



Sen. Sara Feigenholtz

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10400SB0105sam002

LRB104 06549 BDA 23998 a

1 AMENDMENT TO SENATE BILL 105

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 105 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Open Meetings Act is amended by changing  
5 Section 1.02 and by adding Section 2.07 as follows:

6 (5 ILCS 120/1.02) (from Ch. 102, par. 41.02)

7 Sec. 1.02. For the purposes of this Act:

8 "Meeting" means any gathering, whether in person or by  
9 video or audio conference, telephone call, electronic means  
10 (such as, without limitation, electronic mail, electronic  
11 chat, and instant messaging), or other means of  
12 contemporaneous interactive communication, of a majority of a  
13 quorum of the members of a public body held for the purpose of  
14 discussing public business or, for a 5-member public body, a  
15 quorum of the members of a public body held for the purpose of  
16 discussing public business.

1           Accordingly, for a 5-member public body, 3 members of the  
2 body constitute a quorum and the affirmative vote of 3 members  
3 is necessary to adopt any motion, resolution, or ordinance,  
4 unless a greater number is otherwise required.

5           "Public body" includes all legislative, executive,  
6 administrative or advisory bodies of the State, counties,  
7 townships, cities, villages, incorporated towns, school  
8 districts and all other municipal corporations, boards,  
9 bureaus, committees or commissions of this State, and any  
10 subsidiary bodies of any of the foregoing including but not  
11 limited to committees and subcommittees which are supported in  
12 whole or in part by tax revenue, or which expend tax revenue,  
13 except the General Assembly and committees or commissions  
14 thereof. "Public body" includes tourism boards and convention  
15 or civic center boards located in counties that are contiguous  
16 to the Mississippi River with populations of more than 250,000  
17 but less than 300,000. "Public body" includes the Health  
18 Facilities and Services Review Board. "Public body" does not  
19 include a child death review team or the Illinois Child Death  
20 Review Teams Executive Council established under the Child  
21 Death Review Team Act, an ethics commission acting under the  
22 State Officials and Employees Ethics Act, a regional youth  
23 advisory board or the Statewide Youth Advisory Board  
24 established under the Department of Children and Family  
25 Services Statewide Youth Advisory Board Act, the Illinois  
26 Independent Tax Tribunal, or the regional interagency fatality

1 review teams and the Illinois Fatality Review Team Advisory  
2 Council established under the Adult Protective Services Act.  
3 "Public body" does not include a Police District Council  
4 created under Section 2-80-070 of the Municipal Code of  
5 Chicago, except as provided for in Section 2.07 of this Act.

6 (Source: P.A. 103-626, eff. 1-1-25.)

7 (5 ILCS 120/2.07 new)

8 Sec. 2.07. Police District Councils.

9 (a) For the purposes of this Section, "public body" means  
10 a Police District Council created under Section 2-80-070 of  
11 the Municipal Code of Chicago.

12 (b) Public bodies under this Section shall be subject to  
13 Sections 1, 1.01, 1.05, 2, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06,  
14 2a, 3, 3.5, 4, 5, 6, 7, 7.3, and 7.5 of this Act to the extent  
15 that they do not conflict with this Section.

16 (c) For a public body under this Section, in the case of a  
17 3-member body, 2 members of the body constitute a quorum and  
18 the affirmative vote of 2 members is necessary to adopt any  
19 motion, resolution, or ordinance, unless a greater number is  
20 otherwise provided.

21 (d) A meeting held by a Police District Council, in which  
22 an issue of public safety concerns: (i) an ongoing, prior, or  
23 future law enforcement or official misconduct investigation,  
24 or allegation thereof, involving specific individuals; or (ii)  
25 other topics that if discussed in an open meeting would pose an

1 unreasonable risk to an ongoing criminal investigation or an  
2 unreasonable risk to the safety of specific individuals may be  
3 closed to the public and treated as a closed meeting under  
4 subsection (c) of Section 2.

5 (e) If a Police District Council has a website that is  
6 maintained by its full-time staff but does not have a  
7 principal office or single building where meetings are  
8 regularly held, that body shall be deemed to have complied  
9 with the posting requirements contained within Section 2.02 if  
10 the notice is timely posted on that body's website. The public  
11 body must comply with all other notice requirements set forth  
12 in this Act.

13 (f) With the exception of the required regularly scheduled  
14 monthly meetings, Police District Councils created under  
15 Section 2-80-070 of the Municipal Code of Chicago may hold  
16 meetings by audio or video conference, without the physical  
17 presence of the members, subject to the following conditions:

18 (1) All Police District Council members participating  
19 in the meeting, wherever their physical location, shall be  
20 verified and can hear one another and can hear all  
21 discussion and testimony.

22 (2) Any members of the public attending the meeting  
23 can hear all Police District Council members and all  
24 discussion, testimony, and roll-call votes.

25 (3) Notice of the remote meeting, including how to  
26 contemporaneously hear all discussion, testimony, and

1       roll-call votes, whether by telephone number or web-based  
2       link, is provided to the public at least 48 hours prior to  
3       the meeting, except in the case of a bona fide emergency.

4       (4) All votes are conducted by roll call, so each  
5       member's vote on each issue can be identified and  
6       recorded.

7       (5) A verbatim record is kept in the form of an audio  
8       or video recording and made available to the public not  
9       more than 48 hours after the conclusion of the meeting."