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- 1 AN ACT in relation to municipal appropriations.
- 2 Be it enacted by the People of the State of Illinois,
- 3 represented in the General Assembly:
- 4 Section 5. The Illinois Municipal Code is amended by
- 5 changing Section 8-2-9 as follows:
- 6 (65 ILCS 5/8-2-9) (from Ch. 24, par. 8-2-9)
- 7 Sec. 8-2-9. <u>Municipalities with populations under</u>
- 8 <u>500,000.</u> In municipalities with <u>fewer</u> less than 500,000
- 9 inhabitants, the corporate authorities shall pass an
- 10 ordinance within the first quarter of each fiscal year, to be
- 11 termed the annual appropriation ordinance. In this ordinance,
- 12 the corporate authorities (i) may appropriate sums of money
- 13 deemed necessary to defray all necessary expenses and
- 14 liabilities of the municipalities, including the amounts to
- 15 be deposited in the reserves provided for in the Illinois
- Pension Code and (ii) shall specify the objects and purposes
- 17 for which these appropriations are made and the amount
- 18 appropriated for each object or purpose. Among the objects

the Illinois Pension Code. Except as otherwise provided,

and purposes specified shall be the reserves provided for in

- 21 further appropriations shall be made at any other time within
- 22 the same fiscal year, unless a proposition to make each
- 23 additional appropriation has been first sanctioned by a
- 24 petition signed by electors of the municipality numbering
- 25 more than 50% of the number of votes cast for the candidates
- 26 for mayor or president at the last preceding general
- 27 municipal election at which a mayor or president was elected,
- 28 by a petition signed by them, or by a majority of those
- 29 voting on the question at a regular election or at an
- 30 emergency referendum authorized in accordance with the
- 31 general election law. The corporate authorities may by

1 ordinance initiate the submission of the proposition. During 2 any fiscal year, the corporate authorities in municipalities 3 subject to this Section may adopt a supplemental 4 appropriation ordinance in an amount not in excess of the 5 any additional revenue available to aggregate of the б municipality, or estimated to be received by the municipality 7 after the adoption of the annual appropriation ordinance 8 that fiscal year, or from fund balances available when the 9 annual appropriation ordinance was adopted but that were appropriated at that time. The provisions of this Section 10 11 prohibiting further appropriations without sanction by election shall not be applicable to 12 petition or the fiscal supplemental appropriation for that 13 year. The corporate authorities at any time, however, by a two-thirds 14 15 vote of all the members of the body, may make transfers 16 within--any--department--or--other--separate--agency--of--the municipal--government of sums of money appropriated for one 17 18 corporate object or purpose to another corporate object 19 purpose, but no appropriation for any object or purpose shall thereby be reduced below an amount sufficient to cover all 20 21 obligations incurred or to be incurred against the appropriation. Nothing in this Section shall deprive the 22 23 corporate authorities of the power to provide for and cause to be paid from the funds of the municipality any charge 24 25 imposed by law without the action of the corporate authorities, the payment of which is ordered by a court of 26 competent jurisdiction. 27 28

At least 10 days before the adoption of the annual 29 appropriation ordinance, the corporate authorities of 30 municipalities over 2,000 in population shall make the proposed appropriation ordinance or a formally prepared 31 32 appropriation or budget document upon which the annual appropriation ordinance will be based conveniently available 33 to public inspection. In addition, the corporate authorities 34

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the ordinance.

1 shall hold at least one public hearing on that proposed 2 appropriation ordinance. Notice of this hearing shall be given by publication in one or more newspapers published in 3 4 the municipality or, if there is none published in the 5 municipality, in a newspaper published in the county and б having general circulation in the municipality at least 10 7 days before the time of the public hearing. The notice shall 8 state the time and place of the hearing and the place where 9 copies of the proposed appropriation ordinance or formally prepared appropriation or budget document will be accessible 10 11 for examination. The annual appropriation ordinance may be

hearing is held or at any time after that public hearing.

After the public hearing and before final action is taken

on the appropriation ordinance, the corporate authorities may

revise, alter, increase, or decrease the items contained in

passed adopted at the same meeting at which the public

Notwithstanding any above provision of this Section, any municipality in which Article 5 becomes effective after the annual appropriation ordinance has been passed for the current fiscal year may amend the appropriation ordinance in any manner necessary to make Article 5 fully operative in that municipality for that fiscal year. No amendment shall be construed, however, to affect any tax levy made on the basis of the original appropriation ordinance.

This Section does not apply to municipalities operating under special charters.

28 (Source: P.A. 86-1470; 87-365.)