

SB0186



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB0186

Introduced 2/3/2009, by Sen. Kimberly A. Lightford

SYNOPSIS AS INTRODUCED:

55 ILCS 5/5-1106
30 ILCS 805/8.33 new

from Ch. 34, par. 5-1106

Amends the Counties Code. With respect to a county having a population of 2,000,000 or more inhabitants, provides that the county board has the duty to provide for the regional superintendent of schools a suitable office with necessary furniture and office supplies. Denies home rule powers. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB096 02835 NHT 12848 b

FISCAL NOTE ACT
MAY APPLY

HOME RULE NOTE
ACT MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The Counties Code is amended by changing Section
5 5-1106 as follows:

6 (55 ILCS 5/5-1106) (from Ch. 34, par. 5-1106)

7 Sec. 5-1106. County offices, equipment and expenditures.
8 It shall be the duty of the county board of each county:

9 First--To erect or otherwise provide when necessary, and
10 the finances of the county will justify it, and keep in repair,
11 a suitable court house, jail and other necessary county
12 buildings, and to provide proper rooms and offices for the
13 accommodation of the county board, State's attorney, county
14 clerk, county treasurer, recorder and sheriff, and to provide
15 suitable furniture therefor. But in counties not under township
16 organization, no appropriations shall be made for the erection
17 of public buildings, without first submitting the proposition
18 to a vote of the people of the county, and the vote shall be
19 submitted in the same manner and under the same restrictions as
20 provided for in like cases in Section 5-2001; and the votes
21 therefor shall be "For taxation," specifying the object, and
22 those against shall be "Against taxation," specifying the
23 object.

1 Second--To provide and keep in repair, when the finances of
2 the county permit, suitable fireproof safes or offices for the
3 county clerk, State's attorney, county treasurer, recorder and
4 sheriff.

5 Third--To provide reasonable and necessary expenses for
6 the use of the county board, county clerk, county treasurer,
7 recorder, sheriff, coroner, State's attorney, superintendent
8 of schools, judges and clerks of courts, and supervisor of
9 assessment.

10 Fourth--To cause to be published at the close of each
11 annual, regular or special meeting of the board, a brief
12 statement of the proceedings thereof in one or more newspapers
13 published in the county, in which shall be set forth the name
14 of every individual who shall have had any account audited and
15 allowed by the board and the amount of such claim as allowed,
16 and the amount claimed, and also their proceedings upon the
17 equalization of the assessment roll: Provided, that no
18 publication in a newspaper shall be required unless the same
19 can be done without unreasonable expense.

20 Fifth--To make out at its meeting in September, annually, a
21 full and accurate statement of the receipts and expenditures of
22 the preceding year, which statement shall contain a full and
23 correct description of each item, from whom and on what account
24 received, to whom paid, and on what account expended, together
25 with an accurate statement of the finances of the county at the
26 end of the fiscal year, including all debts and liabilities of

1 every description, and the assets and other means to discharge
2 the same; and within 30 days thereafter to cause the same to be
3 posted up at the court house door, and at 2 other places in the
4 county, and published for one week in some newspaper therein,
5 if there is one, and the same can be done without unreasonable
6 expense.

7 Sixth--To provide proper rooms and offices, and for the
8 repair thereof, for the accommodation of the circuit court of
9 the county and for the clerks for such court, and to provide
10 suitable furnishings for such rooms and offices, and to furnish
11 fire proof safes, and the repair thereof, for the offices of
12 the clerks of the circuit court of the county. The court rooms
13 and furnishings thereof shall meet with reasonable minimum
14 standards prescribed by the Supreme Court of Illinois. Such
15 standards shall be substantially the same as those generally
16 accepted in court rooms as to general furnishings, arrangement
17 of bench, tables and chairs, cleanliness, convenience to
18 litigants, decorations, lighting and other such matters
19 relating to the physical appearance of the court room.

20 Seventh--With respect to a county having a population of
21 2,000,000 or more inhabitants only, to provide for the regional
22 superintendent of schools a suitable office with necessary
23 furniture and office supplies. This paragraph is a denial and
24 limitation of home rule powers and functions under subsection
25 (g) of Section 6 of Article VII of the Illinois Constitution.

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

1 Section 90. The State Mandates Act is amended by adding
2 Section 8.33 as follows:

3 (30 ILCS 805/8.33 new)

4 Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8
5 of this Act, no reimbursement by the State is required for the
6 implementation of any mandate created by this amendatory Act of
7 the 96th General Assembly.

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.