

1 AN ACT concerning local government.

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

4 Section 5. The Regional Planning Act is amended by  
5 changing Sections 10, 15, 25, and 60 as follows:

6 (70 ILCS 1707/10)

7 Sec. 10. Definitions.

8 "Board" means the Board of the Chicago Metropolitan Agency  
9 for Planning.

10 "CMAP" means the Chicago Metropolitan Agency for Planning.

11 "Chief elected county official" means the Board Chair  
12 ~~Chairman~~ in DuPage, Kane, Kendall, Lake, and McHenry Counties  
13 and the County Executive in Will County.

14 "Fiscal year" means the fiscal year of the State.

15 "IDOT" means the Illinois Department of Transportation.

16 "MPO" means the metropolitan planning organization  
17 designated under 23 U.S.C. 134.

18 "Members" means the members of the Board.

19 "Person" means an individual, partnership, firm, public or  
20 private corporation, State agency, transportation agency, or  
21 unit of local government.

22 "Policy Committee" means the decision-making body of the  
23 MPO.

1 "Region" or "northeastern Illinois region" means Cook,  
2 DuPage, Kane, Kendall, Lake, McHenry, and Will Counties.

3 "State agency" means "agency" as defined in Section 1-20  
4 of the Illinois Administrative Procedure Act.

5 "Transportation agency" means the Regional Transportation  
6 Authority and its Service Boards; the Illinois Toll Highway  
7 Authority; the Illinois Department of Transportation; and the  
8 transportation functions of units of local government.

9 "Unit of local government" means a unit of local  
10 government, as defined in Section 1 of Article VII of the  
11 Illinois Constitution, that is located within the jurisdiction  
12 and area of operation of the Board.

13 "USDOT" means the United States Department of  
14 Transportation.

15 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

16 (70 ILCS 1707/15)

17 Sec. 15. Chicago Metropolitan Agency for Planning;  
18 structure.

19 (a) The Chicago Metropolitan Agency for Planning is  
20 established as a political subdivision, body politic, and  
21 municipal corporation. The Board shall be responsible for  
22 developing and adopting a funding and implementation strategy  
23 for an integrated land use and transportation planning process  
24 for the northeastern Illinois region.

25 (b) (Blank.)

1 (c) The Board shall consist of 15 voting members as  
2 follows:

3 (1) One member from DuPage County appointed  
4 cooperatively by the mayors of DuPage County and the chief  
5 elected county official of DuPage County.

6 (2) One member representing both Kane and Kendall  
7 Counties appointed cooperatively by the mayors of Kane  
8 County and Kendall County and the chief elected county  
9 officials of Kane County and Kendall County.

10 (3) One member from Lake County appointed  
11 cooperatively by the mayors of Lake County and the chief  
12 elected county official of Lake County.

13 (4) One member from McHenry County appointed  
14 cooperatively by the mayors of McHenry County and the  
15 chief elected county official of McHenry County.

16 (5) One member from Will County appointed  
17 cooperatively by the mayors of Will County and the chief  
18 elected county official of Will County.

19 (6) Five members from the City of Chicago appointed by  
20 the Mayor of the City of Chicago.

21 (7) One member from that portion of Cook County  
22 outside of the City of Chicago appointed by the President  
23 of the Cook County Board of Commissioners.

24 (8) Four members from that portion of Cook County  
25 outside of the City of Chicago appointed, with the consent  
26 of the President of the Cook County Board of

1 Commissioners, as follows:

2 (i) One by the mayors representing those  
3 communities in Cook County that are outside of the  
4 City of Chicago and north of Devon Avenue.

5 (ii) One by the mayors representing those  
6 communities in Cook County that are outside of the  
7 City of Chicago, south of Devon Avenue, and north of  
8 Interstate 55, and in addition the Village of Summit.

9 (iii) One by the mayors representing those  
10 communities in Cook County that are outside of the  
11 City of Chicago, south of Interstate 55, and west of  
12 Interstate 57, excluding the communities of Summit,  
13 Dixmoor, Posen, Robbins, Midlothian, Oak Forest, and  
14 Tinley Park.

15 (iv) One by the mayors representing those  
16 communities in Cook County that are outside of the  
17 City of Chicago and east of Interstate 57, and, in  
18 addition, the communities of Dixmoor, Posen, Robbins,  
19 Midlothian, Oak Forest, and Tinley Park.

20 The terms of the members initially appointed to the Board  
21 shall begin within 60 days after this Act takes effect.

22 (d) The CMAP Board may appoint non-voting members of the  
23 Board.

24 (e) (Blank). ~~(1) The CMAP Board shall create a Wastewater~~  
25 ~~Committee with the responsibility of recommending directly to~~  
26 ~~the Illinois Environmental Protection Agency (IEPA) the~~

1 ~~appropriateness of proposed requests for modifications and~~  
2 ~~amendments to the established boundaries of wastewater~~  
3 ~~facility planning areas, requests for the creation of new~~  
4 ~~wastewater facility planning areas, requests for the~~  
5 ~~elimination of existing wastewater facility planning areas,~~  
6 ~~requests for new or expanded sewage treatment facilities, or~~  
7 ~~any other amendments to the State of Illinois Water Quality~~  
8 ~~Management Plan required under the federal Clean Water Act.~~  
9 ~~The Chairmanship of the Wastewater Committee shall rotate~~  
10 ~~every 24 months between the individuals described in~~  
11 ~~subsections (c) (2) (iv) and (c) (2) (v) with the individual~~  
12 ~~identified in subsection (c) (2) (v) serving as chairman for the~~  
13 ~~initial 24-month period commencing on the effective date of~~  
14 ~~this amendatory Act of the 95th General Assembly.~~

15 ~~(2) The Wastewater Committee shall consist of 5~~  
16 ~~members of the CMAP Board designated as follows:~~

17 ~~(i) One member of the Wastewater Committee shall~~  
18 ~~be one of the CMAP Board members designated in~~  
19 ~~subsection (c) (1) through (c) (5).~~

20 ~~(ii) One member of the Wastewater Committee shall~~  
21 ~~be one of the CMAP Board members designated in~~  
22 ~~subsection (c) (6).~~

23 ~~(iii) One member of the Wastewater Committee shall~~  
24 ~~be one of the CMAP Board members designated in~~  
25 ~~subsection (c) (7) or (c) (8).~~

26 ~~(iv) One member of the Wastewater Committee shall~~

1 ~~be a person appointed by the President of the~~  
2 ~~Metropolitan Water Reclamation District of Greater~~  
3 ~~Chicago (and who does not need to serve on the CMAP~~  
4 ~~Board).~~

5 ~~(v) One member of the Wastewater Committee shall~~  
6 ~~be a person appointed by the President of the largest~~  
7 ~~statewide association of wastewater agencies (and who~~  
8 ~~does not need to serve on the CMAP Board).~~

9 ~~(3) Terms of the members of the Wastewater Committee~~  
10 ~~shall be consistent with those identified in Section 25,~~  
11 ~~except that the term of the member of the Wastewater~~  
12 ~~Committee appointed by the President of the Metropolitan~~  
13 ~~Water Reclamation District of Greater Chicago shall expire~~  
14 ~~on July 1, 2009, and the term of the member of the~~  
15 ~~Wastewater Committee appointed by the President of the~~  
16 ~~largest statewide association of wastewater agencies shall~~  
17 ~~expire on July 1, 2009.~~

18 (f) Concurrence of four-fifths of the Board members in  
19 office is necessary for the Board to take any action, except  
20 for decisions with regard to contracts, excluding contracts  
21 pertaining to the employment of the Executive Director,  
22 grants, purchase agreements, and meeting minutes, which shall  
23 require a simple majority vote of the Board members in office  
24 ~~With the exception of matters considered and recommended by~~  
25 ~~the Wastewater Committee directly to the IEPA, which shall~~  
26 ~~require only a concurrence of a simple majority of the~~

1 ~~Wastewater Committee members in office, concurrence of~~  
2 ~~four-fifths of the Board members in office is necessary for~~  
3 ~~the Board to take any action.~~

4 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

5 (70 ILCS 1707/25)

6 Sec. 25. Operations.

7 (a) Each appointing authority shall give notice of its  
8 Board appointments to each other appointing authority, to the  
9 Board, and to the Secretary of State. Within 30 days after his  
10 or her appointment and before entering upon the duties of the  
11 office, each Board member shall take and subscribe to the  
12 constitutional oath of office and file it with the Secretary  
13 of State. Board members shall hold office for a term of 4 years  
14 or until successors are appointed and qualified. The terms of  
15 the initial Board members shall expire as follows:

16 (1) The terms of the member from DuPage County and the  
17 member representing both Kane and Kendall Counties shall  
18 expire on July 1, 2007.

19 (2) The terms of those members from Lake, McHenry, and  
20 Will Counties shall expire on July 1, 2009.

21 (3) As designated at the time of appointment, the  
22 terms of 2 members from the City of Chicago shall expire on  
23 July 1, 2007 and the terms of 3 members from the City of  
24 Chicago shall expire on July 1, 2009.

25 (4) The term of the member appointed by the President

1 of the Cook County Board of Commissioners shall expire on  
2 July 1, 2007.

3 (5) The terms of those members appointed, with the  
4 consent of the President of the Cook County Board of  
5 Commissioners, by the mayors representing those  
6 communities in Cook County that are outside of the City of  
7 Chicago and north of Devon Avenue shall expire on July 1,  
8 2007.

9 (6) The terms of those members appointed, with the  
10 consent of the President of the Cook County Board of  
11 Commissioners, by the mayors representing those  
12 communities in Cook County that are outside of the City of  
13 Chicago, south of Interstate 55, and west of Interstate  
14 57, excluding the communities of Summit, Dixmoor, Posen,  
15 Robbins, Midlothian, Oak Forest, and Tinley Park, shall  
16 expire on July 1, 2007.

17 (7) The terms of those members appointed, with the  
18 consent of the President of the Cook County Board of  
19 Commissioners, by the mayor representing those communities  
20 in Cook County that are outside of the City of Chicago,  
21 south of Devon Avenue, and north of Interstate 55, and, in  
22 addition, the Village of Summit, shall expire on July 1,  
23 2009.

24 (8) The terms of those members appointed, with the  
25 consent of the President of the Cook County Board of  
26 Commissioners, by the mayors representing those



1 communities in Cook County that are outside of the City of  
2 Chicago and east of Interstate 57, and, in addition, the  
3 communities of Dixmoor, Posen, Robbins, Midlothian, Oak  
4 Forest, and Tinley Park, shall expire on July 1, 2009.

5 (b) If a vacancy occurs, the appropriate appointing  
6 authority shall fill the vacancy by an appointment for the  
7 unexpired term. Board members shall receive no compensation,  
8 but shall be reimbursed for expenses incurred in the  
9 performance of their duties.

10 (c) The Board shall be so appointed as to represent the  
11 City of Chicago, that part of Cook County outside the City of  
12 Chicago, and that part of the metropolitan region outside of  
13 Cook County on a one person ~~man~~ one vote basis. Within 6 months  
14 after the release of each certified federal decennial census,  
15 the Board shall review its composition and, if a change is  
16 necessary in order to comply with the representation  
17 requirements of this subsection (c), shall recommend the  
18 necessary revision for approval by the General Assembly.

19 (d) Regular meetings of the Board shall be held at least  
20 once in each calendar quarter. The time and place of Board  
21 meetings shall be fixed by resolution of the Board. Special  
22 meetings of the Board may be called by the chair ~~chairman~~ or a  
23 majority of the Board members. A written notice of the time and  
24 place of any special meeting shall be provided to all Board  
25 members at least 3 days prior to the date fixed for the  
26 meeting, except that if the time and place of a special meeting

1 is fixed at a regular meeting at which all Board members are  
2 present, no such written notice is required. A majority of the  
3 Board members in office constitutes a quorum for the purpose  
4 of convening a meeting of the Board.

5 (e) The meetings of the Board shall be held in compliance  
6 with the Open Meetings Act. The Board shall maintain records  
7 in accordance with the provisions of the State Records Act.

8 (f) At its initial meeting and its first regular meeting  
9 after July 1 of each year thereafter, the Board from its  
10 membership shall appoint a chair ~~chairman~~ and may appoint vice  
11 chairs ~~chairmen~~ and shall provide the term and duties of those  
12 officers pursuant to its bylaws. Before entering upon duties  
13 of office, the chair ~~chairman~~ shall execute a bond with  
14 corporate sureties to be approved by the Board and shall file  
15 it with the principal office of the Board. The bond shall be  
16 payable to the Board in whatever penal sum may be directed and  
17 shall be conditioned upon the faithful performance of the  
18 duties of office and the payment of all money received by the  
19 chair ~~chairman~~ according to law and the orders of the Board.  
20 The Board may appoint, from time to time, an executive  
21 committee and standing and ad hoc committees to assist in  
22 carrying out its responsibilities.

23 (g) Open meetings of the Board shall be broadcast to the  
24 public and maintained in real-time on the Board's website  
25 using a high-speed Internet connection. Recordings of each  
26 meeting broadcast shall be posted to the Board's website

1 within a reasonable time after the meeting and shall be  
2 maintained as public records to the extent practicable, as  
3 determined by the Board. Compliance with the provisions of  
4 this amendatory Act of the 100th General Assembly does not  
5 relieve the Board of its obligations under the Open Meetings  
6 Act.

7 (Source: P.A. 100-479, eff. 1-1-18.)

8 (70 ILCS 1707/60)

9 Sec. 60. Transportation decision-making.

10 (a) The Policy Committee is the federally designated  
11 Metropolitan Planning Organization for the Chicago region  
12 under the requirements of federal regulations promulgated by  
13 USDOT. The Policy Committee shall approve all plans, reports,  
14 and programs required of an MPO, including the federally  
15 mandated Regional Transportation Plan, Transportation  
16 Improvement Program and Unified Work Program.

17 (b) It is the intent of this Act that the transportation  
18 planning and investment decision-making process be fully  
19 integrated into the regional planning process.

20 (c) The Board, in cooperation with local governments and  
21 transportation providers, shall develop and adopt a process  
22 for making the transportation decisions that require final MPO  
23 approval pursuant to federal law. That process shall comply  
24 with all applicable federal requirements. The adopted process  
25 shall ensure that all MPO plans, reports, and programs shall

1 be approved by the CMAP Board prior to final approval by the  
2 MPO.

3 (d) The Board shall continue directly involving local  
4 elected officials in federal program allocation decisions for  
5 the Surface Transportation Program, ~~and~~ Congestion Mitigation  
6 and Air Quality funds, and any other federally suballocated  
7 funding as required by law and in addressing other regional  
8 transportation issues.

9 (Source: P.A. 94-510, eff. 8-9-05; 95-677, eff. 10-11-07.)

10 (70 ILCS 1707/63 rep.)

11 (70 ILCS 1707/70 rep.)

12 Section 10. The Regional Planning Act is amended by  
13 repealing Sections 63 and 70.