

County Officials Legislation

As of March 5, 2020

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(ISACo)

HOUSE BILLS			
Bill	Sponsor	Title	Summary
H-4003	R. Mayfield	public defender appointments	Amends the Public Defender and Appointed Counsel Division of the Counties Code. Provides that in counties with a population over 1,000,000, judges of the Circuit Court of the circuit in which the county is located shall appoint the Public Defender and have the ability to remove the Public Defender (rather than the board of county commissioners appointing and removing the Public Defender). Makes conforming changes. Limits home rule powers.
H-4110	C. Meier	firearms-judicial and prosecutors	Amends the Firearm Concealed Carry Act. Permits certain judicial officers, the Attorney General, assistant Attorneys General, State's Attorneys and assistant State's Attorneys, some with specified written consent, to carry a concealed firearm in any building, parking area, or portion of a building under the control of an officer of the executive or legislative branch of government, any building designated for matters before a circuit court, appellate court, or the Supreme Court, or any building or portion of a building under the control of the Supreme Court and any building or portion of a building under the control of a unit of local government.

H-4228	D. Didech	County Officer Comp	Amends the Local Government Officer Compensation Act. Provides that the compensation of county elected officers shall be fixed by ordinance or resolution of the county board or board of county commissioners. Provides that in the ordinance or resolution fixing the compensation of county elected officers, the county board shall separately list each stipend an elected officer is expected to receive in addition to the compensation to be paid by the county; related clarifications re: compensation.
H-4235 Oppose	M. West II	Coroner To Medical Examiner	Amends the Counties Code. Provides that the county board or board of county commissioners of each county shall appoint a medical examiner and the medical examiner may appoint a deputy medical examiner, who both shall be physicians licensed to practice within this State. Discontinues the office of the corner in each county on December 1, 2021 replacing it with the appointed medical examiner. Allows a medical examiner to appoint investigators. Provides that 2 or more counties may enter into an agreement to allow the same persons to act as medical examiner, deputy medical examiners, and investigators. Allows a medical examiner to establish an elderly and vulnerable adult death review team. Makes other changes concerning removal of medical examiners and deputy medical examiners; related changes and allowances.

H-4335	J. Cabello	county sheriff qualifications	Amends the Counties Code. Provides that a person is not eligible to be elected or appointed to the office of sheriff unless he or she has a certificate attesting to his or her successful completion of the Minimum Standards Basic Law Enforcement Officers Training Course as prescribed by the Illinois Law Enforcement Training Standards Board or a substantially similar training program of another state or the federal government. Amends the Illinois Police Training Act making a conforming change.
H-4395	P. Windhorst	concealed carry-officials	Amends the Firearm Concealed Carry Act. Provides that nothing in the provisions prohibiting the carrying of a concealed firearm in certain areas prevents a concealed carry licensee who is a judge of the Supreme, Appellate, or Circuit Court of this State or an Associate Judge of the Circuit Court, a judge of the United States District Court, United States Court of Appeals, or the United States Supreme Court, a State's Attorney, or Assistant State's Attorney with the consent of the State's Attorney, from carrying a concealed firearm in any area prohibited by these provisions, other than an area where firearms are prohibited under federal law.

H-4446	D. Mazzochi	Cook Cnty. State's Atty.	Amends the State's Attorney Division of the Counties Code. Provides that, beginning on December 1, 2024, the Office of the State's Attorney of Cook County will include 5 elected Deputy State's Attorneys and one elected, at large, State's Attorney. Provides that each Deputy State's Attorney will represent a district, consisting of 3 Cook County judicial subcircuit districts, and have all powers and duties of the State's Attorney within that district, except that the State's Attorney will retain powers relating to: (i) defense of Cook County; (ii) internal operations; (iii) performing the duties of a vacant office of a Deputy State's Attorney; and (iv) arbitration of disputes between Deputy State's Attorneys and approval of shared operations between the two or more jurisdictions. Contains other provisions about the election of Deputy State's Attorneys and vacancies in the office of a Deputy State's Attorney. Limits home rule powers.
H-4469	A. Skillicorn	local gov officer compensation	Amends the Local Government Officer Compensation Act. Makes the Act applicable to both elected and appointed officers (rather than only elected officers) of school districts and units of local government. Limits home rule powers.

H-4514	J. Andrade, Jr.	Video Gaming-contracts	Amends the Video Gaming Act. Provides that a public employee may not, with the intent to obtain specified compensation for the award of the contract or operation of video gaming, solicit, intimidate, or coerce the owner or agent of the owner of a licensed establishment, licensed veterans establishment, licensed truck stop establishment, or licensed fraternal establishment to enter into any contract with another person for the operation of a video gaming terminal under the Act. Provides that a public officer may not, with the intent to obtain specified compensation, enter into any contract with another person for the operation of a video gaming terminal that is located on a property within the public official's district or from any video gaming terminal that is located within 5 miles from any boundary of the public official's district. Provides that a violation of the provisions is a Class 3 felony; related clarifications.
H-4528	N. Manley	state's attorney-legal opinion	Amends the State's Attorney Division of the Counties Code. Provides that, in a county with less than 2,000,000 inhabitants, the State's Attorney may give an opinion, without fee or reward, upon any question of law relating to a County Veterans Assistance Commission. Provides that a County Veterans Assistance Commission may make such a request of the State's Attorney, and the State's Attorney, in the State's Attorney's sole discretion, may grant or decline such a request by a County Veterans Assistance Commission. Makes all provisions of the Division gender neutral. Effective immediately.

H-4682	M. Moylan	ethics-local official lobbying	Amends the Illinois Governmental Ethics Act. Provides that no local elected official may engage in lobbying if he or she accepts compensation specifically attributable to such lobbying, other than that provided by law or ordinance for local elected officials. Provides that nothing prohibits a local elected official from lobbying without compensation. Defines terms. Effective immediately.
H-4693	D. Didech	counties-officer stipends	Amends the Local Government Officer Compensation Act. Provides that the compensation of county elected officers shall be fixed by ordinance or resolution of the county board or board of county commissioners. Provides that in the ordinance or resolution fixing the compensation of county elected officers, the county board shall separately list each stipend an elected officer is expected to receive in addition to the compensation to be paid by the county. Effective immediately.
H-4760	M. Murphy	sheriff-commencement of duties	Amends the Counties Code. Provides that a sheriff shall enter upon the duties of his or her office on the December 1 following his or her election (rather than on the first day in the month of December following his or her election on which the office of the sheriff is required, by statute or by action of the county board, to be open).
H-5055	B. Halbrook	public officer prohibited acts	Amends the Public Officer Prohibited Activities Act. Provides that a member of a county board may not also hold an office of township highway commissioner. Repeals a Section providing that a member of the county board in a county having fewer than 550,000 inhabitants, during the term of office for which he is elected, may also hold the office of township highway commissioner. Effective immediately.

H-5056	B. Halbrook	county board of health-members	Amends the Counties Code. Provides that no member of a county board or board of county commissioners, during the term of office for which he or she is elected, may be appointed or serve as a member of the board of health. Effective immediately.
H-5449	A. Stava-Murray	public defender task force	Amends the Public Defender and Appointed Counsel Division of the Counties Code. Creates the Public Defender Quality Defense Task Force. Provides that the Task Force is established to: (i) examine the current caseload and determine the optimal caseload for public defenders in the State; (ii) examine the quality of legal services being offered to defendants by public defenders of the State; and (iii) make recommendations to improve the caseload of public defenders and quality of legal services offered by public defenders. Provides that the Task Force shall hold a minimum of 2 public hearings and at other times of its choosing. Provides that the Task Force shall prepare a report that summarizes its work and makes recommendations resulting from its study to the General Assembly and Governor no later than December 31, 2021. Repeals the provisions on December 31, 2022. Effective immediately.

SENATE BILLS			
Bill	Sponsor	Title	Summary

S-2519 Oppose	O. Aquino	counties cd- disqualify coroner	Amends the Counties Code. Provides that if a coroner fails to disqualify himself or herself from acting at an investigation or inquest due to conflicts of interest, an interested party may file a petition to disqualify the coroner for cause with the circuit court of the county for which the coroner has jurisdiction. Provides that the court, after hearing, may disqualify the coroner. Provides that a circuit court may, upon the motion of any interested party for good cause shown, temporarily appoint a coroner who has a mutual aid agreement with the coroner having jurisdiction to perform the duties of the coroner having jurisdiction and the judge shall make the appointment within 24 hours after the filing of the motion. Provides that the temporarily appointed coroner shall have jurisdiction only over the matters provided in the court's order and the appointment shall terminate upon completion of the final certification of death.
S-2769	S. McClure	sheriff- commencement of duties	Amends the Counties Code. Provides that a sheriff shall enter upon the duties of his or her office on the December 1 following his or her election (rather than on the first day in the month of December following his or her election on which the office of the sheriff is required, by statute or by action of the county board, to be open).
S-2933	S. Bennett	county sheriff qualifications	Amends the Counties Code. Provides that a person is not eligible to be elected or appointed to the office of sheriff unless he or she has a certificate attesting to his or her successful completion of the Minimum Standards Basic Law Enforcement Officers Training Course as prescribed by the Illinois Law Enforcement Training Standards Board or a substantially similar training program of another state or the federal government. Amends the Illinois Police Training Act making a conforming change.

S-3622 Support ISACo Agenda	L. Holmes	counties-chair and vice-chair	Amends the Counties Code. In a division concerning counties under township organization, provides that the chairman and vice-chairman of the county board shall be elected by a majority of those elected to the board. Provides that if the position of chairman becomes vacant, the vice-chairman shall serve as chairman until a new chairman is elected to fill the remainder of the departing chairman's 2-year term. Effective January 1, 2021.
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SJRCA Introductions			
Bill	Sponsors	Short Digest	Summary
SJRCa-16 Oppose	C. Rose	Recall All Officials	Proposes to amend the Suffrage and Elections Article of the Illinois Constitution. Provides for the recall of all State Executive Branch officers and members of the General Assembly. Changes the signature requirements for affidavits and petitions for recall of the Governor and expands them to include all State Executive Branch officers and members of the General Assembly. Proposes to amend the Local Government Article of the Illinois Constitution. Provides for the recall of all elected officials of any school district, community college, or unit of local government