



Sen. Linda Holmes

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10200SB1016sam001

LRB102 05063 AWJ 36305 a

1 AMENDMENT TO SENATE BILL 1016

2 AMENDMENT NO. _____. Amend Senate Bill 1016 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Water Commission Act of 1985 is amended by
5 changing Section 0.001 as follows:

6 (70 ILCS 3720/0.001)

7 Sec. 0.001. Commissioners; terms; vacancies. ~~Effective~~
8 ~~January 1, 2011, the terms of office of the chairperson and all~~
9 ~~commissioners of water commissions appointed pursuant to this~~
10 ~~Act shall terminate and the commission shall be reconstituted.~~

11 (a) The commissioners of water commissions appointed
12 pursuant to this Act shall be appointed as follows:

13 (1) A chairperson, who shall also serve in the
14 capacity of a commissioner, shall be appointed by the
15 chairperson of the county board of the home county with
16 the advice and consent of the county board. For

1 appointments made on or after the effective date of this
2 amendatory Act of the 102nd General Assembly, the
3 chairperson shall be a resident of the home county.

4 (2) One commissioner from each county board district
5 within the home county shall be appointed by the
6 chairperson of the county board of the home county with
7 the advice and consent of the county board.

8 (3) One commissioner from each county board district
9 within the home county shall be appointed by the majority
10 vote of the mayors of those included municipalities that
11 have the greatest percentage of their respective
12 populations residing within such county board district of
13 the home county. A vice-chairperson of the commission
14 shall be appointed from the commissioners appointed
15 pursuant to this paragraph by a majority vote of these
16 commissioners.

17 (4) Upon receipt of water by any territorial
18 municipality, one commissioner from a territorial
19 municipality shall be appointed by the chairperson of the
20 county board of the home county with the advice and
21 consent of the county board.

22 (5) Upon receipt of water by a territorial
23 municipality, one commissioner from a territorial
24 municipality shall be appointed by the majority vote of
25 the mayors of those territorial municipalities.

26 (b) All commissioners shall be residents of the home

1 county or a resident of an included municipality. However,
2 commissioners appointed under paragraph (4) or (5) of
3 subsection (a) on or after the effective date of this
4 amendatory Act of the 102nd General Assembly shall be
5 residents of a territorial municipality.

6 (c) The ~~initial~~ commissioners appointed pursuant to
7 subsection (a) shall serve the following terms:

8 (1) The chairperson shall serve for a term of 6 years.

9 (2) At the first meeting of the commission held after
10 January 1, 2011, the commissioners appointed pursuant to
11 paragraph (2) of subsection (a) shall determine publicly
12 by lot one-third of their members to serve for a term of 2
13 years, one-third of their members to serve for a term of 4
14 years, and one-third of their members to serve for a term
15 of 6 years, any odd number of commissioners so determined
16 by dividing into thirds to serve 6-year terms.

17 (3) At the first meeting of the commission held after
18 January 1, 2011, the commissioners and the
19 vice-chairperson appointed pursuant to paragraph (3) of
20 subsection (a) shall determine publicly by lot one-third
21 of their members to serve for a term of 2 years, one-third
22 of their members to serve for a term of 4 years, and
23 one-third of their members to serve for a term of 6 years,
24 any odd number of commissioners so determined by dividing
25 into thirds to serve 6-year terms.

26 (4) The commissioner appointed pursuant to paragraph

1 (4) of subsection (a) shall serve an initial term of 3
2 years.

3 (5) The commissioner appointed pursuant to paragraph
4 (5) of subsection (a) shall serve an initial term of 6
5 years.

6 The successor commissioners shall serve for a term of 6
7 years or until their successors have been appointed and
8 qualified in the same manner as the original appointments.

9 (d) A commissioner shall be eligible for reappointment
10 upon the expiration of his or her term. A vacancy in the office
11 of a commissioner shall be filled for the balance of the
12 unexpired term by appointment and with the qualifications as
13 to residency in the same manner as the original appointment
14 was made.

15 (e) A commissioner may be a member of the governing board,
16 an officer, or an employee of the county or any unit of local
17 government located within the county.

18 (f) As used in this Section, "territorial municipality"
19 means a municipality entirely outside of the home county, but
20 within the territorial limits and receiving water from the
21 water commission.

22 (Source: P.A. 96-1389, eff. 7-29-10.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law."