

# HB5022



## 95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5022

by Rep. Robert Rita

### SYNOPSIS AS INTRODUCED:

50 ILCS 610/1

from Ch. 21, par. 13

Amends the Public Graveyards Act. Provides that the compensation of a public graveyard trustee may not exceed \$1,000 (now, \$500) per year. Effective immediately.

LRB095 15318 HLH 41306 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Public Graveyards Act is amended by changing  
5 Section 1 as follows:

6 (50 ILCS 610/1) (from Ch. 21, par. 13)

7 Sec. 1. (a) Public graveyards in this State, not under the  
8 control of any corporation sole, organization or society, and  
9 located within the limits of townships or counties not under  
10 township organization, shall and may be controlled or vacated  
11 by the corporate authorities of such township or county in such  
12 manner as such authorities may deem proper, and in the case of  
13 townships, such control may be vested in 3 trustees. If a  
14 township board has vested control of a public graveyard in 3  
15 trustees in accordance with this Section, it may, by  
16 resolution, divest the trustees of control of the public  
17 graveyard and assume control of the public graveyard.

18 (b) Vacancies created by the expiration occurring at any  
19 time after the effective date of the amendatory Act of the  
20 Seventy-eighth General Assembly and after this amendatory Act  
21 of the 83rd General Assembly of the terms of cemetery trustees  
22 of a township (except a township coterminous with a  
23 municipality) or of a county not under township organization

1 elected under this Act shall be filled only by appointment.  
2 Such appointment shall be made by the county board of any  
3 county not under township organization or by the Township Board  
4 of Trustees in counties under township organization, as the  
5 case may be, for a term of 6 years. Until the effective date of  
6 this amendatory Act of 1983, in a township coterminous with a  
7 municipality, cemetery trustees shall continue to be elected by  
8 ballot, with one trustee elected in each odd-numbered year, in  
9 accordance with the provisions of the general election law, for  
10 a term of 6 years and until their respective successors are  
11 elected and qualified. After the effective date of this  
12 amendatory Act of 1983, in a township coterminous with a  
13 municipality, cemetery trustees shall be appointed by the  
14 governing authority of the municipality with one trustee  
15 appointed in each odd-numbered year for a term of 6 years and  
16 until his or her respective successors are appointed and  
17 qualified.

18 Such trustees may be paid such compensation, not to exceed  
19 \$1,000 ~~\$500~~ per year, as may be fixed by the Township Board of  
20 Trustees.

21 (c) Not more than one of the trustees shall be from any one  
22 city or village or incorporated town or section of land within  
23 such township unless such city, village, incorporated town or  
24 section of land shall have more than 50% of the population of  
25 the township according to the last preceding Federal census in  
26 which are included 2 or more cities, villages, incorporated

1 towns or sections of land.

2 (Source: P.A. 94-24, eff. 6-14-05.)

3 Section 99. Effective date. This Act takes effect upon  
4 becoming law.