

**Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units**

Key to “Type of action” column:      A: Annexation                      C: Consolidation                      D: Dissolution                      X: None of those actions is mentioned in the cited statute.

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Airport authority	D	Does not currently own an airport and has no debt, or another body will assume its debt.	-	Airport authority board.	Adopt and publish an ordinance calling for dissolution. Illinois Department of Transportation also must certify that prerequisites exist.	-	Only if requested by 10% of registered voters. A majority is required to pass the measure. If no referendum is requested, dissolution occurs 30 days after publication.	70 ILCS 5/17
Airport authority (Interstate)	X	-	-	-	-	-	-	70 ILCS 10/0.01 ff.
Airport authority (Kankakee River Valley Area)	X	-	-	-	-	-	-	70 ILCS 15/1 ff.
Cemetery maintenance district	C (“annex” to another district)	Districts are contiguous, and annexing district will assume annexed district’s obligations.	-	Board of district to be annexed.	Pass resolution by majority vote. Governing authorities of the annexing district must agree to annexation.	-	-	70 ILCS 105/13
	C	District is substantially coterminous with the municipality or is in the county, and municipality or county will take over its obligations.	-	Board of district to be consolidated.	Pass resolution by majority vote. Governing authorities of the municipality or county must agree to the consolidation.	-	-	70 ILCS 105/13

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Civic center authority under the Civic Center Code (applies to 55 such authorities <sup>1</sup> )	C (“annex” to another district)	Authority is contiguous with annexing authority, which will assume its obligations.	-	Board of authority to be annexed.	Pass resolution by majority vote. Annexing authority must agree to the annexation.	-	-	70 ILCS 200/2-165
	C	Authority is substantially coterminous with the municipality or is in the county, and municipality or county will take over its obligations.	-	Board of authority to be consolidated.	Pass resolution by majority vote. Governing authorities of the municipality or county must agree to the consolidation.	-	-	70 ILCS 200/2-165
Civic center authority (Metropolitan Pier and Exposition)	X	-	-	-	-	-	-	70 ILCS 210/1 ff.
Civic center authority (Peoria)	D	Authority has no bonds or other debt.	-	Authority Board of Commissioners, and Peoria City Council.	File with the recorder a resolution adopted by both entities, approving dissolution.	-	-	70 ILCS 200/205-80
Civic center authority (Springfield Metropolitan Exposition and Auditorium Authority)	A	Area being annexed was earlier disconnected from the Authority but was later subdivided or used commercially.	-	SMEAA board.	Petition court with reasons for reconnection and annexation.	Court must find that petition’s statements are true and that reconnection is allowed by law.	-	70 ILCS 200/255-125

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Community college district	A of area from another community college district	The area is on the border of the district losing it; its loss will not destroy that district's contiguity or reduce its population or assessed value below legal minimums; and the change will make community college opportunities more available to the area's residents.	$\frac{2}{3}$ of voters residing in the area.	-	Petition the regional superintendent of schools for the region containing the area. The regional superintendent forwards the petition to the Illinois Community College Board (ICCB), which publishes notice. If the lesser of 10% or 25 resident voters request a public hearing, ICCB must hold one. ICCB then decides whether to approve the change.	-	-	110 ILCS 805/6-5.3, first, second, fourth, and fifth pars.
	Same (by a different procedure)	Same as above.	The lesser of $\frac{1}{5}$ or 500 voters residing in the area.	-	Petition the regional superintendent of schools for a referendum on transferring the area between the two districts. Regional superintendent forwards the petition to ICCB, which publishes notice of and holds a public hearing.	-	If after hearing, ICCB finds the change in the best interests of schools and students, it calls a referendum in the area involved. A majority of votes on the question is required to pass.	110 ILCS 805/6-5.3, first, third, sixth, and seventh pars.
	D	District fails to meet state standards for recognition and has other deficiencies described in the law.	-	ICCB.	"[D]evelop and implement a plan" to dissolve or reorganize the district if, in ICCB's judgment, that is justified.	-	-	110 ILCS 805/2-15, item (5)
Conservation district	D	At least 3 years have passed since district was created.	10% of the district's voters.	-	Petition the court for referendum on dissolution.	Court finds that applicable provisions of law have been met.	Yes. A majority of votes cast is needed to pass.	70 ILCS 410/18

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Conservation district (cont'd)	D and reorganization as a forest preserve district	The district is wholly within one county.	Voters equal to 8% of all the district's votes for Governor in last election.	County board.	Order by ordinance, or petition for, a referendum on dissolving the conservation district and organizing it as a forest preserve district.	-	Yes. A majority of votes cast is needed to pass.	70 ILCS 410/18.1
	D and reorganization as a forest preserve district	The district is coterminous with the county.	-	County board.	Adopt a resolution for a referendum on dissolving the conservation district and reorganizing it as a forest preserve district.	-	Yes. A majority of votes cast is needed to pass.	70 ILCS 410/18.5
Conservation district (soil and water)	C with adjoining district(s) <sup>2</sup>	-	25 landowners in the district.	-	Petition Department of Agriculture for consolidation. Department forwards petition to directors of each district involved. If they all approve, a referendum is held. If it passes, Department must find consolidation "administratively practicable and feasible" for it to occur.	-	Yes, in each district to be consolidated. A majority of votes cast on the question is needed to pass.	70 ILCS 405/26a
	D	At least 3 years have passed since district was created.	25 landowners, owning 10% of land in district.	-	Petition Department of Agriculture for dissolution. It may hold public meetings before giving notice of a referendum. If it passes, Department must determine whether continued operation is practicable and feasible, and whether debts have been paid, before deciding whether to dissolve the district.	-	Yes. Department is to conduct referendum. A majority of district's landowners must vote, and a majority of those voting must favor dissolution, for it to pass.	70 ILCS 405/28 to 405/30

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Conservation district sub-district (soil and water)	A	-	All landowners in the area to be added.	-	Petition sub-district for addition. Sub-district must hold a hearing on the question.	-	-	70 ILCS 405/26b.7(a)
	A	-	A majority of landowners in area to be added.	-	Petition sub-district for addition. Sub-district must hold a hearing.	-	Yes. A majority of votes cast is needed to pass.	70 ILCS 405/26b.7(b)
	D	At least 3 years have passed since sub-district was created.	A majority of landowners, and owners of a majority of the land, in the sub-district.	-	Petition the sub-district with reasons for dissolution. Sub-district must hold a hearing.	-	Yes. A majority of votes cast is needed to pass.	70 ILCS 405/26b.9
County	C one county to an adjoining county	Consolidation has not been proposed in the last 5 years.	At least 200 voters, at least half of whom own or have life tenancies in real estate in county to be annexed.	-	Petition the county board of each county. The boards must then order the question put to voters at a general election.	-	Yes. A majority of those voting at the election, in each county, is needed to pass. Governor is to be officially notified and proclaim result.	55 ILCS 5/1-4001 to 5/1-4018
	Transfer an area to an adjoining county	Area to be transferred is at least half a congressional township.	A majority of legal voters in the area.	-	Petition the county boards of both counties. If petitioned, the boards must order the question put to voters at a referendum.	-	Yes. A majority of votes on the question, in each county involved, is needed to pass.	55 ILCS 5/1-2001 to 5/1-2006
	Transfer an area to an adjoining county	Area to be transferred is less than half a congressional township.	A majority of legal voters in the area.	-	Petition the county board of each county. Each county board then has "discretion" on ordering a referendum on the question.	-	Yes. A majority of votes on the question, in each county involved, is needed to pass.	55 ILCS 5/1-2007

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Development authority (Central Illinois Economic)	X	-	-	-	-	-	-	70 ILCS 504/1 ff.
Development authority (Chanute-Rantoul National Aviation Center Redevelopment Commission)	No change is directly authorized. (Act specifically bars dissolution if any debt remains. If it is ever dissolved, Rantoul is to get its assets.)	-	-	-	-	-	-	70 ILCS 503/30(h) and 503/50
Development authority (Eastern Illinois Economic)	X	-	-	-	-	-	-	70 ILCS 506/1 ff.
Development authority (Fort Sheridan Redevelopment Commission)	D	Commission has no outstanding debts.	-	Any intergovernmental agreement creating it must say how it can be dissolved.	-	-	-	70 ILCS 507/15 (a) and (d) (18)(G)
Development authority (Illinois Urban)	X	-	-	-	-	-	-	70 ILCS 531/1 ff.

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Development Authority (Joliet Arsenal)	D	The later of 25 years after its creation (2020) or 1 year after all its debts are paid.	-	-	Dissolution is to be automatic when the second of the stated events occurs.	-	-	70 ILCS 508/55
Development authority (Quad Cities Regional Economic)	X	-	-	-	-	-	-	70 ILCS 510/1 ff.
Development authority (Riverdale)	D	The later of 15 years after its creation (2022) or 1 year after all its debts are paid.	-	-	Dissolution is to be automatic when the second of the stated events occurs.	-	-	70 ILCS 516/50
Development authority (Southeastern Illinois Economic)	X	-	-	-	-	-	-	70 ILCS 518/5 ff.
Development authority (Southern Illinois Economic)	X	-	-	-	-	-	-	70 ILCS 519/5-5 ff.
Development authority (Southwestern Illinois)	X	-	-	-	-	-	-	70 ILCS 520/1 ff.

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Development authority (Tri-County River Valley)	X	-	-	-	-	-	-	70 ILCS 525/2001 ff.
Development authority (Upper Illinois River Valley)	X	-	-	-	-	-	-	70 ILCS 530/1 ff.
Development authority (Western Illinois Economic)	X	-	-	-	-	-	-	70 ILCS 532/5
Development authority (Will-Kankakee Regional)	X	-	-	-	-	-	-	70 ILCS 535/1 ff.
Drainage district	D	No outstanding debts without funds to pay them; no contracts will be impaired; district is not required to maintain any bridges, etc.	At least $\frac{3}{4}$ of adult landowners, owning $\frac{3}{4}$ of land, in the district.	-	Petition the court with reasons for dissolution.	Court finds the stated facts and "good reason" for dissolution.	-	70 ILCS 605/10-4 to 605/7
		Same as above.	-	Commissioners of district.	Petition the court with reasons for dissolution.	Court finds the stated facts and "good reason" for dissolution.	-	70 ILCS 605/10-7.1 to 605/10-8



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Drainage district (Chicago)	X (Chicago is a drainage district.)	-	-	-	-	-	-	70 ILCS 615/1
Fire protection district	D	-	At least 50 district voters (or a majority if it has under 100).	-	Petition the circuit court of the county having the largest part of the district.	Court finds that petition's statements are true and orders a referendum.	Yes. A majority of votes cast on the question is needed to pass.	70 ILCS 705/1 and 705/15a
	D	District has no legal voters and no outstanding bonds, and other sources offer adequate protection.	Any resident of the county containing a district with no resident voters.	-	Petition circuit court of the county where the district is organized.	Court finds that all conditions stated in the petition exist.	-	70 ILCS 705/21.1
	D and municipal take-over of its functions	A majority of the district's territory is within a municipality, which assumes the district's debt and obligations to protect its entire territory.	-	Municipal board or council.	Petition the circuit court of the county where the district is organized.	Court finds that statements in petition are true. Unless a voter petition is also filed, court orders disconnection.	If 1% of the district's voters petition to block dissolution, the court will order a referendum on dissolution. A majority of votes on the question is needed to pass.	70 ILCS 705/21
	C of two or more districts	Each district to be combined is contiguous to another—or to a municipality if they are served by the same fire department.	At least 50 voters in each district to be combined.	-	Petition the circuit court of the county containing the greatest part of the proposed district.	Court finds that statements in petition are true and it was signed by enough voters.	Yes. A majority of votes on the question (which must also state the maximum tax rate the new district can levy) is needed to combine the districts.	70 ILCS 705/14.01 to 705/14.13
	A	Same as detailed criteria for creating fire protection district (in 70 ILCS 705/1).	1% of legal voters in area to be annexed.	-	Petition the circuit court of the county where the district is organized.	Court finds that statements in petition are true.	Yes. A majority of votes on the question is needed to add the area to the district.	70 ILCS 705/3

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Flood prevention district (general act)	D	The later of (1) 25 years after the district's creation or (2) when it has no remaining obligations.	-	District commissioners can dissolve earlier if no obligations remain.	Dissolution is to be automatic when the second of the stated events occurs.	-	-	70 ILCS 750/5(c)
Flood prevention district (Beardstown Regional)	D	Same as above.	-	Same as above.	Same as above.	-	-	70 ILCS 755/5(b)
Forest Preserve District (Cook County)	A	The area to be annexed is in Cook County.	10% of legal voters in area to be annexed.	-	Petition Cook County Circuit Court.	Court certifies question to election authority.	Yes. A majority of votes on the question is needed to add area to the district.	70 ILCS 810/26
Forest Preserve District (Downstate)	A	Area adjoins the annexing district and is in the same county.	10% of legal voters in area to be annexed.	-	Petition circuit court of the county where the district is organized.	Court certifies question to election authority.	Yes. A majority of votes on the question is needed to add area to the district.	70 ILCS 805/14
	Disconnection	Area is exactly coterminous with a county or municipality of up to 125,000.	5% of legal voters in area to be disconnected.	-	Petition the circuit court of the county where the territory to be disconnected is located.	Court finds that petition meets requirements.	Yes. A majority of votes on the question is needed to disconnect the area.	70 ILCS 805/14.1
Home equity program (in Chicago)	Merger of programs	Program areas are contiguous.	10% of registered voters in each program's area.	Boards of both programs may pass merger resolutions.	In either case, the question of merger will be sent to voters.	-	Yes. A majority of votes on the question in each program area is required to pass.	65 ILCS 95/4.2
	D (termination of a program)	-	10% of registered voters in each precinct in program's area.	-	-	-	Yes. A majority of votes on the question is required to pass.	65 ILCS 95/12 and 95/4

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Hospital district	D	District board finds that stated conditions exist (including that patients can be better served by a non-profit corporation organized by it, or by other nearby medical facilities).	-	District's board of directors.	Board must propose an ordinance; invite State Comprehensive Planning Agency to review and comment; and file proposed ordinance with circuit court of the county containing the district.	Court finds that facts stated in ordinance are true.	Only if (1) district has no binding contract with a nonprofit corporation for hospital services, and (2) 10% or 1,000 of its voters petition for a referendum. If they do, a majority of votes on question is needed.	70 ILCS 910/25
	A	-	Lesser of 10% or 50 voters in area to be annexed.	-	File petition with circuit clerk of the county containing the greatest portion of district.	Court finds that petition is sufficient.	Yes. A majority of votes on the question is needed to add the area to the district.	70 ILCS 910/10, first par.
	Detachment	Allowed only in first 60 days after a court order establishing a new district; cannot destroy the district's contiguity. (Another provision applies to a district created before September 1950 and meeting other criteria.)	50% of legal voters in the part of a municipality or township that is in the district.	-	Same as above.	Same as above.	Yes. A majority of votes on the question is needed to detach the area.	70 ILCS 910/10, second and third pars.
Housing authority	D	Authority has completed its projects (or undertook none and plans none), and has no other duties.	-	Commissioners adopt a resolution finding that those criteria are met and send it to municipality containing the authority.	If municipal governing body also adopts dissolution ordinance, DCEO audits authority's funds and either files a Certificate of Dissolution or requires other actions (selling assets and transferring proceeds to the Department) before filing the Certificate.	-	-	310 ILCS 10/32 and 10/17(f)

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Lincoln Promise Zone	D	-	-	-	Any authority created under the law is to be abolished on January 31, 2018.	-	-	70 ILCS 650/90
Medical district (Illinois)	X	-	-	-	-	-	-	70 ILCS 915/0.01 ff.
Medical district (Mid-America)	X	-	-	-	-	-	-	70 ILCS 930/1 ff.
Medical district (Mid-Illinois)	X	-	-	-	-	-	-	70 ILCS 925/1 ff.
Medical district (Rose-land Community)	X	-	-	-	-	-	-	70 ILCS 935/1 ff.
Mosquito abatement district	A	Area to be annexed is contiguous to the annexing district and not in another such district.	A majority of voters residing in the area and owners of over half of its taxable property.	-	Petition filed with district's trustees.	-	Only if petitioned by at least 10% of voters in the district. A majority of votes on the question will then be required to pass.	70 ILCS 1005/10(a)
	A of area in a city or village	Over 90% of the city or village is already in the district, and no disqualifying conditions listed in the section exist.	-	Mosquito abatement district board.	Ordinance of the district.	-	Same as above.	70 ILCS 1005/10(b)

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Mosquito abatement district (cont'd)	D	-	5% of the district's legal voters (numbering at least 25).	-	Petition to circuit clerk.	Court finds that district should be dissolved (by implication—the law says the procedures for creating such a district are to be used).	Yes. A majority of votes on the question is needed to dissolve the district.	70 ILCS 1005/11 and 1005/1 to 1005/4
	D	District is within a county of under 1 million that levies a mosquito abatement tax (under a section repealed in 1986).	-	County board.	Vote to dissolve district.	-	-	70 ILCS 1005/12a
	Disconnection	County population is under 500,000, and disconnection will not isolate any part of the district, impair its effectiveness or finances, or harm public health.	Owners of the land to be disconnected.	-	Petition circuit court.	Court must hold hearing. Illinois Department of Public Health and State Natural History Survey must advise court on likely effects. If court finds that petition is true and land is entitled to disconnection, it so orders.	-	70 ILCS 1005/13
	Disconnection	Area is in a county that levies a tax (under a section repealed in 1986).	-	County board.	-	-	-	70 ILCS 1005/13a

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Multi-township assessment district	Disconnection of a township	(1)(a) Township had under 1,000 residents before joining the district but over 1,000 in last federal Census, or (b) district was voluntarily created; and (2) if disconnected, the district will still have more than one township and at least 1,000 residents.	10% of registered voters in township to be disconnected.  (Petitions are to be filed by August 1 of the year before the assessor will be elected.)	-	Township board may adopt or reject such a petition within 60 days after receiving it. If it adopts, the township is disconnected.	-	-	35 ILCS 200/2-35
Municipality	D	Dissolution has not been proposed in last 22 months.	Voters equal to a majority of all votes cast at the last municipal election.	-	File petition with municipal clerk. Clerk must then submit question to referendum.	-	Yes. A majority of votes cast on the question is needed to pass.	65 ILCS 5/7-6-1 to 5/7-6-8
		Municipality has fewer than 50 inhabitants based on last federal census.	-	County board.	Apply to the circuit court.	Yes. Court must hold a hearing before issuing an order.	-	65 ILCS 5/7-6-7
	C of two municipalities	The municipalities are contiguous and “wholly or substantially” in a single county.	Voters equal to the lesser of 10% of total persons voting at last general municipal election or 250.	-	Petition the circuit court.	Yes. The law does not mention any hearing or other proceeding.	Yes. A majority of the votes cast in each municipality (apparently on the question) is needed to pass.	65 ILCS 5/7-2-1 to 5/7-2-28, 5/7-1-16, and 5/7-1-17

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Municipality (cont'd)	C into a new municipality	County population is under 200,000; consolidation has not been proposed in last 23 months; and the municipalities are contiguous (or will be if consolidated).	Qualified voters equal to at least 8% of the total votes for Governor in the last gubernatorial election.	The governing bodies of the municipalities.	Voters can require a referendum by petitioning the municipal clerks or secretaries; governing bodies can do so by resolution. Either source must include a proposed consolidation ordinance, which each municipal clerk must publish at least 30 days before the referendum.	-	Yes. The law does not appear to specify votes needed to pass. But it does say that if not all the municipalities' voters approve, all whose voters do approve (if contiguous) will be consolidated.	65 ILCS 5/7-7-1 to 5/7-7-12, and 10 ILCS 5/28-7
	A of unincorporated area contiguous to a municipality	Varies, based on which annexation provision is to be used.	In most cases, majorities of both (a) landowners and (b) residents (if any) in the area to be annexed.	Municipal council.	Voters and landowners file a petition with the circuit court. Municipal council files an ordinance for annexation.	Usually yes. A hearing must be held in most cases.	Usually yes. In most cases a majority of persons voting on the question is needed to approve a proposed annexation.	65 ILCS 5/7-1-1 to 5/7-1-49
Municipal power agency (Ill. Joint Municipal Electric Power Act)	X (See comment to the right.)	-	-	-	The agreement creating an agency may make provisions for its dissolution.	-	-	65 ILCS 5/11-119.1-4(A)(7)
Municipal natural gas agency (Ill. Joint Municipal Natural Gas Act)	X (See comment to the right.)	-	-	-	The agreement creating an agency may make provisions for its dissolution.	-	-	65 ILCS 5/11-119.2-4(A)(7)
Museum district	A	Area to be annexed adjoins and is in the same county as the district.	At least 10% of legal voters in the area to be annexed.	-	Petition the court for annexation.	Court certifies question to election officials.	Yes. A majority of votes cast by voters in the area to be annexed is needed to pass.	70 ILCS 1105/23

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Museum district (cont'd)	A of one district to another	The two districts are contiguous.	-	Board of district to be annexed.	Get approval from board of proposed annexing district.	-	-	70 ILCS 1105/27
	C into a municipality or county	The district is coterminous with the municipality, or entirely within the county.	-	District board.	Get approval from the municipal or county governing authority.	-	-	70 ILCS 1105/27
Park district	D	-	Voters equal to $\frac{2}{3}$ of votes for district commissioner who got most votes at last election (and at least 20% of district's legal voters).	-	If petitioned by the required number of voters, board must certify question for a referendum.	-	Yes. A $\frac{2}{3}$ majority is needed, except that a district wholly within one municipality can be dissolved by a majority of votes cast in both the district and the municipality.	70 ILCS 1205/13-1 to 1205/13-8
	D	District board has failed to discharge its functions for the last 5 years.	1% of district's voters.		Petition the court, stating facts showing that the board has failed to do several things required by law.	Court determines the facts, and can order the district dissolved.	-	70 ILCS 1205/13-9a to 1205/13-9d
Park district (Chicago)	X	-	-	-	-	-	-	70 ILCS 1505/0.01 ff.
Park (Exposition authority)	X	-	-	-	-	-	-	70 ILCS 1600/0.01 ff.



Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Park and recreation district (Metro-East)	X	-	-	-	-	-	-	70 ILCS 1605/1 ff.
Planning (Chicago Metropolitan Agency for)	X	-	-	-	-	-	-	70 ILCS 1707/1 ff.
Planning commission (Southwestern Illinois Metropolitan and Regional)	X	-	-	-	-	-	-	70 ILCS 1710/1 ff.
Police district commission (Metro East)	D	The act creating the Commission is to expire in 2019.	-	-	-	-	-	70 ILCS 1750/20
Port districts (numerous)	A	Area to be annexed is contiguous to the district and not in any other port district, and has resident legal voters.	5% of voters in area proposed to be added.	-	Petition the court for a referendum on annexation.	Court holds a hearing and determines whether petition conforms with the law; if so, court orders a referendum.	Yes. A majority of votes cast is needed to pass.	Laws cited in end-note <sup>3</sup>
	A	Area to be annexed is contiguous to the district and not in any other port district, and has no resident legal voters.	All owners of land in the area proposed to be added.	-	Petition court for annexation.	Court holds a hearing and determines whether petition conforms with the law; if so, it orders annexation.	-	Laws cited in end-note <sup>3</sup>

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Port district (Havana Regional)	X	-	-	-	-	-	-	70 ILCS 1805/0.01 ff.
Port district (Illinois International)	C ("annex ... to" another district)	The two port districts are contiguous.	-	Boards of both districts.	Approve the action (in separate votes).	-	-	70 ILCS 1810/28
	C with a municipality or county	Municipality is "substantially coterminous" with district, or the district is within the county.	-	Board of Illinois International Port District.	The municipal or county governing body accepts all of the District's functions, assets, and liabilities.	-	-	70 ILCS 1810/28
Port district (Illinois Valley Regional)	X	-	-	-	-	-	-	70 ILCS 1815/1 ff.
Port district (Kaskaskia Regional)	X	-	-	-	-	-	-	70 ILCS 1830/1 ff.
Port district (White County)	X	-	-	-	-	-	-	70 ILCS 1870/0.01 ff.
Public building commission	D	(1) Sold no bonds and has no debt or operational leases or (2) has fulfilled its purpose and paid all bonds and contractual obligations except to personnel.	-	Governing body of the entity that created the commission.	Pass resolution for dissolution.	-	-	50 ILCS 20/22.1

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Public health district	A of a town or road district	-	10% of voters of the town or road district to be annexed.	-	Approval by board of health of existing district, followed by filing with county clerk.	-	Yes. A majority of those voting on the question is needed to approve.	70 ILCS 905/3a and 905/7, third par.
	A of a town or road district	-	10%(?) of voters of town or road district (the law is not clear on how many voters must petition).	-	Petition to the proper election official.	-	Yes. A majority of those voting on the question is needed to approve.	70 ILCS 905/5a and 905/7
	D and annexation to another such district, or C into a municipality or county	District is contiguous to another hospital district; “substantially coterminous” with the municipality; or within the county.	-	Board of health (district’s governing authority).	The other government agrees to assume the district’s functions and liabilities.	-	-	70 ILCS 905/26
Public library district	A	Area to be annexed is contiguous to district, within municipal boundaries, and privately owned at least in part, but has no resident voters.	Owners of all land sought to be annexed.	-	Petition the district for annexation; its board may then annex the area without referendum. But the board can send notice to each library district within 1 mile of its boundaries, and to each owner of land in the area. Any parcel whose owner objects is then to be excluded.	-	-	75 ILCS 16/15-10

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Public library district (cont'd)	A	Area to be annexed is contiguous to the district; is in a municipality or school district that is at least partly in the district; and lacks local, tax-supported library service.	-	Library district board.	Adopt annexation ordinance.	-	Only if a petition is filed with the board by at least 10% of voters in the district and/or the area to be annexed. Majorities of votes cast on the question, in the district and the area, are required to pass.	75 ILCS 16/15-15
	A	Area is contiguous to the district, dedicated for roadway use, and in no other library district.	-	Library district board.	Adopt annexation ordinance.	-	-	75 ILCS 16/15-25
	A	Area is private property contiguous to the district.	Owner(s) of the property.	-	Petition board for annexation. The board may then annex it.	-	-	75 ILCS 16/15-30
	A	Area has no resident voters; is in a municipality that is at least partly in the library district; is contiguous to the district; and is in no other library district.	-	Library district board.	Adopt annexation ordinance.	-	-	75 ILCS 16/15-35
	A	Area is contiguous to the district and not in any other library district, and has no tax-supported library service.	At least 100 in the territory to be annexed.	Library district board.	Either of them can petition the circuit court of the county containing the larger part of the district for annexation.	Hold a hearing; fix the boundaries of the proposed addition; and order a referendum.	Yes. Majorities of votes cast on the question in the district and the area are required to pass.	75 ILCS 16/15-50 to 16/15-65

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Public library district (cont'd)	A	District has a public library building in a municipality that is partly in the district, but part of that municipality is in a township that has no public library building in that part of the municipality.	100 voters in the part of the municipality outside the district (if fewer than 100 voters live there, a majority of voters in area to be annexed).	-	Petition the district for annexation.	-	Yes. Majorities of votes cast in the area and in the district are required to pass.	75 ILCS 16/15-70
	C	Two or more districts are contiguous and have the same annual library tax levy limits.	-	Boards of all districts seeking to merge.	After publishing notice of the meetings at which they intend to adopt merger ordinances, do so by $\frac{2}{3}$ of each board.	After publication of notice of a hearing, the court can approve a merger, including tax levy limits and the new district's name.	-	75 ILCS 16/20-5, 16/20-10, and 16/20-25
	C	Two or more districts are contiguous.	At least 100 voters in each of the districts.	-	Petition each district board for consolidation, stating a new tax rate limit if the districts do not have the same rate limits.	After a successful referendum and a hearing, approve the merger.	Yes. Majorities of votes cast on the question in each district are required to pass.	75 ILCS 16/20-5, 16/20-15, and 16/20-25
	D	-	25% of district's residents (with a minimum of 100).	-	Petition the circuit court of the county containing the larger part of the district for dissolution.	-	Yes. A majority of votes cast on the question is required to pass.	75 ILCS 16/25-5 to 16/25-30
Railroad relocation authority (Dixon)	D	Is to be dissolved when its statutory relocation purposes are accomplished, or the Authority declares them impossible or unfeasible.	-	-	-	-	-	70 ILCS 1925/5-10

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Railroad relocation authority (Grand Avenue)	D	Same as above.	-	-	-	-	-	70 ILCS 1915/15
Railroad relocation and development authority (West Cook)	D	Same as above.	-	-	-	-	-	70 ILCS 1920/10
Railroad redevelopment authority (Southwest Suburban)	D	Same as above.	-	-	-	-	-	70 ILCS 1930/10
Railroad authority (Elmwood Park Grade Separation Authority)	D	Is to be dissolved when Authority declares its statutory purpose unfeasible, or 6 months after first use of its grade separation structure.	-	-	-	-	-	70 ILCS 1935/15
Railroad terminal authority	X	-	-	-	-	-	-	70 ILCS 1905/1 ff.

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Renewable energy production special district	D	District has no debts or other obligations.	-	District's board.	Adopt an ordinance finding that district has no debt and the public interest does not require its continuation.	-	Only on petition of at least 10% of district's registered voters. A majority of votes on the question is required to pass.	70 ILCS 1950/22(b)
	D	District has no debts or other obligations.	At least 10% of the district's registered voters.	-	Petition the court for a referendum.	Court must hold a hearing. If it finds that the district has no debt, it must order referendum.	Yes. A majority of persons voting on the question is required to pass.	70 ILCS 1950/22(c)
Rescue squad district	A	Annexed territory is contiguous to the district, and not in another rescue squad district or fire protection district that provides rescue services.	A majority of voters in the territory and the owners of over half of its taxable property.	-	If petitioned by those voters, district trustees can adopt an annexation resolution. Or the trustees can call for a referendum on whether to annex.	-	If called for by trustees or requested by the lesser of 1,000 or 5% of the district's voters. In either case, a majority of persons voting on the question is required to pass.	70 ILCS 2005/13
	D	-	At least 25 district voters. Must include 5% of all its voters, and 5% of the voters in each municipality or unincorporated part of the district.	-	Petition the court for a referendum on dissolution.	Court must hold a hearing and decide whether dissolution is necessary.	Yes. A majority of persons voting on the question is required to pass.	70 ILCS 2005/2 to 2005/5 and 2005/14

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
River conservancy district	A	-	At least 1% of legal voters residing in the area to be annexed in each county.	-	Petition the court of the county where the district was created for an annexation referendum. The board of the annexing district must also accept the new territory.	Court must determine boundaries of territory to be added and hold a hearing on the proposal.	Yes. A majority of votes cast is required to pass.	70 ILCS 2105/3, first five pars.
	A	-	A majority of adult landowners in the area to be annexed, owning a majority of it.	-	Petition the court of the county where the district was created. After court action, annexation will occur if the other district's board accepts the territory.	Court holds a hearing on the proposal and determines boundaries of territory to be added.	-	70 ILCS 2105/3, last two pars.
	D	All debts have been paid or assumed by another public body, and its board finds that public interest does not require continuing the district.	-	District's board.	Adopt a dissolution ordinance.	-	Only upon petitions by 10% of registered voters living in the district. A majority of votes on the question is then needed to dissolve the district.	70 ILCS 2105/26b
Road district	C	The county is not under township organization.	20 voters in each road district to be consolidated.	-	Petition county board for consolidation.	-	-	605 ILCS 5/6-105
	C	The county is under township organization.	The lesser of 50 or 5% of voters in each district to be consolidated.	-	Petition circuit court for a referendum on consolidation.	After consideration, order a referendum.	Yes. Majorities of the votes cast in each district are required to pass.	605 ILCS 5/6-108 and 5/6-109
	D	Roads in the district total under 4 miles.	-	-	The district is abolished if its total road length is less.	-	-	605 ILCS 5/6-130



## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Road district (cont'd)	D	District is in Cook County.	-	Township board of trustees.	Submit a proposition to the voters to abolish the district.	-	Yes. A majority of votes on the question is required to pass.	605 ILCS 5/6-133
Sanitary district created under 1907 act	A	Area is contiguous to the district, and served either by it or by a municipality whose sewers connect to it.	-	District board. (Section 14.3a allows annexation by agreement with the owners of land to be annexed.)	Enact annexation ordinance.	-	-	70 ILCS 2205/14.3 (and 2205/14.3a)
Sanitary district created under 1907 act (in the Metro-East area)	Replacement by a new district under a 1974 act <sup>4</sup>	Equalized assessed value is least \$100 million.	At least 300 voters in the district created under the 1907 act.	-	Petition the State Board of Elections.	-	A majority of persons properly marking ballots could pass the proposition.	70 ILCS 2205/29 to 2205/29.3
Sanitary district created under 1917 act	A (called addition of territory)	Area is "contiguous" (act does not say to what). Other criteria in 70 ILCS 2405/1 must also be met.	10% of legal voters in area to be added.	-	File petition with circuit clerk of county where district is located.	Court considers proposed boundaries and certifies results to election officials.	Yes. A majority of votes on the question is needed to add area to district.	70 ILCS 2405/23
	A	Area is "contiguous," uninhabited, unincorporated, and owned by the district; or contiguous to it, used as a street, and not in another such district.	-	District's board of trustees.	Enact ordinance.	-	-	70 ILCS 2405/23.1 and 2405/23.2

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Sanitary district created under 1917 act (cont'd)	A	Area is unincorporated, up to 60 acres, and entirely within the district.	-	District's board of trustees.	Enact ordinance.	-	-	70 ILCS 2405/23.3
	A	Area is contiguous to the district and not in another sanitary district.	All owners of land in the area (and all residents if any).	-	File petition with clerk of the district. A two-thirds vote of its board is needed to annex.	-	-	70 ILCS 2405/23.4
	A	Area is contiguous to the district, and a sewer line of the district (or of another system whose lines connect to it) crosses the area.	-	District's board of trustees.	Enact ordinance.	-	-	70 ILCS 2405/23.5
	Disconnection	Area is contiguous and on the district's border; district did not incur any outstanding debt while area was part of it.	10% of legal voters in area to be disconnected.	-	File petition with circuit court of county where district is located.	Court must consider proposed boundaries and certify results to election officials.	Yes. A majority of votes on the question is required to disconnect area.	70 ILCS 2405/24
	D	District population is not over 5,000, and district has agreed with a municipality for joint works under another act.	-	District's board of trustees.	File petition with circuit court.	Court holds hearing to determine whether the petition is correct and there is "good reason" for dissolution. If so, court will order it.	-	70 ILCS 2405/27(a)

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Sanitary district created under 1936 act	Disconnection of an area from the sanitary district	Area is contiguous and on district's border; district has no remaining debt or unpaid special assessments; and current or planned district facilities will not benefit the area.	10% of legal voters in the area to be disconnected.	-	Petition the circuit court of the county where the district was organized.	Court may alter area to be considered for disconnection, or deny petition if it is not true.	Yes. A majority of votes on the question in the area is required to disconnect it.	70 ILCS 2805/32a.5
	Disconnection of an area from a sanitary district (by agreement)	Area is contiguous and on district's border; no registered voters reside in it.	All owners of the area to be disconnected.	District's board of trustees.	The two groups can agree that the area will be disconnected from the district. The agreement may require the owners to compensate the district for lost future taxes.	Any such agreement must be presented to the circuit court for approval or rejection. The court may allow the two groups to amend the agreement.	-	70 ILCS 2805/32a.5-1
	D	District has no outstanding revenue bonds.	50 voters residing in the district.	-	Petition the circuit court of the county containing the district.	Court is to certify the question of dissolution to election officials.	Yes. A majority of votes on the question is required to pass.	70 ILCS 2805/32
	D	The district's entire area has been incorporated into any municipality(ies).	50 voters residing in the district.	-	Petition the circuit court of the county containing the district to put the question of dissolution on the ballot. (If no petition for a referendum is filed within 6 months after all of the district is incorporated, district is dissolved.)	Court is to certify the question of dissolution to election officials.	Yes. A majority of votes on the question against dissolution is required to prevent it.	70 ILCS 2805/37
Sanitary district (Eastern Will)	X	-	-	-	-	-	-	70 ILCS 3020/1 ff.

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Sanitary district (Metro-East)	X	-	-	-	-	-	-	70 ILCS 2905/1-1 ff.
Sanitary district (Metropolitan Water Reclamation District)	Disconnection	Area is on district's border and up to 20 acres; disconnecting it will not isolate any other district territory; and the district has not provided sewer or drainage facilities for it.	A majority of voters living in the area if any, and a majority of its landowners, owning a majority of its land.	-	File petition with circuit court of county containing the greater part of the area.	Court holds hearing to determine whether petition is true. If so, it is to order disconnection.	-	70 ILCS 2605/28
Sanitary district (North Shore)	A (called addition of territory)	Area to be annexed is contiguous to the district.	10% of legal voters in area to be added.	-	Petition circuit court of the county containing the district. Acceptance by the district's trustees is also needed.	Circuit court is to consider the proposed area and certify results to the election officials.	Yes. A majority of "the votes cast at such election" is required to pass.	70 ILCS 2305/26
	Disconnection	Area is contiguous to itself (not in separate parcels), and district has no outstanding bonds.	10% of legal voters in area to be added.	-	Petition circuit court of the county containing the district.	Circuit court is to name three of its judges as "commissioners" to consider the proposed disconnection at a hearing and certify results to the election officials.	Yes. A majority of "the votes cast at such election" is needed to disconnect an area from the district.	70 ILCS 2305/27  (see also 70 ILCS 2305/1)
	A	Area is contiguous to the district, and is served by it or by a municipality whose sewers connect to it.	-	District's board of trustees.	Enact ordinance.	-	-	70 ILCS 2305/28

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
School district	A; D; detachment; or division  (Cannot be used to create a new school district except on a military base.)	All areas involved are in a single educational service region; no area will lack a high school after the action; and each resulting district will have at least 2,000 residents and \$6 million of equalized value, and be contiguous and compact (subject to exceptions stated in 105 ILCS 5/7-4).	In most cases, a majority of registered voters in each district affected ( $\frac{2}{3}$ of registered voters in any area to be annexed or detached).	The board of each school district to be affected.	Petition the regional board of school trustees. <sup>5</sup> The trustees must hold a hearing. Petitioning voters (if more than 10) must name a "Committee of 10" with power to agree to changes in the proposal. The regional superintendent of schools, acting for the regional board of school trustees, is to grant or deny the petition within 30 days after the hearing. If no action is taken within 9 months after petitions are submitted, the Committee of 10 or school boards can petition the State Superintendent of Education.	-  (But any action can be challenged in court under the Administrative Review Law.)	Only if the proposal is to annex one or more entire districts to another district and it is approved under the procedures described to the left. In such a case, a majority of the persons voting on the question in each district involved is required to pass.	105 ILCS 5/7-1 and 5/7-2a to 5/7-30
	A; D; detachment; or division  (Cannot be used to create a new school district.)	The area involved is in more than one county.	In most cases, a majority of registered voters in each district affected ( $\frac{2}{3}$ of registered voters in any area to be annexed or detached). If an area to be detached has no legal voters, a petition must be signed by all its record landowners.	The board of each school district to be affected.	Petition the regional boards of school trustees <sup>5</sup> of all regions to be affected. Those boards must hold a joint hearing, then take "concurrent action."	-  (But any action can be challenged in court under the Administrative Review Law.)	Same as above.	105 ILCS 5/7-2 and 5/7-6

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
School district (cont'd)	D and annex all territory to other district(s)	The district's population is under 5,000 or its enrollment is under 750.	A majority of registered voters in the district to be dissolved.	Board of district to be dissolved. But if, within 45 days after notice by regional trustees of a hearing (see column to the right), a majority of the district's registered voters petition against dissolution, the regional trustees may not act.	Publish notice of and hold a "public informational meeting" on the proposal; then petition the regional board of school trustees. <sup>5</sup> They must publish notice of a hearing (to be 50 to 70 days later) and at the hearing consider the district's needs and other facts before changing any district lines. But the law says they have no power to deny a proper dissolution petition unless a majority of district voters so petition (see column to the left).	-  (But any action can be challenged in court under the Administrative Review Law.)	-	105 ILCS 5/7-2a(b) and 5/7-11
	A a contiguous area to another district	The area has no more than (1) 5% of the area and (2) 5% of the equalized value of either an elementary or a high school district; and putting it in another district will give an elementary and a high school district the same boundaries.	$\frac{2}{3}$ of the registered voters in the area.	-	Petition the regional board of school trustees. <sup>5</sup> The law says the trustees have no power to decide anything except whether the stated conditions exist.	-	-	105 ILCS 5/7-2b
	A a contiguous area to another district	The area is in Cook County, not over 160 acres, and vacant, and meets several other conditions.	All record owners of the area.	-	Petition the State Superintendent of Education. Superintendent must hold a hearing, but has no authority to decide anything except whether the stated conditions exist.	-  (But decision can be challenged in court under the Administrative Review Law.)	-	105 ILCS 5/7-2c

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
School district (cont'd)	A or detach area to or from a special charter district	Several conditions (likely existing in only a few areas in Illinois) exist.	Varies. May be 51% of both (1) record owners and (2) voters (if any) in the area; or the lesser of 25% or 1,000 voters in district (or 50% of voters in the area to be affected).	In some cases, school board members must also sign petition.	File with the special charter district's governing body. ("Special charter district" is defined in 105 ILCS 5/1-3.) If an objection is filed with the appropriate authority, the regional board of school trustees <sup>5</sup> must appoint a "Hearing Board" to consider the matter further.	-	-	105 ILCS 5/7-2.3 to 5/7-2.7
	D	A high school or unit district has not operated a school in its territory for 1 year (with exceptions).	-	-	District is "automatically dissolved" if the stated facts exist (subject to several stated exceptions).	-	-	105 ILCS 5/5-32
Solid waste disposal district	A to another district	The two districts are contiguous.	-	Board of district to be annexed.	Vote to annex the district. Board of annexing district must agree to the annexation.	-	-	70 ILCS 3105/25
	C with a municipality or county	District and municipality are coterminous, or district is entirely in county.	-	Board of district to be consolidated.	Vote to consolidate the districts. Governing authorities of municipality or county must agree to the action.	-	-	70 ILCS 3105/25
Solid waste (Metro East Solid Waste Disposal and Energy Producing Service)	X	-	-	-	-	-	-	70 ILCS 3110/1 ff.

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Sports facilities authority (Downstate Illinois)	X	-	-	-	-	-	-	70 ILCS 3210/1 ff.
Street lighting district	A of new area	Area to be annexed is not within any municipality.	At least 50 voters living in the proposed area.	-	Petition the court for annexation referendum. Trustees of existing district must also accept the annexation.	Court must determine whether petition conforms to the law and is true in substance.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3305/1 and 3305/2a, first five pars.
	A of a tract of land	Tract is not yet in a street lighting district.	Owner(s) of the tract to be added.	-	Petition street lighting district for annexation. The district can accept or reject.	-	-	70 ILCS 3305/2a, last two pars.
	A to another district	The districts are contiguous.	-	Board of district to be annexed.	Vote to annex the district. Board of annexing district must agree to the annexation.	-	-	70 ILCS 3305/11
	C with a municipality or county	The district and municipality are coterminous; or district is within the county.	-	Board of district to be consolidated.	Vote to consolidate. Municipal or county governing authorities must agree to any consolidation.	-	-	70 ILCS 3305/11
Surface water protection district	A an area to the district	Area is contiguous and in not more than two counties; is not in such a district; and will benefit from surface water protection.	At least 1% of voters living in area proposed to be added.	-	Petition the court for an annexation referendum.	Court must determine whether petition conforms to the law and is true in substance.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3405/2, 3405/3, and 3405/6 to 3405/8



Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Surface water protection district (cont'd)	C (“annex ... to”) another district	The two surface water protection districts are contiguous.	-	Board of district to be annexed.	Vote to annex the district to would-be annexing district. Board of annexing district must agree to annexation.	-	-	70 ILCS 3405/25
	C with a municipality or county	District and municipality are coterminous, or district is entirely in county.	-	Board of district to be consolidated.	Vote to consolidate. Municipal or county governing authorities must agree to consolidation.	-	-	70 ILCS 3405/25
Township	C (or other alteration of township lines)	Unavailable if Article 15 of Township Code (summarized two rows below) applies.	-	County board.	Publish notice and hold a public hearing before any final action.	-	Only if an incorporated town would be “divided” (presumably between townships) by county board’s action.	60 ILCS 1/10-5 to 1/10-20
	Same as above.	May not disturb any urban or coterminous township that existed on October 1, 1978.	-	County board.	Adopt plan to change township boundaries (may include consolidating townships) so each township’s 1982 equalized assessed value is at least \$10 million <u>or</u> it does not exceed 126 square miles.	-	Yes. Must be approved, in each township to be affected, at a “regular election” at least 60 days after county board adopts the plan.	60 ILCS 1/10-25 to 1/10-75
	A of area in an adjoining township by a city that is coterminous with a township (called a “coterminous city”)	-	-	City council.	Notify the adjoining township’s board that it proposes to annex part of it to the city.	-	Adjoining township’s board can force a referendum on whether part of its area should be annexed to city. A majority of persons voting on the question in the township is required to pass.	60 ILCS 1/15-15

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Township (cont'd)	C (called merger) of all townships in a large city into one	The city (in a county with township organization) contains all or parts of at least five congressional townships.	10% of “legal voters” of the city (based on vote at the last Presidential election).	-	Petition the county board. If the required number of voters so petition, it must call a referendum.	-	Yes. A “majority of the votes” (in the city) is required to create a single township in it.	60 ILCS 1/20-5 to 1/20-15
	D (called abolition) of a township in a described city	Township is in Cook County; covers at least 7 square miles; and is substantially coterminous with a municipality whose officers already exercise some or all township powers.	10% of township’s registered voters.	City council.	If 10% of registered voters petition the city council, it must put the question on the ballot. Or it may do so by its own decision.	-	Yes. A “majority of the votes . . . cast” (apparently on the question) is required to abolish township.	60 ILCS 1/27-5 to 1/27-25
	D of all townships in a county	Proposition has not been put to a referendum in last 4 years.	10% of the registered voters of each township in the county.	-	Petition the county board. If the required number of voters so petition, it must call a referendum.	-	Yes. A majority of the votes on the question in each of $\frac{3}{4}$ of the townships, containing a majority of county’s population, is required to abolish township government.	60 ILCS 1/25-5 to 1/25-25
	D of one township	-	See comments under “Actions needed.”	See comments under “Actions needed.”	Constitution says: “Townships may be consolidated or merged, and one or more townships may be dissolved or divided, when approved by referendum in each township affected.” But no law has procedures for abolishing a single township, or replacing its services and tax levy.	See comments under “Actions needed.”	See comments under “Actions needed.”	Ill. Const., Art. 7, sec. 5, second sentence

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Trail authority (Prairie)	X (but see note to the right)	-	-	-	Any county governing board by majority vote can withdraw from the authority.	-	-	70 ILCS 3505/5
Transit authority (Regional Transportation Authority) (RTA)	A	Area is contiguous to RTA's area.	-	County board of area to be annexed. RTA board can reject or set conditions on approval.	Certify annexation question to election authorities.	-	Yes. Must get votes of a majority of persons voting on the question.	70 ILCS 3615/3.06
Transit authority (CTA)	X	-	-	-	-	-	-	70 ILCS 3605/1 ff.
Transit (mass transit district)	D (called discontinuance)	Public need for services has ended, or other adequate services are or can be made available.	-	District's board.	Certify those findings to each municipality and county that created the district. If they all approve, district is to wind up its affairs.	-	-	70 ILCS 3610/9
	A	Area is contiguous to existing district and not in any other local mass transit district.	At least $\frac{2}{3}$ of legal voters (if none, all landowners) in area to be annexed.	-	Petition the circuit court of the county containing the area to be annexed; or if area has no legal voters, petition the district's board.	If petition is to the court and it finds petition correct, it refers issue to district board; $\frac{2}{3}$ vote of the board is required.	-	70 ILCS 3610/8.1 to 3610/8.3
	A of a municipality or county	District is <u>not</u> the Metro East Transit District, and has no bonds or tax levy.	-	Municipal or county board.	Pass ordinance or resolution by a majority of municipal or county board, and then by $\frac{2}{3}$ of the district's board.	-	-	70 ILCS 3610/3.01, first par.

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Transit (mass transit district) (cont'd)	A of a township contiguous to the district	District is the Metro East Transit District.	10% of township's registered voters.	Township board.	Present petition or township resolution to county board. A majority of it, and 2/3 of the district's board, are needed to approve.	-	-	70 ILCS 3610/3.01, second par.
	A of non-farm land contiguous to a mass transit district	Land is within a municipality (or a township), and not in a mass transit district. (RTA-supported districts cannot use this authority.)	-	District's board.	Hold a public hearing after notice, and "give due consideration to all testimony." No action by any other entity is required for annexation to take place.	-	-	70 ILCS 3610/8.5
Tuberculosis sanitarium district	D	County is under 500,000, and an existing health department will assume responsibilities.	-	Board of directors and county board.	Act (separately) to dissolve the district.	-	-	70 ILCS 920/5.3
	A or C with municipality or county	Is contiguous with another district, coterminous with the municipality, or within the county.	-	Board of directors and the other local government, if applicable.	-	-	-	70 ILCS 920/5.3a
Water authority	A	Area to be annexed adjoins the authority.	A majority of landowners, owning a majority of land to be annexed.	-	Petition the court for annexation.	Court holds a hearing. If it finds that the petition conforms to the law and there is no valid objection, it orders annexation.	-	70 ILCS 3715/9, first par.

## Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Water authority (cont'd)	C (“annex ... to another authority”)	The authorities are contiguous.	-	Authority to be annexed.	Get approval from annexing authority’s board.	-	-	70 ILCS 3715/28
	C authority with a municipality or county	The authority is coterminous with the municipality, or entirely in the county.	-	Authority board.	Get approval from municipal or county governing authority.	-	-	70 ILCS 3715/28
Water commission (county)	C (“annex ... to another commission”)	The commissions are contiguous.	-	Board of commission to be annexed.	Get approval from annexing commission’s board.	-	-	70 ILCS 3720/2.1
	C with a municipality or county	The commission is coterminous with the municipality, or entirely in the county.	-	Commission board.	Get approval from municipal or county governing authority.	-	-	70 ILCS 3720/2.1
Water district (public)	A	Area to be annexed is contiguous to the public water district and not in another such district.	$\frac{2}{3}$ of legal voters in area to be annexed; or, if none, owners of a majority of its land.	-	Petition the court for annexation.	Court holds a hearing and determines whether petition conforms to the law. If so, court forwards it to public water district board. A $\frac{2}{3}$ vote of that board is required for annexation.	-	70 ILCS 3705/26 to 3705/28

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
Water district (public) (cont'd)	D	If a municipality annexes all of a district, the district is abolished within 90 days and the municipality assumes its powers, duties, and debts.	-	-	-	-	-	65 ILCS 5/11-151-4 (referred to in 70 ILCS 3705/40)
	D	All district debts must be paid before dissolution is final.	-	Public water district's board (by 2/3 vote).	Petition the court, stating reasons for dissolution and describing why it will not harm the public or bondholders.	Court holds a hearing to determine whether the board's arguments are correct. If so, court orders a referendum.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3705/29 to 3705/34
	D	District has existed at least 4 years and has no remaining revenue bonds.	At least 100 electors living in the district.	-	Petition the court for a referendum on dissolution.	Court determines whether petition conforms to the law.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3705/35
Water service district	A	Area to be annexed adjoins the district.	A majority of landowners, owning a majority of area to be annexed.	-	Petition the court for annexation.	Court holds a hearing. If it finds that petition conforms to law and there is no valid objection, it orders annexation.	-	70 ILCS 3710/11, first par.
	C ("annex ... to another district")	The two districts are contiguous.	-	Board of district to be annexed, by majority vote.	Annexing district board approves.	-	-	70 ILCS 3710/13
	C district with a municipality or county	The district is coterminous with the municipality, or entirely within the county.	-	District board, by majority vote.	Municipal or county governing authority approves.	-	-	70 ILCS 3710/13

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

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Water service district (cont'd)	D	All district debts must be paid before dissolution is final.	-	Public water service district's board, by $\frac{2}{3}$ vote.	Petition the court, giving reasons for dissolution.	Court holds hearing to determine whether district can be dissolved without harming the public or bondholders.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3710/12
	D	District has no outstanding bonds (or other debts by time of dissolution).	At least 50 electors of the district.	-	Petition the court, giving reasons for dissolution.	Court holds hearing to determine whether district can be dissolved without harming the public or bondholders.	Yes. A majority of votes on the question is required to pass.	70 ILCS 3710/12

Notes

- The following local units are provided for in the Civic Center Code:  
Civic Centers: Aledo; Aurora; Benton; Bloomington; Bowdre Township; Brownstown Park District; Carbondale; Cave In Rock Township; Centre East; Chicago South; Collinsville; Columbia; Crystal Lake; Decatur; DuPage County; Elgin; Forest Park; Herrin; Illinois-Michigan Canal National Heritage Corridor; Illinois Valley; Jasper County; Jefferson County; Jo Daviess County; Marengo; Mason County; Matteson; Maywood; Melrose Park; Metropolitan; Milford; Normal; Oak Park; Orland Park; Ottawa; Pekin; Peoria; Pontiac; Quad City; Quincy; Randolph County; River Forest; Riverside; Rockford; Salem; Sheldon; Sterling; Vermilion County; Waukegan; and West Frankfort.  
Other units: Boone County Community Building Complex Committee; Illinois International Convention Center; Katherine Dunham Metropolitan Exposition and Auditorium Authority; Leyden Township Space Needs Authority; Springfield Metropolitan Exposition and Auditorium Authority; and Will County Metropolitan Exposition and Auditorium Authority.
- The law authorizes a soil and water conservation district to consolidate with one or more adjoining "soil conservation districts." The law authorizing such districts, as enacted in 1937 (Laws 1937, p. 10), called them soil conservation districts; the name was changed to soil and water conservation districts in 1961. The 1961 law said: "All districts created and in being under this Act at the time this amendatory Act of 1961 takes effect shall be known as Soil and Water Conservation Districts" (Laws 1961, p. 530, sec. 35). Thus it appears that all existing soil conservation districts became soil and water conservation districts; if so, the current law apparently authorizes consolidation of adjoining soil and water conservation districts even though it says "soil conservation districts."
- The port districts to which the accompanying text applies are: Alexander-Cairo (70 ILCS 1801/160 to 1801/170), America's Central (70 ILCS 1860/32 to 1860/34), Heart of Illinois Regional (70 ILCS 1807/160 to 1807/170), Jackson-Union Counties Regional (70 ILCS 1820/31 to 1820/33), Joliet Regional (70 ILCS 1825/31 to 1825/33), Massac-Metropolis (70 ILCS 1831/160 to 1831/170), Mid-America Intermodal Authority (70 ILCS 1832/160 to 1832/170), Mt. Carmel Regional (70 ILCS 1835/36 to 1835/38), Ottawa (70 ILCS 1837/160 to 1837/170), Seneca Regional (70 ILCS 1845/32 to 1845/34), Shawneetown Regional (70 ILCS 1850/32 to 1850/34), Southwest Regional (70 ILCS 1855/36 to 1855/38), Upper Mississippi River International (70 ILCS 1863/35 to 1863/37), and Waukegan (70 ILCS 1865/32 to 1865/34).

Appendix A: Statutory Procedures for Annexing, Consolidating, or Dissolving Local Government Units (cont'd)

<i>Type of unit</i>	<i>Type of action</i>	<i>Prerequisites for action</i>	<i>Voters who can begin</i>	<i>Other entity that can begin</i>	<i>Actions needed</i>	<i>Court action needed</i>	<i>Referendum required</i>	<i>Citation</i>
4.								Based on cases including <i>Eastern v. Canty</i> , 75 Ill. 2d 566, 389 N.E.2d 1160 (1979), a new district appears to have been created in the Metro-East area as authorized by 70 ILCS 2205/29 ff. If so, the new district is governed by 70 ILCS 2905/1-1 ff. But one or more districts elsewhere in the state may continue operating under 70 ILCS 2205/0.01 ff.
5.								105 ILCS 5/7-04 provides that, for a non-Chicago district in Cook County (where the regional board of school trustees was abolished by a 1992 law), the role of regional school trustees is to be filled for purposes of this article (7) of the School Code by the township school trustees; or where none exist, by the school board of the district involved.