



Rep. Daniel Didech

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10300SB0690ham001

LRB103 03143 SPS 65190 a

1 AMENDMENT TO SENATE BILL 690

2 AMENDMENT NO. _____. Amend Senate Bill 690 on page 10,
3 page 22, by replacing "Section" with "Sections 3a and"; and

4 on page 10, immediately below line 22, by inserting the
5 following:

6 "(405 ILCS 20/3a) (from Ch. 91 1/2, par. 303a)

7 (Text of Section before amendment by P.A. 103-274)

8 Sec. 3a. Every governmental unit authorized to levy an
9 annual tax under any of the provisions of this Act shall,
10 before it may levy such tax, establish a 7 member community
11 mental health board who shall administer this Act. Such board
12 shall be appointed by the chairman of the governing body of a
13 county, the mayor of a city, the president of a village, the
14 president of an incorporated town, or the supervisor of a
15 township, as the case may be, with the advice and consent of
16 the governing body of such county, city, village, incorporated

1 town or the town board of trustees of any township. Members of
2 the community mental health board shall be residents of the
3 government unit and, as nearly as possible, be representative
4 of interested groups of the community such as local health
5 departments, medical societies, local comprehensive health
6 planning agencies, hospital boards, lay associations concerned
7 with mental health, developmental disabilities and substance
8 abuse, as well as the general public. Only one member shall be
9 a member of the governing body. The chairman of the governing
10 body may, upon the request of the community mental health
11 board, appoint 2 additional members to the community mental
12 health board. No member of the community mental health board
13 may be a full-time or part-time employee of the Department of
14 Human Services or a board member, employee or any other
15 individual receiving compensation from any facility or service
16 operating under contract to the board. If a successful
17 referendum is held under Section 5 of this Act, all members of
18 such board shall be appointed within 60 days of the
19 referendum. If a community mental health board has been
20 established by a county with a population of less than 500,000
21 and the community mental health board is funded in whole or in
22 part by a special mental health sales tax described in
23 paragraph (4) of subsection (a) of Section 5-1006.5 of the
24 Counties Code, the largest municipality in the county with at
25 least 125,000 residents may appoint 2 additional members to
26 the board. The members shall be appointed by the mayor of the

1 municipality with the advice and consent of the municipality's
2 governing body.

3 Home rule units are exempt from this Act. However, they
4 may, by ordinance, adopt the provisions of this Act, or any
5 portion thereof, that they may deem advisable.

6 The tax rate set forth in Section 4 may be levied by any
7 non-home rule unit only pursuant to the approval by the voters
8 at a referendum. Such referendum may have been held at any time
9 subsequent to the effective date of the Community Mental
10 Health Act.

11 (Source: P.A. 95-336, eff. 8-21-07.)

12 (Text of Section after amendment by P.A. 103-274)

13 Sec. 3a. Every governmental unit authorized to levy an
14 annual tax under any of the provisions of this Act shall,
15 before it may levy such tax, establish a 7 member community
16 mental health board who shall administer this Act. Such board
17 shall be appointed by the chairman of the governing body of a
18 county, the mayor of a city, the president of a village, the
19 president of an incorporated town, or the supervisor of a
20 township, as the case may be, with the advice and consent of
21 the governing body of such county, city, village, incorporated
22 town or the town board of trustees of any township. Members of
23 the community mental health board shall be residents of the
24 government unit and, as nearly as possible, be representative
25 of interested groups of the community such as local health

1 departments, medical societies, local comprehensive health
2 planning agencies, hospital boards, lay associations concerned
3 with mental health, developmental disabilities and substance
4 abuse, as well as the general public. Only one member shall be
5 a member of the governing body, with the term of membership on
6 the board to run concurrently with the elected term of the
7 member. The chairman of the governing body may, upon the
8 request of the community mental health board, appoint 2
9 additional members to the community mental health board. No
10 member of the community mental health board may be a full-time
11 or part-time employee of the Department of Human Services or a
12 board member, employee or any other individual receiving
13 compensation from any facility or service operating under
14 contract to the board. If a successful referendum is held
15 under Section 5 of this Act, all members of such board shall be
16 appointed within 60 days after the local election authority
17 certifies the passage of the referendum. If a community mental
18 health board has been established by a county with a
19 population of less than 500,000 and the community mental
20 health board is funded in whole or in part by a special mental
21 health sales tax described in paragraph (4) of subsection (a)
22 of Section 5-1006.5 of the Counties Code, the largest
23 municipality in the county with at least 125,000 residents may
24 appoint 2 additional members to the board. The members shall
25 be appointed by the mayor of the municipality with the advice
26 and consent of the municipality's governing body.

1 Home rule units are exempt from this Act. However, they
2 may, by ordinance, adopt the provisions of this Act, or any
3 portion thereof, that they may deem advisable.

4 The tax rate set forth in Section 4 may be levied by any
5 non-home rule unit only pursuant to the approval by the voters
6 at a referendum. Such referendum may have been held at any time
7 subsequent to the effective date of the Community Mental
8 Health Act.

9 (Source: P.A. 103-274, eff. 1-1-24.)".