

1 AN ACT concerning public employee benefits.

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

4 Section 5. The Local Government Officer Compensation Act is
5 amended by adding Section 25 as follows:

6 (50 ILCS 145/25 new)

7 Sec. 25. Elected official salary. Notwithstanding the
8 provision of any other law to the contrary, an elected officer
9 of a unit of local government that is a participating employer
10 under the Illinois Municipal Retirement Fund shall not receive
11 any salary or other compensation from the unit of local
12 government if the member is receiving pension benefits from the
13 Illinois Municipal Retirement Fund under Article 7 of the
14 Illinois Pension Code for the elected official's service in
15 that same elected position. If an elected officer is receiving
16 benefits from the Illinois Municipal Retirement Fund on the
17 effective date of this amendatory Act of the 101st General
18 Assembly, the elected official's salary and compensation shall
19 be reduced to zero at the beginning of the member's next term
20 if the member is still receiving such pension benefits.

21 Section 10. The Counties Code is amended by changing
22 Section 2-1003 and by adding Sections 4-10005, 5-3003, and

1 6-31013 as follows:

2 (55 ILCS 5/2-1003) (from Ch. 34, par. 2-1003)

3 Sec. 2-1003. Chairman and vice-chairman of county board.

4 The county board shall, unless the chairman is elected by the
5 voters of the county, at its first meeting in the month
6 following the month in which county board members are elected,
7 choose one of its members as chairman for a term of 2 years and
8 at the same meeting, choose one of its members as vice-chairman
9 for a term of 2 years. The vice-chairman shall serve in the
10 place of the chairman at any meeting of the county board in
11 which the chairman is not present. In case of the absence of
12 the chairman and the vice-chairman at any meeting, the members
13 present shall choose one of their number as temporary chairman.

14 A chairman who is chosen by the county board may be
15 removed, with or without cause, upon a motion adopted by an
16 affirmative vote of four-fifths of the county board. Upon
17 adoption of a motion to remove the chairman: (i) the chairman
18 position becomes vacant and the former chairman's compensation
19 shall be prorated to the date the motion was approved; (ii) the
20 vice-chairman immediately assumes the duties of chairman
21 without chairman compensation; and (iii) a new chairman shall
22 be elected at the next regularly scheduled county board
23 meeting. A chairman removed under this Section maintains his or
24 her status as a member of the county board.

25 (Source: P.A. 86-962.)

1 (55 ILCS 5/4-10005 new)

2 Sec. 4-10005. County board salaries.

3 (a) Notwithstanding Section 4-10001, a member of a county
4 board shall not receive any salary or other compensation from
5 the county if the member is receiving pension benefits from the
6 Illinois Municipal Retirement Fund under Article 7 of the
7 Illinois Pension Code for the member's service as a county
8 board member. If a member of a county board is receiving
9 benefits from the Illinois Municipal Retirement Fund on the
10 effective date of this amendatory Act of the 101st General
11 Assembly, the member's salary and compensation shall be reduced
12 to zero at the beginning of the member's next term if the
13 member is still receiving pension benefits from the Illinois
14 Municipal Retirement Fund for service as a county board member.

15 (b) This Section does not apply to a county that has
16 adopted an ordinance or resolution effective prior to January
17 1, 2019 that reduces compensation of elected county officials
18 who are receiving pension benefits from the Illinois Municipal
19 Retirement Fund under Article 7 of the Illinois Pension Code
20 for their service as elected officials of that county to an
21 amount less than other elected county officials who are not
22 receiving such pension benefits for their service as elected
23 officials.

24 (55 ILCS 5/5-3003 new)

1 Sec. 5-3003. Contracts for goods and services valued at
2 more than \$30,000.

3 (a) As used in this Section, "familial relationship" means
4 an individual's father, mother, son, daughter, brother,
5 sister, uncle, aunt, great aunt, great uncle, first cousin,
6 nephew, niece, husband, wife, grandfather, grandmother,
7 grandson, granddaughter, father-in-law, mother-in-law,
8 son-in-law, daughter-in-law, brother-in-law, sister-in-law,
9 stepfather, stepmother, stepson, stepdaughter, stepbrother,
10 stepsister, half-brother, half-sister, and the father, mother,
11 grandfather, or grandmother of the individual's spouse and the
12 individual's fiance or fiancée.

13 (b) A county may deny, suspend, or terminate the
14 eligibility of a person, firm, corporation, association,
15 agency, institution, or other legal entity to participate as a
16 vendor of goods or services to the county if the vendor, for
17 contracts greater than \$30,000, fails to disclose to the county
18 a familial relationship between a county elected official or
19 county department director and any of the following individuals
20 who have the authority to act on behalf of and with the power
21 to bind the respective person, firm, corporation, association,
22 agency, institution, or other legal entity: a corporate
23 officer; a member of the corporate board of directors; a
24 limited liability company manager; a member with management
25 authority of a limited liability company; or a partner of a
26 partnership.

1 (c) If a person, firm, corporation, association, agency,
2 institution, or other legal entity seeking to contract with the
3 county has a familial relationship required to be disclosed
4 under subsection (b), then the contract may be approved or
5 renewed by roll call vote of the county board following a
6 recitation of the name of the county official and the nature of
7 the familial relationship being disclosed.

8 (55 ILCS 5/6-31013 new)

9 Sec. 6-31013. Transitional audits.

10 (a) No later than 10 days after certification of the
11 election results, the county board chairperson, county board
12 president, or county executive shall notify newly elected
13 countywide officials of the option for an auditor to conduct a
14 transitional audit at the county's expense. An elected county
15 auditor shall conduct the audit upon a request of the newly
16 elected countywide official. In a county that does not have an
17 elected county auditor, the newly elected countywide official
18 may hire a qualified auditing firm. The county board shall pay
19 all costs associated with an audit. The transitional audit
20 shall examine funds expended by the official for whom the newly
21 elected official is taking over and report if the expended
22 funds were consistent with the county board's financial
23 allocations to that official.

24 (b) A county board shall give the option for a transitional
25 financial audit to all county officials elected in or after

1 November 2016.

2 (c) A home rule county shall not regulate transitional
3 audits in a manner inconsistent with this Section. This Section
4 is a limitation under subsection (i) of Section 6 of Article
5 VII of the Illinois Constitution on the concurrent exercise by
6 home rule units of powers and functions exercised by the State.

7 Section 15. The Downstate Forest Preserve District Act is
8 amended by changing Section 8 as follows:

9 (70 ILCS 805/8) (from Ch. 96 1/2, par. 6315)

10 Sec. 8. Powers and duties of corporate authority and
11 officers; contracts; salaries.

12 (a) The board shall be the corporate authority of such
13 forest preserve district and shall have power to pass and
14 enforce all necessary ordinances, rules and regulations for the
15 management of the property and conduct of the business of such
16 district. The president of such board shall have power to
17 appoint such employees as may be necessary. In counties with
18 population of less than 3,000,000, within 60 days after their
19 selection the commissioners appointed under the provisions of
20 Section 3a of this Act shall organize by selecting from their
21 members a president, vice president, secretary, treasurer and
22 such other officers as are deemed necessary who shall hold
23 office for the fiscal year in which elected and until their
24 successors are selected and qualify. In the one district in

1 existence on July 1, 1977, that is managed by an appointed
2 board of commissioners, the incumbent president and the other
3 officers appointed in the manner as originally prescribed in
4 this Act shall hold such offices until the completion of their
5 respective terms or in the case of the officers other than
6 president until their successors are appointed by said
7 president, but in all cases not to extend beyond January 1,
8 1980 and until their successors are selected and qualify.
9 Thereafter, the officers shall be selected in the manner as
10 prescribed in this Section except that their first term of
11 office shall not expire until June 30, 1981 and until their
12 successors are selected and qualify.

13 (a-5) An officer selected pursuant to subsection (a) may be
14 removed, with or without cause, upon a motion adopted by an
15 affirmative vote of four-fifths of the board of the forest
16 preserve district. Upon adoption of a motion to remove an
17 officer: (i) the office becomes vacant and the former officer's
18 compensation shall be prorated to the date the motion was
19 approved; (ii) if the officer removed is the president then the
20 vice president immediately assumes the duties of the president
21 without president compensation and, if the officer removed is
22 the vice president, treasurer, or secretary, then the president
23 shall select an interim appointee who shall serve until the
24 next regularly scheduled forest preserve district board
25 meeting; and (iii) a new officer shall be selected at the next
26 regularly scheduled forest preserve district board meeting. An

1 officer removed under this Section maintains his or her status
2 as a member of the forest preserve district board.

3 (b) In any county, city, village, incorporated town or
4 sanitary district where the corporate authorities act as the
5 governing body of a forest preserve district, the person
6 exercising the powers of the president of the board shall have
7 power to appoint a secretary and an assistant secretary and
8 treasurer and an assistant treasurer and such other officers
9 and such employees as may be necessary. The assistant secretary
10 and assistant treasurer shall perform the duties of the
11 secretary and treasurer, respectively in case of death of such
12 officers or when such officers are unable to perform the duties
13 of their respective offices. All contracts for supplies,
14 material or work involving an expenditure in excess of \$25,000,
15 or a lower amount if required by board policy, shall be let to
16 the lowest responsible bidder, after advertising at least once
17 in one or more newspapers of general circulation within the
18 district, excepting work requiring personal confidence or
19 necessary supplies under the control of monopolies, where
20 competitive bidding is impossible. Contracts for supplies,
21 material or work involving an expenditure of \$25,000, or a
22 lower amount if required by board policy, or less may be let
23 without advertising for bids, but whenever practicable, at
24 least 3 competitive bids shall be obtained before letting such
25 contract. All contracts for supplies, material or work shall be
26 signed by the president of the board of commissioners or by any

1 such other officer as the board in its discretion may
2 designate.

3 (c) The president of any board of commissioners appointed
4 under the provisions of Section 3a of this Act shall receive a
5 salary not to exceed the sum of \$2500 per annum and the salary
6 of other members of the board so appointed shall not exceed
7 \$1500 per annum. Salaries of the commissioners, officers and
8 employees shall be fixed by ordinance.

9 (d) Whenever a forest preserve district owns any personal
10 property that, in the opinion of three-fifths of the members of
11 the board of commissioners, is no longer necessary, useful to,
12 or for the best interests of the forest preserve district, then
13 three-fifths of the members of the board, at any regular
14 meeting or any special meeting called for that purpose by an
15 ordinance or resolution that includes a general description of
16 the personal property, may authorize the conveyance or sale of
17 that personal property in any manner that they may designate,
18 with or without advertising the sale.

19 (Source: P.A. 98-463, eff. 8-16-13; 99-771, eff. 8-12-16.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.