

SB2670



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB2670

Introduced 1/10/2024, by Sen. Rachel Ventura

SYNOPSIS AS INTRODUCED:

405 ILCS 20/3a

from Ch. 91 1/2, par. 303a

Amends the Community Mental Health Act. Provides that in any county with a county executive form of government, if applicable, the county executive shall appoint the community mental health board with the advice and consent of the county board.

LRB103 36200 RLC 66292 b

A BILL FOR

1 AN ACT concerning health.

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

4 Section 5. The Community Mental Health Act is amended by
5 changing Section 3a as follows:

6 (405 ILCS 20/3a) (from Ch. 91 1/2, par. 303a)

7 Sec. 3a. Every governmental unit authorized to levy an
8 annual tax under any of the provisions of this Act shall,
9 before it may levy such tax, establish a 7 member community
10 mental health board who shall administer this Act. Such board
11 shall be appointed by the chairman of the governing body of a
12 county, the mayor of a city, the president of a village, the
13 president of an incorporated town, or the supervisor of a
14 township, as the case may be, with the advice and consent of
15 the governing body of such county, city, village, incorporated
16 town or the town board of trustees of any township, except in
17 any county with a county executive form of government, if
18 applicable, the county executive shall appoint the board with
19 the advice and consent of the county board. Members of the
20 community mental health board shall be residents of the
21 government unit and, as nearly as possible, be representative
22 of interested groups of the community such as local health
23 departments, medical societies, local comprehensive health

1 planning agencies, hospital boards, lay associations concerned
2 with mental health, developmental disabilities and substance
3 abuse, as well as the general public. Only one member shall be
4 a member of the governing body, with the term of membership on
5 the board to run concurrently with the elected term of the
6 member. The chairman of the governing body may, upon the
7 request of the community mental health board, appoint 2
8 additional members to the community mental health board. No
9 member of the community mental health board may be a full-time
10 or part-time employee of the Department of Human Services or a
11 board member, employee or any other individual receiving
12 compensation from any facility or service operating under
13 contract to the board. If a successful referendum is held
14 under Section 5 of this Act, all members of such board shall be
15 appointed within 60 days after the local election authority
16 certifies the passage of the referendum. If a community mental
17 health board has been established by a county with a
18 population of less than 500,000 and the community mental
19 health board is funded in whole or in part by a special mental
20 health sales tax described in paragraph (4) of subsection (a)
21 of Section 5-1006.5 of the Counties Code, the largest
22 municipality in the county with at least 125,000 residents may
23 appoint 2 additional members to the board. The members shall
24 be appointed by the mayor of the municipality with the advice
25 and consent of the municipality's governing body.

26 Home rule units are exempt from this Act. However, they

1 may, by ordinance, adopt the provisions of this Act, or any
2 portion thereof, that they may deem advisable.

3 The tax rate set forth in Section 4 may be levied by any
4 non-home rule unit only pursuant to the approval by the voters
5 at a referendum. Such referendum may have been held at any time
6 subsequent to the effective date of the Community Mental
7 Health Act.

8 (Source: P.A. 103-274, eff. 1-1-24; 103-565, eff. 11-17-23.)