



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

HC0052

Introduced , by Rep. Jim Durkin

SYNOPSIS AS INTRODUCED:

ILCON Art. VII, Sec. 13 new

Proposes to amend the Local Government Article of the Illinois Constitution. Requires the State to reimburse units of local government for increased expenses resulting from activities mandated by the General Assembly or State executive action. Exempts mandates requested by a local government or predating the effective date. Makes unfunded mandates unenforceable unless passed by three-fifths of the members elected to each house of the General Assembly and specifically characterized as non-reimbursable. Effective upon being declared adopted.

LRB096 17496 RCE 32852 e

1 HOUSE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT

3 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
4 NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
5 SENATE CONCURRING HEREIN, That there shall be submitted to the
6 electors of the State for adoption or rejection at the general
7 election next occurring at least 6 months after the adoption of
8 this resolution a proposition to add Section 13 to Article VII
9 of the Illinois Constitution as follows:

10 ARTICLE VII
11 LOCAL GOVERNMENT

12 (ILCON Art. VII, Sec. 13 new)

13 SECTION 13. UNFUNDED MANDATES

14 (a) If the General Assembly or any State executive action
15 requires a unit of local government to establish, expand, or
16 modify its activities in such a way as to necessitate
17 additional expenditures of revenue by the unit of local
18 government, then the State must provide funds to reimburse the
19 unit of local government for the costs necessary to carry out
20 the mandated requirement, except that the General Assembly may,
21 but need not, provide funds for the following mandates:

22 (1) legislatively mandated requirements requested by
23 the unit of local government affected; and

