

**COUNTY OF KENDALL, ILLINOIS
JUDICIAL LEGISLATIVE COMMITTEE**

Wednesday, May 25, 2016 - 3:00 p.m.

Kendall County Courthouse

Jury Assembly Room

807 West John Street; Yorkville, IL 60560



AGENDA

- 1. Roll Call and Determination of a Quorum:** Bob Davidson, Judy Gilmour, Dan Koukol, Matthew Prochaska, John Purcell
- 2. Approval of Agenda**
- 3. Approval of March 23, 2016 Meeting Minutes**
- 4. Status Reports**
 - ❖ Circuit Clerk
 - ❖ Courthouse
 - ❖ Court Services
 - ❖ Public Defender
 - ❖ Sheriff's Office/Court Security
 - ❖ State's Attorney
- 5. Legislative Report and Update**
 - *Review 2016 Legislative Program for Cook and Collar Counties*
- 6. Old Business**
- 7. New Business**
 - *Resolution requesting that the Illinois Department of Transportation remove the stop sign at IL-126 and Old Ridge Road*
 - *Resolution Opposing HB5619*
 - *Resolution Opposing SB386*
 - *Local Debt Recovery Program Intergovernmental Agreement*
 - *UCCI Statewide Salary Report*
- 8. Action Items for County Board**
- 9. Public Comment**
- 10. Executive Session**
- 11. Adjournment**

**COUNTY OF KENDALL ILLINOIS
JUDICIAL LEGISLATIVE COMMITTEE
Courthouse Jury Assembly Room
807 W. John Street, Yorkville IL**

**Wednesday, March 23, 2016
Meeting Minutes**

Call to Order

The Judicial Legislative Committee was called to order by Committee Chair Matthew Prochaska at 3:00p.m.

Roll Call

Committee Members Present: John Purcell – yes, Bob Davidson - yes, Judy Gilmour - here, Matthew Prochaska – here

Committee Members Absent: Dan Koukol

Others Present: David Berault, Vicki Chuffo, Robyn Ingemunson, Geoff Livengood, Judge Tim McCann, Judge Robert Pilmer

Approval of Agenda – Member Davidson made a motion to approve the agenda, second by Member Gilmour. **With all in agreement, the motion carried.**

Approval of Minutes – Member Davidson made a motion to approve the February 24, 2016 minutes, second by Member Purcell. **Minutes approved with all in agreement.**

Status Reports

Circuit Clerk – See new business item

Courthouse – Judge McCann reported that the Civil Process Unit of the Sheriff's Office has outgrown the area they moved into last year. Judge McCann said the Civil Process Unit will be moving into the former Jury Assembly room. Judge McCann said the move will require minimal work to make it move-in ready, and Facilities Management will take care of those things, and will move cubicles from the Sheriff's Office into that room. Judge McCann anticipates they will move into the new space in a few weeks.

Sheriff's Office/Court Security – No report

Court Services/Probation – Geoff Livengood distributed the monthly reports to the committee and reported that there are 23 clients currently on the GPS system (18 adults, 5 juveniles), and there are 4 victims that currently are utilizing the stalker alert system. Mr. Livengood said the numbers are fairly high for juveniles and JJC.

Public Defender – Vicki Chuffo distributed her monthly report to the committee.

State's Attorney – No report

Legislative Report and Update – No report

Old Business - None

New Business

- ❖ *Discussion on Circuit Clerk Fee Schedule* – Robyn Ingemunson stated that she has been busy conducting a case study on approximately fifty filing fees in comparison with 15 other counties including the counties of LaSalle, Winnebago, McHenry, Sangamon, McLean, DeKalb, Macon, St. Clair, LaSalle, Kankakee, Champaign, Peoria, Tazewell, Rock Island and Madison.

Ms. Ingemunson said Kendall County is one of the counties that rank the lowest in fees, compared to other counties. Ms. Ingemunson will send the study findings electronically to the committee when it is completed.

- ❖ *Approval of Aurora Election Commission Resolution* – Member Prochaska said that this item was brought to this committee at the request of Member Gryder. Member Prochaska stated that if the City of Aurora no longer has an election commission that Kendall County would then be responsible for the administration of those three precincts. County Clerk Debbie Gillette informed Member Prochaska that her office would easily be able to absorb those three precincts into Kendall County.

Motion made by Member Davidson, second by Member Gilmour to forward the item to the County Board for approval. **With four members in attendance voting aye, the motion carried.**

Items for COW – None

Actions Items for County Board

- *Approval of Aurora Election Commission Resolution*

Public Comments - None

Executive Session – None

Adjournment – A motion was made by Member Gilmour, second by Member Purcell to adjourn the Judicial Legislative Committee at 3:27p.m. **With all in agreement, the meeting adjourned.**

Respectfully Submitted,

Valarie McClain
Administrative Assistant/Recording Clerk

To: Kendall County Board * Judicial/Legislative Committee
From: Tina J. Varney, Director * Kendall County Court Services
Date: May 25, 2016
Re: Juvenile Detention and Board & Care Monthly Report * Costs Incurred

Juvenile Detention - FY2016

Kendall County Court Services FY2016 Summary - Juvenile Detention					Same Time FY2015	Same Time FY2014	Same Time FY2013	Same Time FY2012	Same Time FY2011
Month	Total New Admissions	Total Holdovers*	Total Days	Total Cost Incurred					
12/2015	10	4	142	\$15,620.00	\$3,000.00	\$3,400.00	\$5,500.00	\$3,870.00	\$8,010.00
01/2016	9	5	138	\$15,180.00	8,400.00	7,600.00	6,500.00	6,480.00	7,380.00
02/2016	4	6	101	\$11,110.00	4,100.00	9,400.00	8,010.00	11,720.00	4,140.00
03/2016	0	1	31	\$3,410.00	2,300.00	4,300.00	13,300.00	11,970.00	6,480.00
04/2016	4	1	54	\$5,940.00	2,400.00	3,000.00	9,200.00	5,850.00	4,680.00
05/2016					7,800.00	11,510.00	3,500.00	7,830.00	4,320.00
06/2016					5,500.00	13,600.00	6,800.00	4,050.00	6,570.00
07/2016					8,400.00	8,700.00	9,500.00	5,580.00	7,110.00
08/2016					7,400.00	6,300.00	16,730.00	7,290.00	9,810.00
09/2016					16,000.00	11,200.00	10,700.00	6,930.00	17,950.00
10/2016					15,440.00	5,600.00	10,300.00	5,940.00	18,430.00
11/2016					15,100.00	1,400.00	3,700.00	8,010.00	9,900.00
TOTAL	27		466	\$51,260.00	\$95,840.00	\$86,010.00	\$103,740.00	\$85,520.00	\$104,780.00

*Holdover=A minor detained on the last day of the previous month carried over to the first day of the current month.

Kendall County Fiscal Year 2016 (Juvenile Detention):

Amount Budgeted: \$ 90,000.00
 Amount Expended: 60,420.00 (as of 04/30/2016)
 Amount Remaining: \$ 29,580.00

Juvenile Board & Care - FY2016

	Number of Minors Placed	Days Paid	Total Monthly Cost Incurred	Total Cost Incurred
12/2015	1	31	\$5,193.12	\$5,193.12
01/2016	1	1	184.04	\$5,377.16
02/2016	0	0	0.00	\$5,377.16
03/2016	0	0	0.00	\$5,377.16
04/2016	0*	0	0.00	\$5,377.16
05/2016				
06/2016				
07/2016				
08/2016				
09/2016				
10/2016				
11/2016				
TOTAL				

Kendall County Fiscal Year 2016 (Juvenile Board & Care):

Amount Budgeted: \$ 90,000.00
 Amount Expended: 10,402.76 (as of 04/30/2016)
 Amount Remaining: \$79,597.24

*There is a court order for placement of 1 minor, but Court Services is awaiting notification of bed availability. This placement will be in excess of \$300/day.

TO: Legislative/Judicial Committee Members

FROM: Victoria Chuffo, Public Defender; Monthly Report 

NUMBER OF CASES ASSIGNED TO EACH PUBLIC DEFENDER
AS OF MAY 25, 2016

VICTORIA CHUFFO, Public Defender

- 82 cases / last month 81 cases - Felony cases

COURTNEY TRANSIER, First Asst. Public Defender

- 107 cases / last month 94 cases - Felony cases

MICHAEL MONTGOMERY, Asst. Public Defender

- 284 cases / last month 303 cases - Felony/ Juvenile cases

REID SEAGREN, Asst. Public Defender

- 253 cases/ last month 219 cases - Misdemeanor/Traffic cases

CHRISTOPHER WARMBOLD, Asst. Public Defender

- 213 cases / last month 223 cases -
Misdemeanor/Traffic/Juvenile Cases

My office has been appointed a total of 195 new cases between April 27, 2016 and May 25, 2016. The Kendall County Public Defender's Office currently has 939 open cases as of today's date; May 25, 2016. The Public Defender appointments for felonies and driving under the influence cases have increased since last month.

COOK AND COLLAR COUNTIES 2016 LEGISLATIVE PROGRAM



LEGISLATIVE TENANTS

- 1 Support legislation granting additional permissive authorities for counties.
- 2 Support legislation allowing counties to expand non-property tax revenue sources.
- 3 Oppose unfunded mandates imposed by the State government.
- 4 Oppose legislation that would reduce the existing authority of County government.
- 5 Oppose proposals that erode existing revenue.
- 6 Oppose proposals that seek to merge underfunded pension systems with fully-funded pension systems.

The counties of Cook, DuPage, Kane, Kendall, Lake, McHenry, and Will together comprise most of Illinois' population. While each county is unique, there are a variety of challenges and opportunities that are of interest across jurisdictional boundaries. As such, the Cook Board President and Collar County Board Chairs have collaborated in preparing this 2016 Legislative Program.

LEGISLATIVE INITIATIVES

INMATE WELFARE FUND

Under Illinois Administrative Code, each jail may establish and maintain a commissary system to provide detainees with items or access to service approved by the Sheriff. The code further stipulates that net profits from the commissary system shall be used for education, recreation or other purposes within the jail for the benefit of detainees as deemed appropriate by the Sheriff. Profits may also be used for record keeping expenses of the commissary. Currently, County Sheriff Departments maintain inmate welfare funds as set out under this administrative code. However, the language of the code does not clearly delineate what is appropriate use of inmate welfare funds for detainees, making it difficult to interpret "other purposes". A clarification of the code to permit use of inmate welfare funds for the basic healthcare of detainees would help offset increasing medical costs and also ensure that counties abide by the language of the administrative code.

JUROR FEE TRAILER BILL

Under Public Act 98-1132, which became effective June 1, 2015, juror fees have been set at \$25.00 for the first day of duty and \$50.00 for every day after. This mandate has had an immense financial impact on court systems throughout the state. In May 2015, Senate Floor Amendment No. 3 was filed to House Bill 2641. The amendment modifies Public Act 98-1132 so that counties shall provide (currently, pay) to grand and petit jurors to \$20.00 for the first and second days (currently, \$25.00) and \$32.00 for every day thereafter (currently, \$50.00). It also provides that these fees may include an offset for travel, meal and other expenses otherwise incurred by jurors associated with jury service, except for day care, as determined by the county board. The result of this amendment would assist in offsetting the increased costs created by Public Act 98-1132.

Position – Support House Bill 4473

ELECTRONICS RECYCLING FUND

The Electronics Product Recycling and Reuse Act requires manufacturers to fully fund the recycling of residential electronics (that are banned from landfills), based on a mandated goal of 50 percent of the weight of current retail sales of electronics. As the weight of electronics sold continues to decrease, the statutory goal is reached earlier each year, thus reducing the number of recyclers/companies that are willing to collect electronics free-of-charge. Units of local governments across the State that previously hosted free electronics collection events have lost programs due to the inability to identify a zero-cost recycler (because of the low manufacturer goals). This unfortunately has left residents with fewer alternatives to dispose of unwanted electronics. It is imperative that legislation which seeks to address this issue follows the proposed improvements as laid out by The Illinois Product Stewardship Council. The proposal focuses on establishing an IEPA-supported plan to create a statewide electronics producer responsibility organization to coordinate manufacturer compliance with the law. The focus should ensure plans are laid out to create a statewide electronics recycling convenience standard for all residents and to ultimately prevent the cost burden of providing services from being placed on Local Governments and citizens.

PUBLICATIONS LEGISLATION

One of the items addressed and unanimously supported in Lieutenant Governor Sanguinetti's Task Force on Local Government Consolidation and Unfunded Mandates was a call for modernization of newspaper public notice mandates. Publishing public notices in newspapers is becoming increasingly expensive, and local governments who post public notices on their websites should be exempt from also publishing in newspapers. One of the main arguments the Task Force's report cites is data which shows that home access to internet is growing, now at 74 percent, while newspaper subscriptions are decreasing, at 37 percent. Changing this law would save taxpayer dollars as well as increase transparency and accountability by addressing citizens' rapidly-changing preferences for consuming information.

Position – Support House Bill 6092, House Bill 6098 and Senate Bill 3181

LOCAL GOVERNMENT CONSOLIDATION AUTHORITY

Another proposal from the Task Force on Local Government Consolidation and Unfunded Mandates was to expand DuPage County's pilot consolidation and dissolving powers to all 102 counties. In cases where there are "paper" districts that provide duplicative and in some cases completely contracted services, it is sensible to allow County Boards the authority to dissolve those units of government and consolidate. In most cases, these

districts' members are solely appointed by their respective County Boards. This expansion would create greater efficiency by allowing counties to consolidate without requiring special legislation. In DuPage County, these efforts have shown to be effective and have saved taxpayer dollars while increasing transparency and accountability of local government.

Position – Support House Bill 4501, House Bill 4979 and Senate Bill 2463

HIGHER YIELD SECURITIES

In these uncertain economic times and the forthcoming property tax freeze, local governments need to find new ways to raise revenues without burdening tax payers. House Bill 2636 with Senate Amendment 1 amends the Public Funds Investment Act and provides that any public agency may invest any public funds in obligations (currently, short term obligations) of corporations organized in the United States with assets exceeding \$500,000,000 if such obligations mature not later than three years (currently, 270 days) from the date of purchase. This investment flexibility would provide local governments a potential new source of revenue without increasing taxes for citizens.

Position – Support House Bill 2636 with Senate Amendment 1

CONTINUING APPROPRIATIONS FOR FUNDS DEDICATED TO LOCAL GOVERNMENTS

The 2015 State Budget impasse caused significant fiscal and operational impacts to local governments that did not receive or were delayed in State payments on Local Government Distributive Funds and other dedicated funds. Legislation exists to ensure that State Motor Fuel Tax funds are continuously appropriated, however, such legislation does not exist for dedicated local funds. In order to avoid these delays in the future, legislation must be created to continuously appropriate all dedicated funds to Local Governments. **Position – Support House Bill 5528**

REINSTATING THE COMPREHENSIVE REGIONAL PLANNING FUND (CRPF)

HB6286 and SB2966 would reinstate the CRPF at \$5 million annually to support Metropolitan Planning Organizations' (MPOs) comprehensive planning activity statewide. The bills would index the CRPF to inflation and ensure that MPOs receive the CRPF and corresponding federal planning dollars through a continuing appropriation. CRPF funds will be distributed among northeastern Illinois, downstate MPOs, and Rural Planning agencies.

In northeastern Illinois, the CRPF funding would allow the Chicago Metropolitan Agency for Planning (CMAP) to engage in truly comprehensive planning activities, helping hundreds of communities with challenges that include housing, regional economic growth, water resource management, community development, and environmental health. Additionally, the fund will support communities throughout the state. Downstate MPOs address a number of issues such as housing, economic development, open space, the environment, and natural resources. Rural planning supports farmland, historic buildings, thriving downtowns, rural roads, and other natural features that should be planned for to preserve their character. **Position – Support House Bill 6286 and Senate Bill 2966**



Counties *at the* Capitol

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May 9, 2016



Resolution to protect road fund passed

Voters in November will be given the opportunity to decide if funding for the state's roads should be off limits to other agencies or programs, due to a proposed state constitutional amendment approved by the General Assembly on May 5 known as the "Transportation Fund Lock Box."

Intended to end Road Fund diversions, HJRCA 36 states that any revenue collected from transportation-related activities (registration fees, gas taxes, and mass transit fees) is only spendable on road construction, maintenance, and other related transportation expenses. It also would prevent a governor from sweeping the funds and allocating them for other use.

Since 2003, nearly \$7 billion has been swept out of the Road Fund and diverted elsewhere – money that was intended to repair Illinois' roads and bridges. According to an audit completed in May 2013, less than half of Road Fund expenditures went toward road construction costs in 2011 and 2012.

April 22 marked the deadline for moving bills out of their chamber of origin. The House has now begun to consider Senate bills, and the Senate is considering House bills. May 13 is the deadline for moving substantive bills out of committee in both the House and the Senate. This report features active bills of relevance to county government. It is not all inclusive. If you have questions regarding any legislation, please contact our office at 217-528-5331.

House Bills in the Senate

HB 1380 (Phelps) Manar
PUBLIC LABOR RELATIONS ACT
Status: Senate Labor Committee
Position: OPPOSE

Unless mutually agreed otherwise, any party to a collective bargaining agreement who fails to timely comply with an arbitration award or who, after timely demand, fails to submit a grievance dispute concerning the administration or interpretation of an agreement to arbitration shall pay to the prevailing party all reasonable costs of the proceeding in the trial and reviewing courts, including attorneys' fees.

HB 3121 (Demmer) Hastings
ROTA – DISCLOSE COUNTIES
Status: Senate Assignments
Position: SUPPORT
Amends the Retailers' Occupation Tax Act. Provides that certain information that may be disclosed to municipalities may also be disclosed to counties.

HB 3760 (Franks) Bliss
TAX INCENTIVE DISCLOSURE ACT
Status: Senate Revenue Committee
Each unit of local government shall report the annual value of any tax incentive granted by the local government as community investment revenue on its annual financial report. Requires DCEO to report annually the total value of all tax credits awarded by the Department.

HB 4379 (McSweeney) T. Cullerton
LOCAL GOVT. TRAVEL EXPENSES
Status: Senate 2nd Reading
Creates the Local Government Travel Expense Control Act. Provides that school districts, community college districts and non-home rule units of local government shall, by resolution or ordinance, regulate travel, meal, and lodging expenses of officers and employees. Expenses exceeding the maximum allowable, and any expenses for members of the governing board, may only be approved by roll call vote at an open meeting of the board.

Legislation mandating PTELL on hold

A property tax freeze measure sponsored by Rep. Jack Franks (D-Woodstock) remains alive, but on hold. House Bill 696 which passed the House on April 21 has been assigned to the Senate Subcommittee on Special Issues. Some lawmakers have viewed the measure as flawed due to the bill's language beginning in levy year 2015 and the permanency of the measure. House Bill 696 would immediately freeze property taxes for all non-home-rule units of government and reset the PTELL extension limitation annual escalator from today's level of 5% or the Consumer Price Index (CPI) to 0%.



Task force against health care fraud organizes

The task force, created in April 2016 by executive order, has been asked to look into possible fraud, waste, and abuse in state-administered health care programs. Illinois taxpayers pay \$19 billion a year to administer and pass through payments on state-run health care programs. Most of this money is paid directly by state taxpayers to Illinois, and a large subset is paid through federal taxes paid by Illinoisans to Washington, D.C.-based programs in which both Illinois and the federal government collaborate and provide funds.

Gov. Rauner has asked the task force to review the best practices currently used by the private sector to examine and control soaring health care costs. Other states' efforts to reduce Medicaid fraud and other forms of public sector health care abuse are also to be looked at. The task force will work with data managers skilled at "big data" analytics to uncover statistical patterns indicative of non-optimal health care billing and spending.

The task force, to be chaired by Executive Inspector General Maggie Hickey, has been asked to write a report that will: (a) make recommendations for policy changes the State needs to look at, and (b) refer specific cases of wrongful reimbursements to authorities to seek recovery on behalf of Illinois taxpayers.

HB 4501 (Yingling) T. Cullerton LOCAL GOVERNMENT REDUCTION Status: Senate Local Govt. Committee Position: **SUPPORT**

Provides that the Local Government Reduction and Efficiency Division of the Counties Code applies to all counties (currently, only DuPage County). Under this legislation, any County Board may propose to dissolve any unit of government located entirely within the county, to which the county board chairman or county executive directly appoints a majority of its governing board with the advice and consent of the county board, but shall not include a fire protection district that directly employs any regular full-time employees or a special district organized under the Water Commission Act of 1985.

HB 4603 (Bennett) Barlickman PUBLIC DEFENDER REPORT Status: Senate 2nd Reading Gives public defenders in smaller counties the option of making a report to the county board quarterly instead of every month. **NOTE:** The bill is permissive, giving each county board the flexibility to decide whether or not to require these reports monthly or quarterly.

HB 4630 (Ives) Connelly OPEN MEETING – CLOSED SESSION Status: Senate 2nd Reading Requires any and all available minutes and verbatim recordings of meetings closed to the public prior to a newly elected official's term in a public body shall be available to that official for review, regardless of confidential status.

HB 4715 (Bryant) Radogno FOIA – PENALTY INCREASE Status: Senate Executive Committee Position: **OPPOSE** Provides that if the court determines a public body willfully and intentionally failed to comply with the Act, or otherwise acted in bad faith, the court shall impose upon the public body a civil penalty of not less than \$2,500 nor more than \$10,000 (instead of \$5,000) for each occurrence. If the public body fails to comply with the court's order after 30 days, the court may impose an additional penalty of up to \$1,000 for each day the violation continues, if the order is not on appeal or stayed.

HB 5003 (Winger) Link VETERANS COURTS MANDATE Status: Senate Criminal Law Comm. Provides that the Chief Judge of each judicial circuit shall (rather than may) establish a Veterans and Service-members Court program including a format under which it operates under the Act. Effective January 1, 2018.

HB 5522 (Ives) Sandoval OPEN MEETINGS – POST RECORDS Status: Senate Assignments Position: **OPPOSE** Mandates all local governments maintain an Internet website and post certain information to that site. Any citizen who is a resident of the local government may bring a mandamus or injunction action to compel the local government to comply with the Internet posting requirements. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

HB 5619 (Gabel) Trotter JUVENILE COURT HEARING Status: Senate Criminal Law Comm. Position: **OPPOSE** Provides that an alleged juvenile delinquent must be brought before a judicial officer within 24 hours to determine further custody, and an initial hearing shall be no later than the following morning when the juvenile arrived in placement, including weekends and holidays.

HB 5683 (Breen) Nybo OPEN MEETINGS – CIVIL ACTION Status: Senate Executive Comm. Where the provisions of this Act are not complied with any person may bring a civil action in the circuit court within 60 days of the decision by the Attorney General to resolve a request for review by a means other than the issuance of a binding opinion, if the person timely files a request for review with the Public Access Counselor.

HB 6261 (Sandack) Connelly BOARD OF HEALTH POWERS Status: Senate Public Health Comm. Provides that a county board of health to enter into contracts with other entities to provide public health services outside of a board of health's own jurisdiction.

Senate Bills in the House

SB 2227 (Holmes) Kifowit STATE MANDATES REPORTS

Status: House Cities & Villages Com.

Position: **SUPPORT**

Requires DCEO to submit a bi-yearly report on mandates enacted in the previous two years, beginning in 2019. Also requires the Department to review and report on all effective mandates every 10 years, beginning in 2017.

SB 2270 (Stadelman) Gordon-Booth LOCAL GOVERNMENT AUDITORS

Status: House Counties & Townships Committee

Position: **OPPOSE**

Provides that units of local government shall limit contracts with auditors to 5 years and shall competitively bid auditor contracts or appointments. Local governments may not contract with or appoint an auditor or auditing firm who has done any audit of the local government in the previous 5 fiscal years unless an auditing firm practices audit partner rotation.

SB 2435 (Koehler) Gordon-Booth ABANDONED-IRREGULAR PARCELS

Status: House Judiciary Committee

Position: **SUPPORT**

Provides that a county may transfer an irregular public parcel at no cost to adjoining property owners after receiving no bids after a public auction or no offers after adopting a resolution to sell the irregular public parcel.

SB 2612 (Koehler) Demmer WIND FARM ASSESSMENTS

Status: Property Tax Subcommittee

Position: **SUPPORT**

Extends assessment provisions that apply to wind energy devices through year 2021 (currently 2016).

SB 2767 (Jones) Mitchell COUNTIES CODE – ORDINANCES

Status: Counties & Townships Comm.

Position: **SUPPORT**

Provides that section concerning the enforcement of judgments also applies to any tax or fee, or part of any tax or fee, unpaid after an administrative hearing are also a debt due and owing to the county (currently, only fines, other sanctions, or costs imposed in the administrative hearing).

Sen. Harmon advances measure to bring broadband to rural Illinois

Communities in rural Illinois would face one less obstacle in acquiring broadband internet access under a measure that Senator Don Harmon (D-Oak Park) advanced last week in the General Assembly.

Senate Bill 2237, which passed the Senate and now goes to the House for consideration, would allow broadband internet providers to use existing highway right-of-ways for laying fiber optic cable. These are the same right-of-ways that water and sewer utilities use for laying pipe. The property is not productive farmland, suitable for building or used for any purpose other than roadways, nor is it subjected to property taxes. Currently, individuals who own the land under these highways can choose to delay fiber optic projects indefinitely by refusing to grant access to the broadband providers.

Harmon said the legislation prompted a broad conversation between two competing interests in Illinois: the rights of property owners and the desire to see that all of Illinois is able to access broadband technology in the 21st century. The legislation applies only to existing easements with roads on them. Under the proposal, broadband companies would have to pay for repairs for any damage they do to drainage tiles in the right of way while installing cable.



Dynegy announces preliminary shut-down plans in downstate Illinois

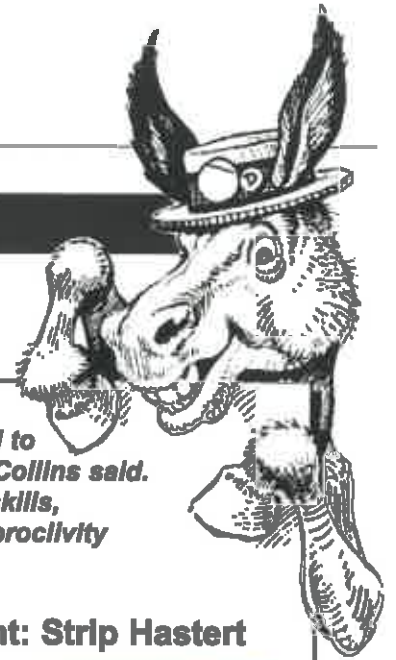
The Houston-based electric holding company announced plans last week to shut down between 1,800 and 2,300 megawatts of coal-fired generating capacity in Downstate Illinois. Dynegy, the owner-operator of plants formerly owned by Ameren and its predecessor Illinois Power, is the largest firm active in the generation of electricity in southern Illinois. The Texas-based holding company is looking to implement shut-downs at two large coal-fired generating stations, the Baldwin plant in Randolph County and the Newton plant in Jasper County.

The move was announced on Tuesday, May 3. It was seen as a response to a recent ruling by the operator of the central U.S. electrical grid, the Midcontinent Independent System Operator (MISO), to lower the price that its members are willing to pay for marginal electrical supply generated from coal.

Rep. David Reis, whose district includes the Newton plant, stated that "the decision by Dynegy to shut down the Newton Power Station within the next year is extremely disappointing. We will lose 47 good-paying jobs and more indirect jobs which will be very difficult to replace. The shutdown of Newton, along with Dynegy plants in Baldwin and Wood River, takes 30% of downstate Illinois' generation capacity out of the market. We can ill afford to lose that capacity and unfortunately, I would anticipate brownouts during future peak demand seasons."

In a separate decision, Dynegy has already taken final steps to shut down the 1950s-era Wood River coal boiler plant in East Alton, Illinois. The St. Louis-area plant can generate up to 465 megawatts of electricity and employs approximately 90 people. It will go cold on or about June 1. Dynegy became the owner of five Illinois coal plants in 2013 when the St. Louis-based Ameren decided to leave the Illinois power generation market.





MAJORITY REPORT: News from the Democrat Caucuses



"A credit score is a financial tool designed to predict your ability to repay a debt," Sen. Collins said. "It's not designed to predict your driving skills, responsible conduct behind the wheel or proclivity toward risky behaviors."

Credit scores shouldn't factor into insurance rates

Your credit score determines a lot more than whether you qualify for a loan. What many consumers don't know is that it plays a major role in determining how much you pay for car insurance.

Sen. Jacquelline Collins (D-Chicago) is pressing for Illinois to bar the use of credit scores as a factor in determining auto insurance rates. The practice, which currently is legal in Illinois and elsewhere in the nation, leads to greater racial and socioeconomic disparities and also fuels a cycle of poor credit.

"It's absurd and unacceptable that in Illinois today a person with poor credit but a perfect driving record pays, on average, substantially more for car insurance than a person with great credit and a drunken driving conviction," Collins said.

Consumer Reports published a study of insurance rates in its September 2015 issue, and its research shows that in many cases, a driver's credit score is an even more important factor than his or her driving record.

California, Massachusetts and Hawaii have already banned credit-based insurance pricing. Collins hopes to secure passage of **Senate Bill 2208** so Illinois can join them.

Senator Bertino-Tarrant: Strip Hastert of public pensions

Sen. Jennifer Bertino-Tarrant (D-Plainfield) said that former U.S. House Speaker Dennis J. Hastert is a disgrace to teachers and lawmakers and should be stripped of all taxpayer-funded pensions from past jobs.



"I don't want taxpayers' dollars providing a retirement to this predator," Bertino-Tarrant said. She sent a letter on April 28 to the General Assembly Retirement System asking that it immediately take steps to suspend and revoke Hastert's public pension benefits.

On April 27, Hastert was sentenced to 15 months in prison for bank fraud stemming from efforts to cover up sex abuse dating back to his time as a teacher in Yorkville. Hastert later went on to serve in the Illinois General Assembly before being elected to Congress and rising to become the powerful U.S. House Speaker. He had qualified for pension benefits for his tenure as a teacher, state lawmaker and congressman.

Illinois' Teachers Retirement System canceled Hastert's pension immediately. However, the General Assembly system has not. Media reports have put his state lawmaker pension at roughly \$28,000 annually.

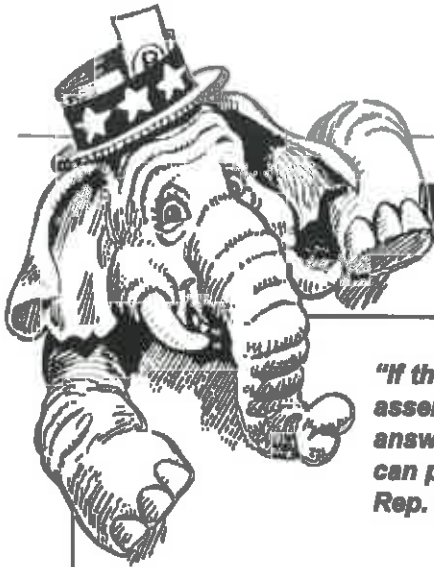
Senator Bush fights for better drug treatment

To ensure individuals who are recovering from drug addiction can continue to take the most effective medical treatments available, Sen. Melinda Bush (D-Grayslake) advanced a proposal that would ensure defendants in drug court still receive prescription medication.

House Bill 5594 would require drug courts to allow patients who are receiving medication for opioid addiction to continue taking it as prescribed by a licensed physician, and prevents a court from halting that medication before a doctor says so. Currently, courts may prohibit individuals from participating in such treatment as a condition for successful completion of the drug court program – a practice federal law now prohibits.

Having passed the House with no opposition, the measure has advanced to Second Reading in the Senate.





MINORITY REPORT: News from the Republican Caucuses

"If there's nothing improper, as he asserts, then why won't he simply answer the questions so he and we can put this issue behind us?" said Rep. Wehrli.



Auditor General needs to stop stalling on months-old campaign expense and reporting questions

A group of Illinois lawmakers began in February formally requesting that Auditor General Frank Mautino work expeditiously to answer questions about campaign expenditures and reporting procedures dating back to his time in the Illinois House of Representatives. On May 5, more than three months later, lawmakers stressed that Mautino's foot dragging needs to stop.

"Our first letter to Auditor General Mautino was sent on February 1st. He requested a bit more time to which we willingly agreed. At the end of February, he told us we could expect an answer within weeks. But now we're in the month of May, and these questions are still festering because he simply won't address them," said Rep. Grant Wehrli (R-Naperville).

To accommodate the Auditor General, the lawmakers extended their request deadline to February 25th. Mautino replied that he had retained a legal firm to assist him and would be working "...during the next few weeks in order to respond to your letter."

The lawmakers released the correspondence last week stressing their growing frustration with the continued delays. Lawmakers also sent Auditor General Mautino a third letter requesting an immediate resolution to the issue.

Flawed school funding plan pending in the Senate

Downstate and suburban school districts could lose hundreds of millions of dollars in state aid every year under a controversial school funding formula being debated at the Capitol, according to data released by the Illinois State Board of Education (ISBE). Initial numbers released by the ISBE showed that **Senate Bill 231** would have led to losses in downstate and suburban districts totaling upward of \$345 million.

According to the data, the legislation would have pulled nearly \$120 million in funding from downstate schools, \$121 million from collar county schools, and \$102 million from North Cook County schools, all to redirect more than \$352 million to the Chicago Public School District (CPS).

On May 4, the Senate Executive Committee held a subject-matter-only hearing on a new amendment that would still result in losses totaling around \$197 million in suburban and downstate districts, while funneling \$174 million to the CPS. Senate Republicans criticized the measure as a major step backward in the effort to reform the state's current school funding formula, noting the proposal appeared to be little more than a plan to funnel downstate and suburban dollars into the bankrupt Chicago school system.

Winger requests AG's help for residents impacted by O'Hare

Rep. Christine Winger (R-Bloomington) continues to stand with residents adversely impacted by O'Hare Airport. In April, Winger sent a letter to Attorney General Lisa Madigan asking her to take action to protect the health of those affected by noise and pollution generated by operations at O'Hare.

According to the Attorney General's website, "One of the primary responsibilities of the Attorney General's office is safeguarding the public by protecting the environment. Attorney General Madigan plays a significant role in protecting the health and welfare of all Illinois residents and strives to provide a future that will include a safe environment." To view a copy of Rep. Winger's letter to the Attorney General visit www.repwinger.com.



Senate Bills continued

SB 2833 (Jones) Cabello
COUNTIES CODE – JUDGMENTS
Status: House Judiciary Committee
Position: **SUPPORT**

Provides that a judgment relating to a county code violation is a debt due and owing to a county and the order of the hearing officer may be enforced in the same manner as a judgment entered by a court (currently, may be collected in accordance with applicable law).

SB 2964 (Harmon) Hoffman
BONA FIDE LABOR ORGANIZATION
Status: House Labor Committee
Position: **OPPOSE**

Amends the Prevailing Wage Act. Provides that the prevailing wage shall not be less than the rate that prevails for similar work performed under collective bargaining agreements in the locality provided that the agreements cover at least 30% of the workers. Provides that, if bargaining agreements do not exist in the locality, the Department of Labor shall ascertain the prevailing wage to be paid under the Act. Applies to public works performed without a written contract. Requires that the Department publish prevailing wages schedules on its website.

SB 3284 (Hutchinson) Mitchell
ADMINISTRATIVE HEARING
Status: House Rules Committee
Position: **SUPPORT**

Allows any county to provide administrative adjudication for units of local government (within the county boundaries) where the county and unit have entered into an intergovernmental agreement.



IMPORTANT DATES

May 27, 2016

DEADLINE: Third Reading of
Substantive House and Senate bills.

May 31, 2016

Scheduled Adjournment



Latino Unity Day brings hundreds of activists to the state Capitol

Latino organizations and hundreds of activists participated in the Latino Unity Day festivities May 4 at the state Capitol. Illinois is home to more than two million Latinos who make valuable contributions to our state.

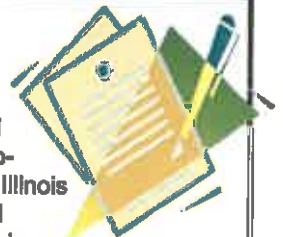
Latino Unity Day is designed to bring Latinos together to advocate for policies that are in the best interest of this community and all communities in Illinois. The event was kicked off with a press conference attended by Majority Caucus Whip Iris Y. Martinez (D-Chicago), Sen. Martin Sandoval (D-Chicago) and State Sen. William Delgado (D-Chicago).

Martinez discussed legislation she's sponsoring (House Bill 5736) that would prevent the expiration of the state's Covering All Kids Health Insurance Act. Extending the act would prevent more than 40,000 children, regardless of their legal status, from losing their health insurance coverage. Sandoval stressed the importance of Senate Bill 3021 he is pushing that would replace the word "alien" with "undocumented immigrant" in Illinois law books.

Governor Rauner signs executive order

Gov. Rauner signed an Executive Order last Friday to begin a pilot program in an effort to reduce the backlog of administrative hearings in Illinois. Executive Order 16-06 will create the Bureau of Administrative Hearings at Central Management Services to analyze current administrative procedures to improve government efficiency and services for Illinois residents. The pilot will explore the creation of a centralized panel of adjudicators to conduct hearings for multiple agencies. In addition, it will draft Model Rules of Administrative Procedure that can be used across all agencies to reduce confusion and legal costs.

More than 100,000 hearing requests are filed in Illinois every year by businesses and taxpayers, and many agencies have a significant backlog. For example, the Human Rights Commission has a backlog of more than 1,000 cases and it can take up to two years to conclude a hearing at the Illinois Department of Financial and Professional Regulation (IDFPR).



**KENDALL COUNTY
STATE LEGISLATIVE UPDATE
99th General Assembly**



**JUDICIAL LEGISLATIVE COMMITTEE
May 2016**

**KENDALL COUNTY
LEGISLATIVE POLICY STATEMENTS**

The following is a general statement of legislative policy for the County Board. The policy statements seek authority for the County to resolve issues at the local level by enabling the County Board the ability to effectively govern while ensuring a sound financial organization.

Current Constitutional and Statutory restrictions, as well as the State's budgetary constraints, give more reason to allow local authority to provide for the public safety and welfare of Kendall County's residents and businesses.

1. Support legislation granting additional permissive authorities for counties.
2. Support legislation allowing counties to expand non-property tax revenue sources.
3. Oppose unfunded mandates imposed by the State or Federal government.
4. Oppose legislation that would reduce the existing authority of County government.
5. Oppose proposals that erode the existing County revenue base and financial mechanisms.

IMPORTANT LEGISLATIVE SESSION DEADLINES

January 22 – Requests to Legislative Reference Bureau (LRB) for House and Senate

February 11th - Introduction of House Bills in House

February 19th - Introduction of Senate Bills in Senate

April 8th - Senate Bills out of Senate Committee and House Bills out of House Committee

April 22nd - Third Reading of Senate Bills and House Bills

May 13th - Senate Bills out of House Committee and House Bills out of Senate Committee

May 27th - Third Reading of Senate Bills in House and Third Reading of House Bills in Senate

May 31st – Adjournment of 99th General Assembly 2016 Spring Session

LEGISLATIVE UPDATE

- 1) **IACBM Monthly Legislative Update provided – see attached.**
- 2) **Cook and Collar Counties 2016 Legislative Program Update – see attached for description of legislative program.**

Program Status:

Juror Fee Trailer bill -

HB 4473 – Did not pass in House.

Publications Legislation-

HB 6092 – Did not pass in House.

HB 6098 – Progressed to second reading, re-referred to Rules Committee.

SB 3181 - Third reading deadline moved to May 13, 2016 (Sen. Oberweis chief sponsor)

Local Government Consolidation Authority-

HB 4501 – Passed House; After 2ND Reading Senate referred to Assignments

HB 4979 – Did not pass in House.

SB 2463 – Did pass in House. Re-referred to Assignments

Higher Yield Securities Investment-

HB 2636 with Senate Amendment 1 – HB Passed with Senate amendment in 2015;

Re-referred to House Rules Committee

Continuing Appropriations of Funds for Local Government

HB 5528 – Did not pass in House.

Reinstating Comprehensive Regional Planning Fund

HB 6286 - Did not pass in House. Re-referred to Rules Committee.

SB 2966 – Appropriations Committee deadline extended to May 31. 5 sponsors (Rep. and Dem.) added in May.

3) Property taxes and Collective Bargaining

HB 0673 (HFA 0001) – PTELL Mandate

Deadline extended to May 27, 2016. Has not passed either chamber.

Replaces everything after the enacting clause. Amends the Property Tax Code. Provides that, beginning with the 2016 levy year, the Property Tax Extension Limitation Law applies to all taxing districts, including home rule units and school districts. Provides that, beginning with the 2016 levy year, the extension limitation under the Property Tax Extension Limitation Law is 0% or the rate of increase approved by the voters. Preempts home rule. Amends the State Mandates Act to require implementation without reimbursement.

HB 0673 (HFA 0002) – Collective Bargaining Waiver

Deadline extended to May 27, 2016. Has not passed either chamber.

Adds the following provisions to the bill as amended by House Amendment 1. Amends the Illinois Public Labor Relations Act. Prohibits public employees and labor organizations from collectively bargaining on certain specified matters. Provides that governing authorities of counties, municipalities, and units of local government, including school districts, may by ordinance or resolution prohibit those activities from collective bargaining. Allows the registered voters of counties, municipalities, and units of local government to petition to have the question of whether those activities should be prohibited from collective bargaining certified and presented to the election authority. Makes similar changes in the Illinois Educational Labor Relations Act. Amends the Prevailing Wage Act. Excludes from the scope of the Act units of local government and school districts. Excludes from the scope of the term "public works" any public works constructed by a unit of local government or school district. Amends various other Acts to make related changes. Contains legislative findings.

4) Mandates:

HB 5619 – Juvenile Hearing within 24 hours

Passed House, Senate deadline extended to May 27, 2016

Amends the Juvenile Court Act of 1987. Provides that an alleged juvenile delinquent must be brought before a judicial officer within 24 hours to determine further custody, and that an initial hearing shall be no later than the following morning when the juvenile arrived in placement, including weekends and holidays. The 24 hour period will not begin until the juvenile is released from the hospital or treatment center, if the juvenile is hospitalized or receiving treatment. If false information is given by the juvenile as to age, the 24 hour period will begin once it is determined that the juvenile is subject to this Act. The 24 hour period shall be paused to allow the juvenile's legal counsel time to prepare upon a motion filed with the court.

House Floor Amendment No. 2

Provides that the minor must be released from custody at the expiration of the 24 hour period (rather than 40 hour period) if the minor is not brought before a judicial officer within that period. Provides that after the initial 24 hour period (rather than 40 hour period) has lapsed, the court may review the minor's custodial status at any time prior to the trial or sentencing hearing.

SB 2227 – Unfunded Mandates (Holmes, D-Aurora/Kifowit, D-Aurora)

Senate Second Reading, deadline extended to May 27

Provides that the Illinois Department of Commerce & Economic Opportunity shall compile a report on all effective state mandates. Specifies information that may be included in the report.

5) Local Authority:

SB 386 – Board of Health Authority

Senate calendar for 3rd reading May 12, 2016

Replaces everything after the enacting clause. Amends the Counties Code. Specifies that the board of health of each county or multiple-county health department shall provide, equip and maintain for the health department, including, but not limited to, office equipment, supplies, or other expenses as the board of health finds necessary in the performance of its duties (currently, only suitable offices, facilities and appliances). Further provides that the board of health may enter into contracts for any service or expense that the board of health find necessary in the performance of its duties, including, but not limited to, office equipment and supplies.

6) Other Legislation Supported Generally by Counties:

SB 2994 - Appointed Bodies Report (Cullerton, T., D-Villa Park):

Passed both Chambers - Rep. Klfowit is co-sponsor

The bill provides that on or before January 1, 2017, every county shall prepare a report for the General Assembling recommending units of local government (not including school districts or units of local government with elected boards) that may be consolidated or dissolved within the county. Per Senate Amendment #1, the bill would only require counties instead to submit a report identifying any local public entity to which the county board or county board chairman appoints members.

HB 4382 - Funding for Meals on Wheels (Conroy, D-Elmhurst):

Bill stalled in House

Appropriates \$11,392,100 to the Department of Aging for the administration of the Senior Meal Program. Due to the budget impasse, senior nutrition providers have received less than half of its matching funds from the state. This legislation would ensure funding of these nutrition programs at fiscal year 2015 levels.

HB 5781- Disposal of Medications (Bellock, R-Hinsdale):

Passed House, 3rd reading at Senate and floor amendments added.

Provides that police officers, coroners, and medical examiners may dispose of unused medications found at the scene of a death after consulting with any law enforcement agency investigating the death. Provides unused medications shall not be disposed into any public wastewater collection system and limits liability for the disposal, or failure to dispose of, unused medications. Other counties support this initiative as it will aid efforts to combat the heroin epidemic by ensuring these prescription medications are removed/not re-distributed to other sources.

SB 2878 - Law Enforcement Training/EpiPens (Nybo, R-Elmhurst):
Senate 3rd reading deadline May 13.

Amends the State Police Act and the Illinois Police Training Act creating the Annie LeGere Law. Provides that the Department of State Police and the Illinois Law Enforcement Training Standards Board may conduct or approve training programs for officers to recognize and respond to anaphylaxis including the administration of an epinephrine auto-injector. Provides that the Department of State Police or a local governmental agency may authorize officers to carry, administer, or assist in the administration of epinephrine auto-injectors if they have completed the requiring training and provide for written policies on the use of epinephrine auto-injectors. As amended in committee, adds language that a physician's assistant or advanced practice nurse must have prescriptive authority to provide a standing protocol or prescription for epinephrine auto-injectors in the name of the Department of State Police or a local government agency. Also adds provisions contained in HB 4462.

HB 6261- County Board of Health Powers (Sandack, R-Downers Grove):
Passed House, 3rd reading at Senate May 18

Provides that a county's board of health may enter into contracts with municipal health departments, county health departments, other boards of health, private or public hospitals, and not-for-profit entities to provide public health services outside of a board of health's own jurisdiction in order to protect the public health. Passage of this legislation will enable county health departments to reduce costs/share services by entering into agreements with other entities to deliver services beyond its boundaries.

Other Legislation Opposed Generally by Counties:

SB 2816- Municipal Adjudication of Speeding Tickets (Harmon, D-Oak Park):

The bill (as a shell) was adopted by the Senate Local Government Committee by a vote of 7-1-1 and is on the Order of Third Reading in the Senate (deadline extended to May 27).

As introduced, the bill amends the Illinois Municipal Code to permit that a municipality may adjudicate speeding tickets of up to 15 miles per hour over the posted speed limit through its administrative adjudication system (permitting a municipality to keep all revenues received from violations instead of allocating traffic fines through the current statutory distribution formula: 44.5% to the municipality (or entity writing the ticket), 38.675% to the county and 16.8% to the state).

Revenues received from traffic violations currently help to support the offices of the State's Attorney, Circuit Court Clerk, the Judiciary, Court Security personnel (Sheriff), Jury Commission, Probation, and Public Defender. As a significant percentage of traffic violations include speeding, enactment of this legislation would reduce much needed revenue to support the growing demands placed on the county's court system. The State of Illinois (State Police) would also lose tens of millions of dollars in traffic fine revenues. In addition, the Secretary of State's Office would not receive reports of these speeding violations causing significant public safety concerns.

HB 6328 – Waiver of Court Fees (Turner, D-Chicago/Collins, D-Chicago):
Passed House by a vote of 69-42 and is on the Order of Second Reading in the Senate.

Amends the Criminal Identification Act to provide for the expungement of certain arrest records but also waives all court fees associated with these expungements. Currently, individuals unable to pay the required fees may ask the court for a waiver of fees if indigent, therefore it is unnecessary to automatically waive the required fees for all parties. This legislation will result in the loss of annual revenues necessary to perform this mandated work.

SB 2270 - Competitive Bid of Audit Contracts (Stadelman, D-Rockford):
Passed Senate by a vote of 37-15, House deadline extended to May 27

Provides that units of local government (including school districts and public colleges and universities) shall limit contracts or appointments with auditors to 5 years and shall competitively bid auditor contracts or appointments. Provides that a unit of local government may not contract with or appoint an auditor or auditing firm who has done any audit of the unit of local government in the previous 5 fiscal years unless an auditing firm practices audit partner rotation.

SB 2416 - Abolish State Board of Health (Haine, D-Alton):
Passed Senate by vote of 57-0. House referred to Rules Committee after first reading.

Abolishes the State Board of Health. Transfers responsibility for developing a State Health Improvement Plan (SHIP) from the State Board of Health to the IL Department of Public Health. Amends the Alternative Health Care Delivery Act. Transfers certain functions under the Act from the State Board of Health to the IL Department of Public Health. Amends the Counties Code. Requires plans for certain facilities to be submitted to and approved by the Director of Public Health (instead of the Secretary of the State Board of Health).

The State Board of Health is a professional advisory board that plays an important role in the delivery of public health throughout the State of Illinois. The board for example provides an inexpensive team of experts for both local health departments and the IL Department of Public Health. This expertise cannot be duplicated at either the state or local level without increased expenditures. The board also reviews rules promulgated by IL Department of Public Health and offers advice and acts as an unofficial arbiter when local health departments and IL Department of Public Health have different viewpoints.

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Plainfield, IL 60544
Phone: 815-254-0000

RESOLUTION NO. _____

**A RESOLUTION CALLING FOR AN EQUITABLE SOLUTION
TO ISSUES RELATED TO INCREASED JUROR COMPENSATION**

WHEREAS, the Illinois General Assembly passed and the Governor signed into law Public Act 98-1132 on December 19, 2014 with an effective date of June 1, 2015; and

WHEREAS, Public Act 98-1132 amended the Illinois Code of Civil Procedure (735 ILCS 5/2-1105) to reduce the number of jurors in a civil matter from twelve (12) to six (6); and

WHEREAS, Public Act 98-1132 amended the Counties Code (55 ILCS 5/4-11001) to increase all juror compensation to \$25.00 for the first day of service and then \$50.00 for each day thereafter; and

WHEREAS, the increased fees have imposed significant and pressing financial burden on _____ County, Illinois even with the reduced number of jurors in civil matters; and

WHEREAS, on December 21, 2015, a Cook County Circuit Judge in the case of Kakos v. Butler, 15 L 006691, declared Public Act 98-132 to be an unconstitutional infringement of the right to trial by jury pursuant to Article 1, Section of 13 of the 1970 Constitution of the State of Illinois, which provides that “[t]he right of trial by jury as heretofore enjoyed shall remain inviolate”; and

WHEREAS, Any judicial or legislative resolution of this constitutional issue that retains the higher level of juror compensation and reinstates the twelve-member, civil jury will impose an even greater burden on _____ County, Illinois; and

WHEREAS, it the position and belief of _____ County, Illinois that the provisions of Public Act 98-1132 were so intertwined that the provisions related to the number of jurors and the increase in juror compensation must stand or fall together; and

NOW, THEREFORE, BE IT RESOLVED by the members of the Board of _____ County, Illinois:

Section 1. That the recitals set forth above are incorporated as Section 1 of this Resolution.

Section 2. That _____ County, Illinois cannot tolerate any judicial or legislative resolution of this constitutional issue that retains the higher level of juror compensation and reinstates the twelve-member civil jury.

Section 3. That the County Clerk is hereby authorized and directed to send official copies of this Resolution of the County Board of _____, County, Illinois to the United Counties Council of Illinois.

Section 4. That the leadership of the United Counties Council of Illinois is encouraged to retain legal services to assist in the drafting, preparation, and filing of an amicus-curiae brief before the Illinois Supreme Court.

Section 5. The County Board Chairman is authorized and directed to sign and the County Clerk is authorized and directed to attest to this Resolution.

PASSED and APPROVED by the County Board this _____ day of _____, 2016.

AYES: _____
NAYS: _____
PRESENT: _____
ABSTAIN/ABSENT: _____

County Clerk

PASSED and APPROVED this _____ day of _____, 2016.

County Board Chairman

ATTEST:

County Clerk

RESOLUTION

A RESOLUTION REQUESTING THAT THE ILLINOIS DEPARTMENT OF TRANSPORTATION REMOVE THE STOP SIGN AT IL-126 AND OLD RIDGE ROAD

WHEREAS, the County of Kendall and the Illinois Department of Transportation realigned Ridge Rd. in at its intersection with IL-126; and

WHEREAS, with the new alignment of Ridge Rd. the portion connecting Ridge Rd. to the IL-126 to the south was turned into a dead end and transferred as a County Highway to a township road and renamed Old Ridge Rd.; and

WHEREAS, IL-126 around Old Ridge Rd. has roughly 7350 vehicles a traveling on it every day according to Illinois Department of Transportation traffic counts; and

WHEREAS, on Old Ridge Rd. roughly 200 vehicles traveling on it every day according to the Illinois Department of Transportation traffic counts; and

WHEREAS, stop sign at Old Ridge Rd. and IL-126 is roughly 0.5 miles away from the intersection of Ridge Rd. and IL-126, which currently has an operational stoplight and impedes the flow of traffic; and

WHEREAS, the stop sign was supposed to be removed after the completion of the realignment of Ridge Rd. in _____; and

WHEREAS, despite numerous inquiries and requests to the Illinois Department of Transportation to remove the stop sign, the requests have been denied due to a "safety hazard"; and

WHEREAS, the "safety hazard" deals with the grading of the intersection, this was supposed to be completed in the original realignment project; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that the County of Kendall asks the Illinois Department of Transportation either remove the Stop signs on IL-126 at Old Ridge Rd, allow the County Engineer of the County of Kendall to remove the signs, complete the road work required to remove the signs, or supply the County Engineer of the County of Kendall the funding to complete the road work required to remove the signs; and

BE IT FURTHER RESOLVED that the County Board directs the County Administrator to transmit suitable copies of this Resolution to the Governor of the State of Illinois, the Secretary of the Illinois Department of Transportation, the Illinois Department of Transportation Region 2 Engineer, and to all members of the General Assembly representing any portion of Kendall County.

Approved and adopted this 3rd day of May, 2016 at Yorkville, Illinois.

John A. Shaw, Chairman
Kendall County Board

ATTEST: _____
Debbie Gillette, County Clerk

RESOLUTION _____ - _____

A RESOLUTION OPPOSING HOUSE BILL 5619

WHEREAS, House Bill 5619 seeks to make the timeframe for juvenile detention review the same as the custody review (bond hearing) for adults, within 24 hours, 7 days a week, including weekends and holidays; and

WHEREAS, the cost of this proposed legislation is _____, as detention centers are the only probation functions that operate on a 24-hour, seven day-week basis, and will impact those operations requiring additional staff for transportation of juveniles to court; and

WHEREAS, Juveniles that are required to be held in a detention center will spend a considerable amount of time in the backseat of a sheriffs' vehicle, having to be removed to a detention center after six hours in the county jail, only to be brought back within 18 hours to comply with this new requirement; and

WHEREAS, HB 5619 runs contrary to evidenced-based practices, which examines each case individually and detention decisions are based on severity of the case, prior contact with the juvenile justice system, and the safety of the family or public; and

WHEREAS, while we understand that the intent of the bill is to ensure all juveniles get released from detention as soon as possible, we also need to be mindful of unforeseen financial obligations it may place on taxpayers; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that we ask HB 5619 be defeated or amended to address our fiscal and human concerns of this legislation; and

BE IT FURTHER RESOLVED that the County Board directs the County Administrator to transmit suitable copies of this Resolution to the Governor of the State of Illinois, Speaker and Minority Leader of the Illinois House of Representatives, to the President and Minority Leader of the Illinois Senate, to all members of the General Assembly representing any portion of Kendall County.

Approved and adopted this _____ day of _____, 2016 at Yorkville, Illinois.

John A. Shaw, Chairman
Kendall County Board

ATTEST: _____
Debbie Gillette, County Clerk/Recorder