



Sen. Michael Connelly

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1 AMENDMENT TO SENATE BILL 1262

2 AMENDMENT NO. _____. Amend Senate Bill 1262 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Toll Highway Act is amended by changing
5 Section 19 as follows:

6 (605 ILCS 10/19) (from Ch. 121, par. 100-19)

7 Sec. 19. The Authority shall fix and revise from time to
8 time, tolls or charges or rates for the privilege of using each
9 of the toll highways constructed pursuant to this Act. Such
10 tolls shall be so fixed and adjusted at rates calculated to
11 provide the lowest reasonable toll rates that will provide
12 funds sufficient with other revenues of the Authority to pay,
13 (a) the cost of the construction of a toll highway authorized
14 by joint resolution of the General Assembly pursuant to Section
15 14.1 and the reconstruction, major repairs or improvements of
16 toll highways, (b) the cost of maintaining, repairing,

1 regulating and operating the toll highways including only the
2 necessary expenses of the Authority, and (c) the principal of
3 all bonds, interest thereon and all sinking fund requirements
4 and other requirements provided by resolutions authorizing the
5 issuance of the bonds as they shall become due. In fixing the
6 toll rates pursuant to this Section 19 and Section 10(c) of
7 this Act, the Authority shall take into account the effect of
8 the provisions of this Section 19 permitting the use of the
9 toll highway system without payment of the covenants of the
10 Authority contained in the resolutions and trust indentures
11 authorizing the issuance of bonds of the Authority. No such
12 provision permitting the use of the toll highway system without
13 payment of tolls after the date of this amendatory Act of the
14 95th General Assembly shall be applied in a manner that impairs
15 the rights of bondholders pursuant to any resolution or trust
16 indentures authorizing the issuance of bonds of the Authority.
17 The use and disposition of any sinking or reserve fund shall be
18 subject to such regulation as may be provided in the resolution
19 or trust indenture authorizing the issuance of the bonds.
20 Subject to the provisions of any resolution or trust indenture
21 authorizing the issuance of bonds any moneys in any such
22 sinking fund in excess of an amount equal to one year's
23 interest on the bonds then outstanding secured by such sinking
24 fund may be applied to the purchase or redemption of bonds. All
25 such bonds so redeemed or purchased shall forthwith be
26 cancelled and shall not again be issued. No person shall be

1 permitted to use any toll highway without paying the toll
2 established under this Section except when on official Toll
3 Highway Authority business which includes police and other
4 emergency vehicles, or when operating a vehicle in a funeral
5 procession. However, any law enforcement agency vehicle, fire
6 department vehicle, public or private ambulance service
7 vehicle engaged in the performance of an emergency service or
8 duty that necessitates the use of the toll highway system, or
9 other emergency vehicle that is plainly marked shall not be
10 required to pay a toll to use a toll highway. A law
11 enforcement, fire protection, or emergency services officer
12 driving a law enforcement, fire protection, emergency services
13 agency vehicle, or public or private ambulance service vehicle
14 engaging in the performance of emergency services or duties
15 that is not plainly marked must present an Official Permit Card
16 which the law enforcement, fire protection, or emergency
17 services officer receives from his or her law enforcement, fire
18 protection, emergency services agency, or public or private
19 ambulance service in order to use a toll highway without paying
20 the toll. A law enforcement, fire protection, emergency
21 services agency, or public or private ambulance service
22 engaging in the performance of emergency services or duties
23 must apply to the Authority to receive a permit, and the
24 Authority shall adopt rules for the issuance of a permit, that
25 allows public or private ambulance service vehicles engaged in
26 the performance of emergency services or duties that

1 necessitate the use of the toll highway system and all law
2 enforcement, fire protection, or emergency services agency
3 vehicles of the law enforcement, fire protection, or emergency
4 services agency to use any toll highway without paying the toll
5 established under this Section. The Authority shall maintain in
6 its office a list of all persons that are authorized to use any
7 toll highway without charge when on official business of the
8 Authority and such list shall be open to the public for
9 inspection. In recognition of the unique role of the Suburban
10 Bus Division of the Regional Transportation Authority in
11 providing effective transportation in the Authority's service
12 region and to give effect to the exemption set forth in
13 subsection (b) of Section 2.06 of the Regional Transportation
14 Authority Act, a vehicle owned or operated by the Suburban Bus
15 Division of the Regional Transportation Authority that is being
16 used to transport passengers for hire may use any toll highway
17 without paying the toll.

18 Among other matters, this amendatory Act of 1990 is
19 intended to clarify and confirm the prior intent of the General
20 Assembly to allow toll revenues from the toll highway system to
21 be used to pay a portion of the cost of the construction of the
22 North-South Toll Highway authorized by Senate Joint Resolution
23 122 of the 83rd General Assembly in 1984.

24 (Source: P.A. 97-784, eff. 1-1-13.)".