the board of trustees of the Lindenhurst Sanitary
8 District and the powers of the Lindenhurst Sanitary District
9 shall be exercised by the board of trustees of the Village of
10 Lindenhurst, including the District's authority to levy and
11 collect taxes.

12 Once there are no debts of the Lindenhurst Sanitary
13 District or the Village of Lindenhurst has sufficient funds on
14 hand or available to satisfy any debts of the District, the
15 board of trustees of the Village of Lindenhurst may dissolve
16 the Lindenhurst Sanitary District and acquire all of the
17 District's assets and responsibilities if it adopts an
18 ordinance stating: (1) the reasons for dissolving the
19 District; (2) that there are no outstanding debts of the
20 District or that the Village has sufficient funds on hand or
21 available to satisfy the debts; (3) that no federal or State
22 permit or grant will be impaired by dissolution of the
23 District; and (4) that the Village assumes all assets and
24 responsibilities of the District. Upon dissolution of the
25 District, the statutory powers of the former District shall be
26 exercised by the board of trustees of the Village of

1 Lindenhurst. No later than 60 days after the effective date of
2 the ordinance, the Village of Lindenhurst shall notify the
3 Illinois Environmental Protection Agency regarding the
4 dissolution of the District.

5 (d) The Southeast Joliet Sanitary District may be
6 dissolved and transfer its assets, liabilities, and
7 responsibilities to the City of Joliet and, if necessary, the
8 County of Will, if: (1) the board of the District adopts a
9 resolution dissolving the District; and (2) the city council
10 of the City of Joliet adopts a resolution, within 14 days after
11 the District's resolution accepting the transfer. The
12 dissolution and transfer shall not be effective until the
13 resolutions described in this subsection (d) have been adopted
14 by the District and the City. Each resolution must state: (1)
15 the reasons for dissolving the District; (2) that there are no
16 outstanding debts of the District or that the City of Joliet
17 has sufficient funds on hand or available to satisfy the debts
18 of the District; (3) that no federal or State permit or grant
19 will be impaired by the dissolution of the District; and (4)
20 that the City of Joliet assumes all assets and
21 responsibilities of the District, except for those assets the
22 City of Joliet deems to be unnecessary for continued operation
23 of the District's facilities. The County of Will shall take
24 responsibility for and control over assets deemed unnecessary
25 by the City of Joliet. Upon dissolution, the statutory powers
26 previously held by the District shall be held and exercised by

1 the City of Joliet. No later than 60 days after the effective
2 date of the City of Joliet's resolution, the City of Joliet
3 shall notify the Illinois Environmental Protection Agency
4 regarding the dissolution of the Southeast Joliet Sanitary
5 District.

6 (Source: P.A. 100-201, eff. 8-18-17; 100-874, eff. 1-1-19;
7 101-111, eff. 7-19-19.)".