



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3826

by Rep. Allen Skillicorn

SYNOPSIS AS INTRODUCED:

See Index

Amends the Metropolitan Transit Authority Act. Provides that on January 1, 2021 the Chicago Transit Authority shall become a division Regional Transportation Authority. Abolishes the Chicago Transit Board and provides that the Board of Directors of the Regional Transportation Authority will serve as the Board of the Chicago Transit Authority. Makes conforming changes. Amends the Regional Transportation Authority Act. Provides that on January 1, 2021 the Suburban Bus Board and the Commuter Rail Board are abolished and that the Board of Directors of the Regional Transportation Authority will directly operate the Suburban Bus Division and the Commuter Rail Division of the Regional Transit Authority. Makes conforming changes. Amends the Open Meetings Act, State Employees Group Insurance Act of 1971, Broadband Access on Passenger Rail Law, and the Illinois Municipal Code making conforming changes. Effective January 1, 2021.

LRB101 11342 AWJ 56810 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

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

4 Section 5. The Open Meetings Act is amended by changing
5 Section 2 as follows:

6 (5 ILCS 120/2) (from Ch. 102, par. 42)

7 Sec. 2. Open meetings.

8 (a) Openness required. All meetings of public bodies shall
9 be open to the public unless excepted in subsection (c) and
10 closed in accordance with Section 2a.

11 (b) Construction of exceptions. The exceptions contained
12 in subsection (c) are in derogation of the requirement that
13 public bodies meet in the open, and therefore, the exceptions
14 are to be strictly construed, extending only to subjects
15 clearly within their scope. The exceptions authorize but do not
16 require the holding of a closed meeting to discuss a subject
17 included within an enumerated exception.

18 (c) Exceptions. A public body may hold closed meetings to
19 consider the following subjects:

20 (1) The appointment, employment, compensation,
21 discipline, performance, or dismissal of specific
22 employees of the public body or legal counsel for the
23 public body, including hearing testimony on a complaint

1 lodged against an employee of the public body or against
2 legal counsel for the public body to determine its
3 validity. However, a meeting to consider an increase in
4 compensation to a specific employee of a public body that
5 is subject to the Local Government Wage Increase
6 Transparency Act may not be closed and shall be open to the
7 public and posted and held in accordance with this Act.

8 (2) Collective negotiating matters between the public
9 body and its employees or their representatives, or
10 deliberations concerning salary schedules for one or more
11 classes of employees.

12 (3) The selection of a person to fill a public office,
13 as defined in this Act, including a vacancy in a public
14 office, when the public body is given power to appoint
15 under law or ordinance, or the discipline, performance or
16 removal of the occupant of a public office, when the public
17 body is given power to remove the occupant under law or
18 ordinance.

19 (4) Evidence or testimony presented in open hearing, or
20 in closed hearing where specifically authorized by law, to
21 a quasi-adjudicative body, as defined in this Act, provided
22 that the body prepares and makes available for public
23 inspection a written decision setting forth its
24 determinative reasoning.

25 (5) The purchase or lease of real property for the use
26 of the public body, including meetings held for the purpose

1 of discussing whether a particular parcel should be
2 acquired.

3 (6) The setting of a price for sale or lease of
4 property owned by the public body.

5 (7) The sale or purchase of securities, investments, or
6 investment contracts. This exception shall not apply to the
7 investment of assets or income of funds deposited into the
8 Illinois Prepaid Tuition Trust Fund.

9 (8) Security procedures, school building safety and
10 security, and the use of personnel and equipment to respond
11 to an actual, a threatened, or a reasonably potential
12 danger to the safety of employees, students, staff, the
13 public, or public property.

14 (9) Student disciplinary cases.

15 (10) The placement of individual students in special
16 education programs and other matters relating to
17 individual students.

18 (11) Litigation, when an action against, affecting or
19 on behalf of the particular public body has been filed and
20 is pending before a court or administrative tribunal, or
21 when the public body finds that an action is probable or
22 imminent, in which case the basis for the finding shall be
23 recorded and entered into the minutes of the closed
24 meeting.

25 (12) The establishment of reserves or settlement of
26 claims as provided in the Local Governmental and

1 Governmental Employees Tort Immunity Act, if otherwise the
2 disposition of a claim or potential claim might be
3 prejudiced, or the review or discussion of claims, loss or
4 risk management information, records, data, advice or
5 communications from or with respect to any insurer of the
6 public body or any intergovernmental risk management
7 association or self insurance pool of which the public body
8 is a member.

9 (13) Conciliation of complaints of discrimination in
10 the sale or rental of housing, when closed meetings are
11 authorized by the law or ordinance prescribing fair housing
12 practices and creating a commission or administrative
13 agency for their enforcement.

14 (14) Informant sources, the hiring or assignment of
15 undercover personnel or equipment, or ongoing, prior or
16 future criminal investigations, when discussed by a public
17 body with criminal investigatory responsibilities.

18 (15) Professional ethics or performance when
19 considered by an advisory body appointed to advise a
20 licensing or regulatory agency on matters germane to the
21 advisory body's field of competence.

22 (16) Self evaluation, practices and procedures or
23 professional ethics, when meeting with a representative of
24 a statewide association of which the public body is a
25 member.

26 (17) The recruitment, credentialing, discipline or

1 formal peer review of physicians or other health care
2 professionals, or for the discussion of matters protected
3 under the federal Patient Safety and Quality Improvement
4 Act of 2005, and the regulations promulgated thereunder,
5 including 42 C.F.R. Part 3 (73 FR 70732), or the federal
6 Health Insurance Portability and Accountability Act of
7 1996, and the regulations promulgated thereunder,
8 including 45 C.F.R. Parts 160, 162, and 164, by a hospital,
9 or other institution providing medical care, that is
10 operated by the public body.

11 (18) Deliberations for decisions of the Prisoner
12 Review Board.

13 (19) Review or discussion of applications received
14 under the Experimental Organ Transplantation Procedures
15 Act.

16 (20) The classification and discussion of matters
17 classified as confidential or continued confidential by
18 the State Government Suggestion Award Board.

19 (21) Discussion of minutes of meetings lawfully closed
20 under this Act, whether for purposes of approval by the
21 body of the minutes or semi-annual review of the minutes as
22 mandated by Section 2.06.

23 (22) Deliberations for decisions of the State
24 Emergency Medical Services Disciplinary Review Board.

25 (23) The operation by a municipality of a municipal
26 utility or the operation of a municipal power agency or

1 municipal natural gas agency when the discussion involves
2 (i) contracts relating to the purchase, sale, or delivery
3 of electricity or natural gas or (ii) the results or
4 conclusions of load forecast studies.

5 (24) Meetings of a residential health care facility
6 resident sexual assault and death review team or the
7 Executive Council under the Abuse Prevention Review Team
8 Act.

9 (25) Meetings of an independent team of experts under
10 Brian's Law.

11 (26) Meetings of a mortality review team appointed
12 under the Department of Juvenile Justice Mortality Review
13 Team Act.

14 (27) (Blank).

15 (28) Correspondence and records (i) that may not be
16 disclosed under Section 11-9 of the Illinois Public Aid
17 Code or (ii) that pertain to appeals under Section 11-8 of
18 the Illinois Public Aid Code.

19 (29) Meetings between internal or external auditors
20 and governmental audit committees, finance committees, and
21 their equivalents, when the discussion involves internal
22 control weaknesses, identification of potential fraud risk
23 areas, known or suspected frauds, and fraud interviews
24 conducted in accordance with generally accepted auditing
25 standards of the United States of America.

26 (30) Those meetings or portions of meetings of a

1 fatality review team or the Illinois Fatality Review Team
2 Advisory Council during which a review of the death of an
3 eligible adult in which abuse or neglect is suspected,
4 alleged, or substantiated is conducted pursuant to Section
5 15 of the Adult Protective Services Act.

6 (31) Meetings and deliberations for decisions of the
7 Concealed Carry Licensing Review Board under the Firearm
8 Concealed Carry Act.

9 (32) Meetings of ~~between~~ the Regional Transportation
10 Authority Board ~~and its Service Boards~~ when the discussion
11 involves review by the Regional Transportation Authority
12 Board of employment contracts under ~~Section 28d of the~~
13 ~~Metropolitan Transit Authority Act~~ and Sections 3A.18 and
14 3B.26 of the Regional Transportation Authority Act.

15 (33) Those meetings or portions of meetings of the
16 advisory committee and peer review subcommittee created
17 under Section 320 of the Illinois Controlled Substances Act
18 during which specific controlled substance prescriber,
19 dispenser, or patient information is discussed.

20 (34) Meetings of the Tax Increment Financing Reform
21 Task Force under Section 2505-800 of the Department of
22 Revenue Law of the Civil Administrative Code of Illinois.

23 (35) Meetings of the group established to discuss
24 Medicaid capitation rates under Section 5-30.8 of the
25 Illinois Public Aid Code.

26 (d) Definitions. For purposes of this Section:

1 "Employee" means a person employed by a public body whose
2 relationship with the public body constitutes an
3 employer-employee relationship under the usual common law
4 rules, and who is not an independent contractor.

5 "Public office" means a position created by or under the
6 Constitution or laws of this State, the occupant of which is
7 charged with the exercise of some portion of the sovereign
8 power of this State. The term "public office" shall include
9 members of the public body, but it shall not include
10 organizational positions filled by members thereof, whether
11 established by law or by a public body itself, that exist to
12 assist the body in the conduct of its business.

13 "Quasi-adjudicative body" means an administrative body
14 charged by law or ordinance with the responsibility to conduct
15 hearings, receive evidence or testimony and make
16 determinations based thereon, but does not include local
17 electoral boards when such bodies are considering petition
18 challenges.

19 (e) Final action. No final action may be taken at a closed
20 meeting. Final action shall be preceded by a public recital of
21 the nature of the matter being considered and other information
22 that will inform the public of the business being conducted.

23 (Source: P.A. 99-78, eff. 7-20-15; 99-235, eff. 1-1-16; 99-480,
24 eff. 9-9-15; 99-642, eff. 7-28-16; 99-646, eff. 7-28-16;
25 99-687, eff. 1-1-17; 100-201, eff. 8-18-17; 100-465, eff.
26 8-31-17; 100-646, eff. 7-27-18.)

1 (5 ILCS 375/2.6 rep.)

2 (5 ILCS 375/2.7 rep.)

3 Section 10. The State Employees Group Insurance Act of 1971
4 is amended by repealing Sections 2.6 and 2.7.

5 Section 15. The Broadband Access on Passenger Rail Law is
6 amended by changing Section 5-5 as follows:

7 (20 ILCS 2712/5-5)

8 Sec. 5-5. Definitions. As used in this Article:

9 "Department" means the Department of Transportation.

10 "Passenger rail systems" includes all passenger rail
11 systems maintained by the National Passenger Railroad
12 Corporation in Illinois and those passenger rail systems under
13 the jurisdiction of the Commuter Rail Division ~~Board~~ as
14 established in Section 3B.08 of the Regional Transportation
15 Authority Act.

16 (Source: P.A. 95-9, eff. 6-30-07.)

17 Section 20. The Illinois Municipal Code is amended by
18 changing Section 11-122.2-1 as follows:

19 (65 ILCS 5/11-122.2-1) (from Ch. 24, par. 11-122.2-1)

20 Sec. 11-122.2-1. In addition to all its other powers, every
21 municipality shall, in all its dealings with the Regional

1 Transportation Authority established by the "Regional
2 Transportation Authority Act", enacted by the 78th General
3 Assembly, have the following powers:

4 (a) to cooperate with the Regional Transportation
5 Authority in the exercise by the Regional Transportation
6 Authority of all the powers granted it by the Act;

7 (b) to receive funds from the Regional Transportation
8 Authority upon such terms and conditions as shall be set forth
9 in an agreement between the municipality and the Suburban Bus
10 Division Board or the Commuter Rail Division Board, which
11 contract or agreement may be for such number of years or
12 duration as they may agree, all as provided in the "Regional
13 Transportation Authority Act";

14 (c) to receive financial grants from the Suburban Bus
15 Division, Commuter Rail Division, or Chicago Transit Authority
16 ~~a Service Board, as defined in the "Regional Transportation~~
17 ~~Authority Act",~~ upon such terms and conditions as shall be set
18 forth in a Purchase of Service Agreement or other grant
19 contract between the municipality and the Suburban Bus
20 Division, Commuter Rail Division, or Chicago Transit Authority
21 ~~Service Board~~, which contract or agreement may be for such
22 number of years or duration as the Suburban Bus Division,
23 Commuter Rail Division, or Chicago Transit Authority Service
24 ~~Board~~ and the municipality may agree, all as provided in the
25 "Regional Transportation Authority Act";

26 (d) to acquire from the Regional Transportation Authority

1 or the Suburban Bus Division, Commuter Rail Division, or
2 Chicago Transit Authority ~~a Service Board~~ any Public
3 Transportation Facility, as defined in the "Regional
4 Transportation Authority Act", by purchase contract, gift,
5 grant, exchange for other property or rights in property, lease
6 (or sublease) or installment or conditional purchase
7 contracts, which contracts or leases may provide for
8 consideration to be paid in annual installments during a period
9 not exceeding 40 years; such property may be acquired subject
10 to such conditions, restrictions, liens or security or other
11 interests of other parties as the municipality may deem
12 appropriate and in each case the municipality may acquire a
13 joint, leasehold, easement, license or other partial interest
14 in such property;

15 (e) to sell, sell by installment contract, lease (or
16 sublease) as lessor, or transfer to, or grant to or provide for
17 the use by the Regional Transportation Authority or the
18 Suburban Bus Division, Commuter Rail Division, or Chicago
19 Transit Authority ~~a Service Board~~ any Public Transportation
20 Facility, as defined in the "Regional Transportation Authority
21 Act" upon such terms and for such consideration, or for no
22 consideration, as the municipality may deem proper;

23 (f) to cooperate with the Regional Transportation
24 Authority or the Suburban Bus Division, Commuter Rail Division,
25 or Chicago Transit Authority ~~a Service Board~~ for the protection
26 of employees and users of public transportation facilities

1 against crime and also to protect such facilities; such
2 cooperation may include, without limitation, agreements for
3 the coordination of police or security forces;

4 (g) to file such reports with and transfer such records,
5 papers or documents to the Regional Transportation Authority or
6 the Suburban Bus Division, Commuter Rail Division, or Chicago
7 Transit Authority ~~a Service Board~~ as may be agreed upon with,
8 or required by, the Regional Transportation Authority or the
9 Suburban Bus Division, Commuter Rail Division, or Chicago
10 Transit Authority ~~a Service Board~~.

11 In exercising any of the powers granted in this Section the
12 municipality shall not be subject to the provisions of this
13 Code or any Act making public bidding or notice a requirement
14 for any purchase or sale by a municipality. Notwithstanding any
15 provision of this Code to the contrary, every municipality may
16 enter into Purchase of Service Agreements, grant contracts,
17 other contracts, agreements or leases, as provided in this
18 Section, and may incur obligations and expenses thereunder
19 without making a previous appropriation therefor.

20 (Source: P.A. 83-886.)

21 Section 25. The Metropolitan Transit Authority Act is
22 amended by changing Sections 2, 3, 9a, 12a, 12b, 12c, 19, 24,
23 27, 27a, 28, 28a, 30, and 34 as follows:

24 (70 ILCS 3605/2) (from Ch. 111 2/3, par. 302)

1 Sec. 2. When used in this Act:

2 "Transportation System" means all plants, equipment,
3 property and rights useful for transportation of passengers for
4 hire except taxicabs and includes, without limiting the
5 generality of the foregoing, street railways, elevated
6 railroads, subways and underground railroads, motor vehicles,
7 trolley buses, motor buses and any combination thereof.

8 "Metropolitan area of Cook County" embraces all the
9 territory in the County of Cook, State of Illinois East of the
10 east line of Range Eleven (11), East of the Third Principal
11 Meridian of the United States Government survey.

12 "Metropolitan area" means the metropolitan area of Cook
13 County, as above defined.

14 "Authority" means Chicago Transit Authority, a division of
15 the Regional Transportation Authority ~~created by this Act.~~

16 "Board" means the Board of Directors of the Regional
17 Transportation Authority ~~Chicago Transit Board.~~

18 "Governor" means Governor of the State of Illinois.

19 "Mayor" means Mayor of the City of Chicago.

20 "Motor vehicle" means every vehicle which is
21 self-propelled or which is propelled by electric power obtained
22 from overhead trolley wires but not operated on rails.

23 "Municipal government" means a "municipality" as defined
24 in Section 1 of Article VII of the Illinois Constitution.

25 "Service Board" mean the Suburban Bus Division or Commuter
26 Rail Division of the Regional Transportation Authority.

1 "Unit of local government" has the meaning ascribed to it
2 in Section 1 of Article VII of the Illinois Constitution.

3 (Source: P.A. 98-709, eff. 7-16-14.)

4 (70 ILCS 3605/3) (from Ch. 111 2/3, par. 303)

5 Sec. 3. All the territory in the County of Cook, State of
6 Illinois, lying east of the east line of Range Eleven, East of
7 the Third Principal Meridian of the United States Government
8 Survey is hereby created a political subdivision, body politic
9 and municipal corporation under the name of Chicago Transit
10 Authority, which, on and after January 1, 2021, shall be a
11 division of the Regional Transportation Authority.

12 (Source: Laws 1945, p. 1171.)

13 (70 ILCS 3605/9a) (from Ch. 111 2/3, par. 309a)

14 Sec. 9a. In addition to all its other powers, the Authority
15 shall, ~~in all its dealings with the Regional Transportation~~
16 ~~Authority established by the "Regional Transportation~~
17 ~~Authority Act", enacted by the 78th General Assembly,~~ have the
18 following powers and duties:

19 (a) (blank); ~~to cooperate with the Regional Transportation~~
20 ~~Authority in the exercise by the Regional Transportation~~
21 ~~Authority of all the powers granted it by such Act;~~

22 (b) to receive funds from the Regional Transportation
23 Authority pursuant to Sections 2.02, 4.01, 4.02, 4.09 and 4.10
24 of the "Regional Transportation Authority Act", all as provided

1 in the "Regional Transportation Authority Act";

2 (c) to receive financial grants from the Regional
3 Transportation Authority or a Service Board, as defined in the
4 "Regional Transportation Authority Act", upon such terms and
5 conditions as shall be set forth in a grant contract ~~between~~
6 ~~either the Authority and the Regional Transportation Authority~~
7 ~~or the Authority and another Service Board~~, which contract or
8 agreement may be for such number of years or duration as the
9 parties may agree, all as provided in the "Regional
10 Transportation Authority Act";

11 (d) to acquire from the Regional Transportation Authority
12 any Public Transportation Facility, as defined in the "Regional
13 Transportation Authority Act", by purchase contract, gift,
14 grant, exchange for other property or rights in property, lease
15 (or sublease) or installment or conditional purchase
16 contracts, which contracts or leases may provide for
17 consideration to be paid in annual installments during a period
18 not exceeding 40 years; such property may be acquired subject
19 to such conditions, restrictions, liens or security or other
20 interests of other parties as the Authority may deem
21 appropriate and in each case the Authority may acquire or
22 dispose of a joint, leasehold, easement, license or other
23 partial interest in such property;

24 (e) to sell, sell by installment contract, lease (or
25 sublease) as lessor, or transfer to, or grant to or provide for
26 the use by the Regional Transportation Authority any Public

1 Transportation Facility, as defined in the "Regional
2 Transportation Authority Act", upon such terms and for such
3 consideration, or for no consideration, as the Authority may
4 deem proper;

5 (f) to protect ~~cooperate with the Regional Transportation~~
6 ~~Authority for the protection of~~ employees of the Authority and
7 users of public transportation facilities against crime and
8 unsafe conditions and also to protect such facilities; such
9 protection ~~cooperation~~ may include, without limitation,
10 agreements for the coordination or merger of police or security
11 forces;

12 (g) to file such budgets, financial plans and reports with
13 and transfer such records, papers or documents to the Regional
14 Transportation Authority as may be agreed upon with, or
15 required by the Regional Transportation Authority, all as
16 provided in the "Regional Transportation Authority Act".

17 (Source: P.A. 90-273, eff. 7-30-97.)

18 (70 ILCS 3605/12a) (from Ch. 111 2/3, par. 312a)

19 Sec. 12a. (a) In addition to other powers provided in
20 Section 12b, the Authority may issue its notes from time to
21 time, in anticipation of tax receipts of the Regional
22 Transportation Authority allocated to the Authority or of other
23 revenues or receipts of the Authority, in order to provide
24 money for the Authority to cover any cash flow deficit which
25 the Authority anticipates incurring. ~~Provided, however, that~~

1 ~~no such notes may be issued unless the annual cost thereof is~~
2 ~~incorporated in a budget or revised budget of the Authority~~
3 ~~which has been approved by the Regional Transportation~~
4 ~~Authority.~~ Any such notes are referred to as "Working Cash
5 Notes". Provided further that, the Board ~~board~~ shall not issue
6 and have outstanding ~~or demand and direct that the Board of the~~
7 ~~Regional Transportation Authority issue and have outstanding~~
8 more than an aggregate of \$40,000,000 in Working Cash Notes. No
9 Working Cash Notes shall be issued for a term of longer than 18
10 months. Proceeds of Working Cash Notes may be used to pay day
11 to day operating expenses of the Authority, consisting of
12 wages, salaries and fringe benefits, professional and
13 technical services (including legal, audit, engineering and
14 other consulting services), office rental, furniture, fixtures
15 and equipment, insurance premiums, claims for self-insured
16 amounts under insurance policies, public utility obligations
17 for telephone, light, heat and similar items, travel expenses,
18 office supplies, postage, dues, subscriptions, public hearings
19 and information expenses, fuel purchases, and payments of
20 grants and payments under purchase of service agreements for
21 operations of transportation agencies, prior to the receipt by
22 the Authority from time to time of funds for paying such
23 expenses. Proceeds of the Working Cash Notes shall not be used
24 (i) to increase or provide a debt service reserve fund for any
25 bonds or notes other than Working Cash Notes of the same
26 Series, or (ii) to pay principal of or interest or redemption

1 premium on any capital bonds or notes, whether as such amounts
2 become due or by earlier redemption, issued by the Authority or
3 a transportation agency to construct or acquire public
4 transportation facilities, or to provide funds to purchase such
5 capital bonds or notes.

6 (b) The ordinance providing for the issuance of any such
7 notes shall fix the date or dates of maturity, the dates on
8 which interest is payable, any sinking fund account or reserve
9 fund account provisions and all other details of such notes and
10 may provide for such covenants or agreements necessary or
11 desirable with regard to the issue, sale and security of such
12 notes. The Authority shall determine and fix the rate or rates
13 of interest of its notes issued under this Act in an ordinance
14 adopted by the Board prior to the issuance thereof, none of
15 which rates of interest shall exceed that permitted in the Bond
16 Authorization Act. Interest may be payable annually or
17 semi-annually, or at such other times as determined by the
18 Board. Notes issued under this Section may be issued as serial
19 or term obligations, shall be of such denomination or
20 denominations and form, including interest coupons to be
21 attached thereto, be executed in such manner, shall be payable
22 at such place or places and bear such date as the Board shall
23 fix by the ordinance authorizing such note and shall mature at
24 such time or times, within a period not to exceed 18 months
25 from the date of issue, and may be redeemable prior to maturity
26 with or without premium, at the option of the Board, upon such

1 terms and conditions as the Board shall fix by the ordinance
2 authorizing the issuance of such notes. The Board may provide
3 for the registration of notes in the name of the owner as to
4 the principal alone or as to both principal and interest, upon
5 such terms and conditions as the Board may determine. The
6 ordinance authorizing notes may provide for the exchange of
7 such notes which are fully registered, as to both principal and
8 interest, with notes which are registerable as to principal
9 only. All notes issued under this Section by the Board shall be
10 sold at a price which may be at a premium or discount but such
11 that the interest cost (excluding any redemption premium) to
12 the Board of the proceeds of an issue of such notes, computed
13 to stated maturity according to standard tables of bond values,
14 shall not exceed that permitted in the Bond Authorization Act.
15 Such notes shall be sold at such time or times as the Board
16 shall determine. The notes may be sold either upon competitive
17 bidding or by negotiated sale (without any requirement of
18 publication of intention to negotiate the sale of such notes),
19 as the Board shall determine by ordinance adopted with the
20 affirmative votes of at least 9 4 Directors. In case any
21 officer whose signature appears on any notes or coupons
22 authorized pursuant to this Section shall cease to be such
23 officer before delivery of such notes, such signature shall
24 nevertheless be valid and sufficient for all purposes, the same
25 as if such officer had remained in office until such delivery.
26 Neither the Directors of the Regional Transportation

1 Authority, ~~the Directors of the Authority~~ nor any person
2 executing any bonds or notes thereof shall be liable personally
3 on any such bonds or notes or coupons by reason of the issuance
4 thereof.

5 (c) All notes of the Authority issued pursuant to this
6 Section shall be general obligations of the Authority to which
7 shall be pledged the full faith and credit of the Authority, as
8 provided in this Section. Such notes shall be secured as
9 provided in the authorizing ordinance, which may,
10 notwithstanding any other provision of this Act, include in
11 addition to any other security, a specific pledge or assignment
12 of and lien on or security interest in any or all tax receipts
13 of the Regional Transportation Authority allocated to the
14 Authority and on any or all other revenues or moneys of the
15 Authority from whatever source which may by law be utilized for
16 debt service purposes and a specific pledge or assignment of
17 and lien on or security interest in any funds or accounts
18 established or provided for by the ordinance of the Board
19 authorizing the issuance of such notes. Any such pledge,
20 assignment, lien or security interest for the benefit of
21 holders of notes of the Authority shall be valid and binding
22 from the time the notes are issued without any physical
23 delivery or further act, and shall be valid and binding as
24 against and prior to the claims of all other parties having
25 claims of any kind against the Authority or any other person
26 irrespective of whether such other parties have notice of such

1 pledge, assignment, lien or security interest. The obligations
2 of the Authority incurred pursuant to this Section shall be
3 superior to and have priority over any other obligations of the
4 Authority except for obligations under Section 12. The Board
5 may provide in the ordinance authorizing the issuance of any
6 notes issued pursuant to this Section for the creation of,
7 deposits in, and regulation and disposition of sinking fund or
8 reserve accounts relating to such notes. The ordinance
9 authorizing the issuance of any notes pursuant to this Section
10 may contain provisions as part of the contract with the holders
11 of the notes, for the creation of a separate fund to provide
12 for the payment of principal and interest on such notes and for
13 the deposit in such fund from any or all the tax receipts of
14 the Regional Transportation Authority allocated to the
15 Authority and from any or all such other moneys or revenues of
16 the Authority from whatever source which may by law be utilized
17 for debt service purposes, all as provided in such ordinance,
18 of amounts to meet the debt service requirements on such notes,
19 including principal and interest, and any sinking fund or
20 reserve fund account requirements as may be provided by such
21 ordinance, and all expenses incident to or in connection with
22 such fund and accounts or the payment of such notes. Such
23 ordinance may also provide limitations on the issuance of
24 additional notes of the Authority. No such notes of the
25 Authority shall constitute a debt of the State of Illinois.

26 (d) The ordinance of the Board authorizing the issuance of

1 any notes may provide additional security for such notes by
2 providing for appointment of a corporate trustee (which may be
3 any trust company or bank having the powers of a trust company
4 within the State) with respect to such notes. The ordinance
5 shall prescribe the rights, duties and powers of the trustee to
6 be exercised for the benefit of the Authority and the
7 protection of the holders of such notes. The ordinance may
8 provide for the trustee to hold in trust, invest and use
9 amounts in funds and accounts created as provided by the
10 ordinance with respect to the notes. The ordinance shall
11 provide that amounts so paid to the trustee which are not
12 required to be deposited, held or invested in funds and
13 accounts created by the ordinance with respect to notes or used
14 for paying notes to be paid by the trustee to the Authority.

15 (e) Any notes of the Authority issued pursuant to this
16 Section shall constitute a contract between the Authority and
17 the holders from time to time of such notes. In issuing any
18 note, the Board may include in the ordinance authorizing such
19 issue a covenant as part of the contract with the holders of
20 the notes, that as long as such obligations are outstanding, it
21 shall make such deposits, as provided in paragraph (c) of this
22 Section. A certified copy of the ordinance authorizing the
23 issuance of any such obligations shall be filed at or prior to
24 the issuance of such obligations with the ~~Regional~~
25 ~~Transportation Authority,~~ Comptroller of the State of Illinois
26 and the Illinois Department of Revenue.

1 (f) The State of Illinois pledges to and agrees with the
2 holders of the notes of the Authority issued pursuant to this
3 Section that the State will not limit or alter the rights and
4 powers vested in the Authority by this Act or in the Regional
5 Transportation Authority by the Regional Transportation
6 Authority Act so as to impair the terms of any contract made by
7 the Authority with such holders or in any way impair the rights
8 and remedies of such holders until such notes, together with
9 interest thereon, with interest on any unpaid installments of
10 interest, and all costs and expenses in connection with any
11 action or proceedings by or on behalf of such holders, are
12 fully met and discharged. In addition, the State pledges to and
13 agrees with the holders of the notes of the Authority issued
14 pursuant to this Section that the State will not limit or alter
15 the basis on which State funds are to be paid to the Authority
16 as provided in the Regional Transportation Authority Act, or
17 the use of such funds, so as to impair the terms of any such
18 contract. The Board is authorized to include these pledges and
19 agreements of the State in any contract with the holders of
20 bonds or notes issued pursuant to this Section.

21 (g) The Board shall not at any time issue, sell or deliver
22 any Interim Financing Notes pursuant to this Section which will
23 cause it to have issued and outstanding at any time in excess
24 of \$40,000,000 of Working Cash Notes. Notes which are being
25 paid or retired by such issuance, sale or delivery of notes,
26 and notes for which sufficient funds have been deposited with

1 the paying agency of such notes to provide for payment of
2 principal and interest thereon or to provide for the redemption
3 thereof, all pursuant to the ordinance authorizing the issuance
4 of such notes, shall not be considered to be outstanding for
5 the purposes of this paragraph.

6 (h) The Board, subject to the terms of any agreements with
7 noteholders as may then exist, shall have power, out of any
8 funds available therefor, to purchase notes of the Authority
9 which shall thereupon be cancelled.

10 (i) In addition to any other authority granted by law, the
11 State Treasurer may, with the approval of the Governor, invest
12 or reinvest, at a price not to exceed par, any State money in
13 the State Treasury which is not needed for current expenditures
14 due or about to become due in Interim Financing Notes.

15 (Source: P.A. 100-201, eff. 8-18-17.)

16 (70 ILCS 3605/12b) (from Ch. 111 2/3, par. 312b)

17 Sec. 12b. Working Cash Borrowing. In addition to the powers
18 provided in Section 12a, the Board with the affirmative vote of
19 11 ~~5~~ of its Directors may ~~demand and direct the Board of the~~
20 ~~Regional Transportation Authority to~~ issue Working Cash Notes
21 at such time and in such amounts and having such maturities as
22 the Authority deems proper, provided however any such borrowing
23 shall have been specifically identified in the budget of the
24 Authority as approved by the Board of the Regional
25 Transportation Authority. Provided further, that the Board may

1 not issue and have outstanding ~~or demand and direct the Board~~
2 ~~of the Regional Transportation Authority to issue and have~~
3 ~~outstanding~~ more than an aggregate of \$40,000,000 in Working
4 Cash Notes for the Authority.

5 (Source: P.A. 83-885; 83-886.)

6 (70 ILCS 3605/12c)

7 Sec. 12c. Retiree Benefits Bonds and Notes.

8 (a) In addition to all other bonds or notes that it is
9 authorized to issue, the Authority is authorized to issue its
10 bonds or notes for the purposes of providing funds for the
11 Authority to make the deposits described in Section 12c(b)(1)
12 and (2), for refunding any bonds authorized to be issued under
13 this Section, as well as for the purposes of paying costs of
14 issuance, obtaining bond insurance or other credit enhancement
15 or liquidity facilities, paying costs of obtaining related
16 swaps as authorized in the Bond Authorization Act ("Swaps"),
17 providing a debt service reserve fund, paying Debt Service (as
18 defined in paragraph (i) of this Section 12c), and paying all
19 other costs related to any such bonds or notes.

20 (b)(1) After its receipt of a certified copy of a report of
21 the Auditor General of the State of Illinois meeting the
22 requirements of Section 3-2.3 of the Illinois State Auditing
23 Act, the Authority may issue \$1,348,550,000 aggregate original
24 principal amount of bonds and notes. After payment of the costs
25 of issuance and necessary deposits to funds and accounts

1 established with respect to debt service, the net proceeds of
2 such bonds or notes shall be deposited only in the Retirement
3 Plan for Chicago Transit Authority Employees and used only for
4 the purposes required by Section 22-101 of the Illinois Pension
5 Code. Provided that no less than \$1,110,500,000 has been
6 deposited in the Retirement Plan, remaining proceeds of bonds
7 issued under this subparagraph (b) (1) may be used to pay costs
8 of issuance and make necessary deposits to funds and accounts
9 with respect to debt service for bonds and notes issued under
10 this subparagraph or subparagraph (b) (2).

11 (2) After its receipt of a certified copy of a report of
12 the Auditor General of the State of Illinois meeting the
13 requirements of Section 3-2.3 of the Illinois State Auditing
14 Act, the Authority may issue \$639,680,000 aggregate original
15 principal amount of bonds and notes. After payment of the costs
16 of issuance and necessary deposits to funds and accounts
17 established with respect to debt service, the net proceeds of
18 such bonds or notes shall be deposited only in the Retiree
19 Health Care Trust and used only for the purposes required by
20 Section 22-101B of the Illinois Pension Code. Provided that no
21 less than \$528,800,000 has been deposited in the Retiree Health
22 Care Trust, remaining proceeds of bonds issued under this
23 subparagraph (b) (2) may be used to pay costs of issuance and
24 make necessary deposits to funds and accounts with respect to
25 debt service for bonds and notes issued under this subparagraph
26 or subparagraph (b) (1).

1 (3) In addition, refunding bonds are authorized to be
2 issued for the purpose of refunding outstanding bonds or notes
3 issued under this Section 12c.

4 (4) The bonds or notes issued under 12c(b)(1) shall be
5 issued as soon as practicable after the Auditor General issues
6 the report provided in Section 3-2.3(b) of the Illinois State
7 Auditing Act. The bonds or notes issued under 12c(b)(2) shall
8 be issued as soon as practicable after the Auditor General
9 issues the report provided in Section 3-2.3(c) of the Illinois
10 State Auditing Act.

11 (5) With respect to bonds and notes issued under
12 subparagraph (b), scheduled aggregate annual payments of
13 interest or deposits into funds and accounts established for
14 the purpose of such payment shall commence within one year
15 after the bonds and notes are issued. With respect to principal
16 and interest, scheduled aggregate annual payments of principal
17 and interest or deposits into funds and accounts established
18 for the purpose of such payment shall be not less than 70% in
19 2009, 80% in 2010, and 90% in 2011, respectively, of scheduled
20 payments or deposits of principal and interest in 2012 and
21 shall be substantially equal beginning in 2012 and each year
22 thereafter. For purposes of this subparagraph (b),
23 "substantially equal" means that debt service in any full year
24 after calendar year 2011 is not more than 115% of debt service
25 in any other full year after calendar year 2011 during the term
26 of the bonds or notes. For the purposes of this subsection (b),

1 with respect to bonds and notes that bear interest at a
2 variable rate, interest shall be assumed at a rate equal to the
3 rate for United States Treasury Securities - State and Local
4 Government Series for the same maturity, plus 75 basis points.
5 If the Authority enters into a Swap with a counterparty
6 requiring the Authority to pay a fixed interest rate on a
7 notional amount, and the Authority has made a determination
8 that such Swap was entered into for the purpose of providing
9 substitute interest payments for variable interest rate bonds
10 or notes of a particular maturity or maturities in a principal
11 amount equal to the notional amount of the Swap, then during
12 the term of the Swap for purposes of any calculation of
13 interest payable on such bonds or notes, the interest rate on
14 the bonds or notes of such maturity or maturities shall be
15 determined as if such bonds or notes bore interest at the fixed
16 interest rate payable by the Authority under such Swap.

17 (6) No bond or note issued under this Section 12c shall
18 mature later than December 31, 2040.

19 (c) The ~~Chicago Transit~~ Board shall provide for the
20 issuance of bonds or notes as authorized in this Section 12c by
21 the adoption of an ordinance. The ordinance, together with the
22 bonds or notes, shall constitute a contract among the
23 Authority, the owners from time to time of the bonds or notes,
24 any bond trustee with respect to the bonds or notes, any
25 related credit enhancer and any provider of any related Swaps.

26 (d) The Authority is authorized to cause the proceeds of

1 the bonds or notes, and any interest or investment earnings on
2 the bonds or notes, and of any Swaps, to be invested until the
3 proceeds and any interest or investment earnings have been
4 deposited with the Retirement Plan or the Retiree Health Care
5 Trust.

6 (e) Bonds or notes issued pursuant to this Section 12c may
7 be general obligations of the Authority, to which shall be
8 pledged the full faith and credit of the Authority, or may be
9 obligations payable solely from particular sources of funds all
10 as may be provided in the authorizing ordinance. The
11 authorizing ordinance for the bonds and notes, whether or not
12 general obligations of the Authority, may provide for the Debt
13 Service (as defined in paragraph (i) of this Section 12c) to
14 have a claim for payment from particular sources of funds,
15 including, without limitation, amounts to be paid to the
16 Authority or a bond trustee. The authorizing ordinance may
17 provide for the means by which the bonds or notes (and any
18 related Swaps) may be secured, which may include, a pledge of
19 any revenues or funds of the Authority from whatever source
20 which may by law be utilized for paying Debt Service. In
21 addition to any other security, upon ordinance of the ~~written~~
22 ~~approval of the~~ Regional Transportation Authority by the
23 affirmative vote of 12 of its ~~then~~ Directors, the ordinance may
24 provide a specific pledge or assignment of and lien on or
25 security interest in amounts to be paid to the Authority by the
26 Regional Transportation Authority and direct payment thereof

1 to the bond trustee for payment of Debt Service with respect to
2 the bonds or notes, subject to the provisions of existing lease
3 agreements of the Authority with any public building
4 commission. The authorizing ordinance may also provide a
5 specific pledge or assignment of and lien on or security
6 interest in and direct payment to the trustee of all or a
7 portion of the moneys otherwise payable to the Authority from
8 the City of Chicago pursuant to an intergovernmental agreement
9 with the Authority to provide financial assistance to the
10 Authority. Any such pledge, assignment, lien or security
11 interest for the benefit of owners of bonds or notes shall be
12 valid and binding from the time the bonds or notes are issued,
13 without any physical delivery or further act, and shall be
14 valid and binding as against and prior to the claims of all
15 other parties having claims of any kind against the Authority
16 or any other person, irrespective of whether such other parties
17 have notice of such pledge, assignment, lien or security
18 interest, all as provided in the Local Government Debt Reform
19 Act, as it may be amended from time to time. The bonds or notes
20 of the Authority issued pursuant to this Section 12c shall have
21 such priority of payment and as to their claim for payment from
22 particular sources of funds, including their priority with
23 respect to obligations of the Authority issued under other
24 Sections of this Act, all as shall be provided in the
25 ordinances authorizing the issuance of the bonds or notes. The
26 ordinance authorizing the issuance of any bonds or notes under

1 this Section may provide for the creation of, deposits in, and
2 regulation and disposition of sinking fund or reserve accounts
3 relating to those bonds or notes and related agreements. The
4 ordinance authorizing the issuance of any such bonds or notes
5 authorized under this Section 12c may contain provisions for
6 the creation of a separate fund to provide for the payment of
7 principal of and interest on those bonds or notes and related
8 agreements. The ordinance may also provide limitations on the
9 issuance of additional bonds or notes of the Authority.

10 (f) Bonds or notes issued under this Section 12c shall not
11 constitute an indebtedness of the Regional Transportation
12 Authority, the State of Illinois, or of any other political
13 subdivision of or municipality within the State, except the
14 Authority.

15 (g) The ordinance of the ~~Chicago Transit~~ Board authorizing
16 the issuance of bonds or notes pursuant to this Section 12c may
17 provide for the appointment of a corporate trustee (which may
18 be any trust company or bank having the powers of a trust
19 company within Illinois) with respect to bonds or notes issued
20 pursuant to this Section 12c. The ordinance shall prescribe the
21 rights, duties, and powers of the trustee to be exercised for
22 the benefit of the Authority and the protection of the owners
23 of bonds or notes issued pursuant to this Section 12c. The
24 ordinance may provide for the trustee to hold in trust, invest
25 and use amounts in funds and accounts created as provided by
26 the ordinance with respect to the bonds or notes in accordance

1 with this Section 12c. The Authority may apply, as it shall
2 determine, any amounts received upon the sale of the bonds or
3 notes to pay any Debt Service on the bonds or notes. The
4 ordinance may provide for a trust indenture to set forth terms
5 of, sources of payment for and security for the bonds and
6 notes.

7 (h) The State of Illinois pledges to and agrees with the
8 owners of the bonds or notes issued pursuant to Section 12c
9 that the State of Illinois will not limit the powers vested in
10 the Authority by this Act to pledge and assign its revenues and
11 funds as security for the payment of the bonds or notes, or
12 vested in the Regional Transportation Authority by the Regional
13 Transportation Authority Act or this Act, so as to materially
14 impair the payment obligations of the Authority under the terms
15 of any contract made by the Authority with those owners or to
16 materially impair the rights and remedies of those owners until
17 those bonds or notes, together with interest and any redemption
18 premium, and all costs and expenses in connection with any
19 action or proceedings by or on behalf of such owners are fully
20 met and discharged. The Authority is authorized to include
21 these pledges and agreements of the State of Illinois in any
22 contract with owners of bonds or notes issued pursuant to this
23 Section 12c.

24 (i) For purposes of this Section, "Debt Service" with
25 respect to bonds or notes includes, without limitation,
26 principal (at maturity or upon mandatory redemption),

1 redemption premium, interest, periodic, upfront, and
2 termination payments on Swaps, fees for bond insurance or other
3 credit enhancement, liquidity facilities, the funding of bond
4 or note reserves, bond trustee fees, and all other costs of
5 providing for the security or payment of the bonds or notes.

6 (j) The Authority shall adopt a procurement program with
7 respect to contracts relating to the following service
8 providers in connection with the issuance of debt for the
9 benefit of the Retirement Plan for Chicago Transit Authority
10 Employees: underwriters, bond counsel, financial advisors, and
11 accountants. The program shall include goals for the payment of
12 not less than 30% of the total dollar value of the fees from
13 these contracts to minority-owned businesses and women-owned
14 businesses as defined in the Business Enterprise for
15 Minorities, Women, and Persons with Disabilities Act. The
16 Authority shall conduct outreach to minority-owned businesses
17 and women-owned businesses. Outreach shall include, but is not
18 limited to, advertisements in periodicals and newspapers,
19 mailings, and other appropriate media. The Authority shall
20 submit to the General Assembly a comprehensive report that
21 shall include, at a minimum, the details of the procurement
22 plan, outreach efforts, and the results of the efforts to
23 achieve goals for the payment of fees. The ~~service providers~~
24 ~~selected by the Authority pursuant to such program shall not be~~
25 ~~subject to approval by the Regional Transportation Authority,~~
26 ~~and the Regional Transportation Authority's approval pursuant~~

1 to subsection (e) of this Section 12c related to the issuance
2 of debt shall not be based in any way on the service providers
3 selected by the Authority pursuant to this Section.

4 (k) No person holding an elective office in this State,
5 holding a seat in the General Assembly, serving as a director,
6 trustee, officer, or employee of the Regional Transportation
7 Authority or the Chicago Transit Authority, including the
8 spouse or minor child of that person, may receive a legal,
9 banking, consulting, or other fee related to the issuance of
10 any bond issued by the Chicago Transit Authority pursuant to
11 this Section.

12 (Source: P.A. 100-391, eff. 8-25-17.)

13 (70 ILCS 3605/19) (from Ch. 111 2/3, par. 319)

14 Sec. 19. On January 1, 2021: (1) the terms of the members
15 of the Chicago Transit Board are terminated; (2) the powers and
16 duties of the Chicago Transit Board shall be exercised and
17 performed by the Regional Transportation Authority Board; and
18 (3) the powers and duties of the Chicago Transit Authority
19 shall be exercised and performed by the Regional Transportation
20 Authority. The governing and administrative body of the
21 Authority shall be a board consisting of seven members, to be
22 known as Chicago Transit Board. Members of the Board shall be
23 residents of the metropolitan area and persons of recognized
24 business ability. No member of the Board of the Authority shall
25 hold any other office or employment under the Federal, State or

~~any County or any municipal government, or any other unit of local government, except an honorary office without compensation or an office in the National Guard. No employee of the Authority shall hold any other office or employment under the Federal, State or any County or any municipal government, or any other unit of local government, except an office with compensation not exceeding \$15,000 annually or a position in the National Guard or the United States military reserves. Provided, however, that the Chairman may be a member of the Board of the Regional Transportation Authority. No member of the Board or employee of the Authority shall have any private financial interest, profit or benefit in any contract, work or business of the Authority nor in the sale or lease of any property to or from the Authority. The salary of each member of the initial Board shall be \$15,000.00 per annum, and such salary shall not be increased or diminished during his or her term of office. The salaries of successor members of the Board shall be fixed by the Board and shall not be increased or diminished during their respective terms of office. No Board member shall be allowed any fees, perquisites or emoluments, reward or compensation for his or her services as a member or officer of the Authority aside from his or her salary or pension, but he or she shall be reimbursed for actual expenses incurred by him or her in the performance of his or her duties.~~

(Source: P.A. 98-709, eff. 7-16-14.)

1 (70 ILCS 3605/24) (from Ch. 111 2/3, par. 324)

2 Sec. 24. The Board shall appoint a secretary and a
3 treasurer of the Authority, who need not be members of the
4 Board, to hold office during the pleasure of the Board, and fix
5 their duties and compensation. The Secretary shall not be
6 engaged in any other business or employment during his or her
7 tenure of office as Secretary of the Authority ~~Board~~. Before
8 entering upon the duties of their respective offices they shall
9 take and subscribe the constitutional oath of office, and the
10 treasurer shall execute a bond with corporate sureties to be
11 approved by the Board. The bond shall be payable to the
12 Authority in whatever penal sum may be directed by the Board
13 conditioned upon the faithful performance of the duties of the
14 office and the payment of all money received by him or her
15 according to law and the orders of the Board. The Board may, at
16 any time, require a new bond from the treasurer in such penal
17 sum as may then be determined by the Board. The obligation of
18 the sureties shall not extend to any loss sustained by the
19 insolvency, failure or closing of any savings and loan
20 association or national or State bank wherein the treasurer has
21 deposited funds if the bank has been approved by the Board as a
22 depository for these funds. The oaths of office and the
23 treasurer's bond shall be filed in the principal office of the
24 Authority. A person appointed under this Section whose term has
25 not expired on January 1, 2021 shall continue in his or her
26 position with the Authority until the expiration of his or her

1 appointment, resignation, or removal by the Board.

2 (Source: P.A. 83-541.)

3 (70 ILCS 3605/27) (from Ch. 111 2/3, par. 327)

4 Sec. 27. The Board may appoint an Executive Director of the
5 Authority who shall be a person of recognized ability and
6 experience in the operation of transportation systems to hold
7 office during the pleasure of the Board. The Executive Director
8 shall have management of the properties and business of the
9 Authority and the employees thereof, subject to the general
10 control of the Board, shall direct the enforcement of all
11 ordinances, resolutions, rules and regulations of the Board,
12 and shall perform such other duties as may be prescribed from
13 time to time by the Board. The Board may appoint a General
14 Counsel and a Chief Engineer of the Authority, and shall
15 provide for the appointment of other officers, attorneys,
16 engineers, consultants, agents and employees as may be
17 necessary for the construction, extension, operation,
18 maintenance, and policing of its properties. It shall define
19 their duties and require bonds of such of them as the Board may
20 designate. The Executive Director, General Counsel, Chief
21 Engineer, and all other officers provided for pursuant to this
22 section shall be exempt from taking and subscribing any oath of
23 office. The compensation of the Executive Director, General
24 Counsel, Chief Engineer, and all other officers, attorneys,
25 consultants, agents and employees shall be fixed by the Board.

1 A person appointed under this Section whose term has not
2 expired on January 1, 2021 shall continue in his or her
3 position with the Authority until the expiration of his or her
4 appointment, resignation, or removal by the Board.

5 In the policing of its properties the Board may provide for
6 the appointment and maintenance, from time to time, of such
7 police force as it may find necessary and practicable to aid
8 and supplement the police forces of any municipality in the
9 protection of its property and the protection of the persons
10 and property of its passengers and employees, or otherwise in
11 furtherance of the purposes for which such Authority was
12 organized. The members of such police force shall have and
13 exercise like police powers to those conferred upon the police
14 of cities. Neither the Authority, the Regional Transit
15 Authority, the members of its Board, nor its officers or
16 employees shall be held liable for failure to provide a
17 security or police force or, if a security or police force is
18 provided, for failure to provide adequate police protection or
19 security, failure to prevent the commission of crimes by fellow
20 passengers or other third persons or for the failure to
21 apprehend criminals.

22 (Source: P.A. 84-939; 87-597.)

23 (70 ILCS 3605/27a) (from Ch. 111 2/3, par. 327a)

24 Sec. 27a. In addition to annually expending moneys equal to
25 moneys expended by the Authority in the fiscal year ending

1 December 31, 1988 for the protection against crime of its
2 properties, employees and consumers of its public
3 transportation services, the Authority also shall annually
4 expend for the protection against crime of its employees and
5 consumers, an amount that is equal to not less than 15 percent
6 of all direct grants it receives from the State of Illinois as
7 reimbursement for providing reduced fares for mass
8 transportation services to students, persons with
9 disabilities, and the elderly. ~~The Authority shall provide to~~
10 ~~the Regional Transportation Authority such information as is~~
11 ~~required by the Regional Transportation Authority in~~
12 ~~determining whether the Authority has expended moneys in~~
13 ~~compliance with the provisions of this Section.~~ The provisions
14 of this Section shall apply in any fiscal year of the Authority
15 only after all debt service requirements are met for that
16 fiscal year.

17 (Source: P.A. 99-143, eff. 7-27-15.)

18 (70 ILCS 3605/28) (from Ch. 111 2/3, par. 328)

19 Sec. 28. The Board shall classify all the offices,
20 positions and grades of regular and exempt employment required,
21 ~~excepting that of the Chairman of the Board,~~ the Executive
22 Director, Secretary, Treasurer, General Counsel, and Chief
23 Engineer, with reference to the duties, job title, job schedule
24 number, and the compensation fixed therefor, and adopt rules
25 governing appointments to any of such offices or positions on

1 the basis of merit and efficiency. The job title shall be
2 generally descriptive of the duties performed in that job, and
3 the job schedule number shall be used to identify a job title
4 and to further classify positions within a job title. No
5 discrimination shall be made in any appointment or promotion to
6 any office, position, or grade of regular employment because of
7 race, creed, color, sex, national origin, physical or mental
8 disability unrelated to ability, or political or religious
9 affiliations. No officer or employee in regular employment
10 shall be discharged or demoted except for cause which is
11 detrimental to the service. Any officer or employee in regular
12 employment who is discharged or demoted may file a complaint in
13 writing with the Board within ten days after notice of his or
14 her discharge or demotion. If an employee is a member of a
15 labor organization the complaint may be filed by such
16 organization for and in behalf of such employee. The Board
17 shall grant a hearing on such complaint within thirty (30) days
18 after it is filed. The time and place of the hearing shall be
19 fixed by the Board and due notice thereof given to the
20 complainant, the labor organization by or through which the
21 complaint was filed and the Executive Director. The hearing
22 shall be conducted by the Board, or any member thereof or any
23 officers' committee or employees' committee appointed by the
24 Board. The complainant may be represented by counsel. If the
25 Board finds, or approves a finding of the member or committee
26 appointed by the Board, that the complainant has been unjustly

1 discharged or demoted, he or she shall be restored to his or
2 her office or position with back pay. The decision of the Board
3 shall be final and not subject to review. The Board may
4 designate such offices, positions, and grades of employment as
5 exempt as it deems necessary for the efficient operation of the
6 business of the Authority. The total number of employees
7 occupying exempt offices, positions, or grades of employment
8 may not exceed 3% of the total employment of the Authority. All
9 exempt offices, positions, and grades of employment shall be at
10 will. No discrimination shall be made in any appointment or
11 promotion to any office, position, or grade of exempt
12 employment because of race, creed, color, sex, national origin,
13 physical or mental disability unrelated to ability, or
14 religious or political affiliation. The Board may abolish any
15 vacant or occupied office or position. Additionally, the Board
16 may reduce the force of employees for lack of work or lack of
17 funds as determined by the Board. When the number of positions
18 or employees holding positions of regular employment within a
19 particular job title and job schedule number are reduced, those
20 employees with the least company seniority in that job title
21 and job schedule number shall be first released from regular
22 employment service. For a period of one year, an employee
23 released from service shall be eligible for reinstatement to
24 the job title and job schedule number from which he or she was
25 released, in order of company seniority, if additional force of
26 employees is required. "Company seniority" as used in this

1 Section means the overall employment service credited to an
2 employee by the Authority since the employee's most recent date
3 of hire irrespective of job titles held. If 2 or more employees
4 have the same company seniority date, time in the affected job
5 title and job schedule number shall be used to break the
6 company seniority tie. For purposes of this Section, company
7 seniority shall be considered a working condition. When
8 employees are represented by a labor organization that has a
9 labor agreement with the Authority, the wages, hours, and
10 working conditions (including, but not limited to, seniority
11 rights) shall be governed by the terms of the agreement. Exempt
12 employment shall not include any employees who are represented
13 by a labor organization that has a labor agreement with the
14 Authority.

15 No employee, officer, or agent of the Chicago Transit
16 Authority Board may receive a bonus that exceeds 10% of his or
17 her annual salary unless that bonus has been reviewed for a
18 period of 14 days by the Regional Transportation Authority
19 Board. After 14 days, the bonus shall be considered reviewed.
20 This Section does not apply to usual and customary salary
21 adjustments.

22 (Source: P.A. 98-1027, eff. 1-1-15; 99-143, eff. 7-27-15.)

23 (70 ILCS 3605/28a) (from Ch. 111 2/3, par. 328a)

24 Sec. 28a. (a) The Board may deal with and enter into
25 written contracts with the employees of the Authority through

1 accredited representatives of such employees or
2 representatives of any labor organization authorized to act for
3 such employees, concerning wages, salaries, hours, working
4 conditions and pension or retirement provisions; provided,
5 nothing herein shall be construed to permit hours of labor in
6 excess of those provided by law or to permit working conditions
7 prohibited by law. In case of dispute over wages, salaries,
8 hours, working conditions, or pension or retirement provisions
9 the Board may arbitrate any question or questions and may agree
10 with such accredited representatives or labor organization
11 that the decision of a majority of any arbitration board shall
12 be final, provided each party shall agree in advance to pay
13 half of the expense of such arbitration.

14 No contract or agreement shall be made with any labor
15 organization, association, group or individual for the
16 employment of members of such organization, association, group
17 or individual for the construction, improvement, maintenance,
18 operation or administration of any property, plant or
19 facilities under the jurisdiction of the Authority, where such
20 organization, association, group or individual denies on the
21 ground of race, creed, color, sex, religion, physical or mental
22 disability unrelated to ability, or national origin membership
23 and equal opportunities for employment to any citizen of
24 Illinois.

25 (b) (1) The provisions of this paragraph (b) apply to
26 collective bargaining agreements (including extensions and

1 amendments of existing agreements) entered into on or after
2 January 1, 1984.

3 (2) The Board shall deal with and enter into written
4 contracts with their employees of the Authority, through
5 accredited representatives of such employees authorized to act
6 for such employees concerning wages, salaries, hours, working
7 conditions, and pension or retirement provisions about which a
8 collective bargaining agreement has been entered prior to the
9 effective date of this amendatory Act of the 101st General
10 Assembly 1983. ~~Any such agreement of the Authority shall~~
11 ~~provide that the agreement may be reopened if the amended~~
12 ~~budget submitted pursuant to Section 2.18a of the Regional~~
13 ~~Transportation Authority Act is not approved by the Board of~~
14 ~~the Regional Transportation Authority~~. The agreement may not
15 include a provision requiring the payment of wage increases
16 based on changes in the Consumer Price Index. The Board shall
17 not have the authority to enter into collective bargaining
18 agreements with respect to inherent management rights, which
19 include such areas of discretion or policy as the functions of
20 the employer, standards of services, its overall budget, the
21 organizational structure and selection of new employees and
22 direction of personnel. Employers, however, shall be required
23 to bargain collectively with regard to policy matters directly
24 affecting wages, hours and terms and conditions of employment,
25 as well as the impact thereon upon request by employee
26 representatives. To preserve the rights of employers and

1 exclusive representatives which have established collective
2 bargaining relationships or negotiated collective bargaining
3 agreements prior to the effective date of this amendatory Act
4 of the 101st General Assembly 1983, employers shall be required
5 to bargain collectively with regard to any matter concerning
6 wages, hours or conditions of employment about which they have
7 bargained prior to the effective date of this amendatory Act of
8 the 101st General Assembly 1983.

9 (3) The collective bargaining agreement may not include a
10 prohibition on the use of part-time operators on any service
11 operated by or funded by the Board, except where prohibited by
12 federal law.

13 (4) Within 30 days of the signing of any such collective
14 bargaining agreement, the Board shall determine the costs of
15 each provision of the agreement and, prepare an amended budget
16 incorporating the costs of the agreement, ~~and present the~~
17 ~~amended budget to the Board of the Regional Transportation~~
18 ~~Authority for its approval under Section 4.11 of the Regional~~
19 ~~Transportation Act. The Board of the Regional Transportation~~
20 ~~Authority may approve the amended budget by an affirmative vote~~
21 ~~of 12 of its then Directors. If the budget is not approved by~~
22 ~~the Board of the Regional Transportation Authority, the~~
23 ~~agreement may be reopened and its terms may be renegotiated.~~
24 ~~Any amended budget which may be prepared following~~
25 ~~renegotiation shall be presented to the Board of the Regional~~
26 ~~Transportation Authority for its approval in like manner.~~

1 (Source: P.A. 99-143, eff. 7-27-15.)

2 (70 ILCS 3605/30) (from Ch. 111 2/3, par. 330)

3 Sec. 30. The Board shall make all rules and regulations
4 governing the operation of the transportation system of the
5 Authority, shall determine all routings and change the same
6 whenever it is deemed advisable by the Board, subject to the
7 provisions of any ordinance granting rights to the Authority.
8 Except as provided in Sections 2.04 and 4.11(b)(5) of the
9 Regional Transportation Authority Act, the Board shall fix
10 rates, fares and charges for transportation, provided that they
11 shall be at all times sufficient in the aggregate to provide
12 revenues (a) for the payment of the interest on and principal
13 of all bonds, certificates and other obligations payable from
14 said revenues and to meet all other charges upon such revenues
15 as provided by any trust agreement executed by the Authority in
16 connection with the issuance of bonds or certificates under
17 this Act, (b) for the payment of all operating costs including
18 all charges which may be incurred pursuant to Sections 29 and
19 39 of this Act and all other costs and charges incidental to
20 the operation of the transportation system, (c) for the payment
21 of all costs and charges incurred pursuant to Sections 37 and
22 38 of this Act and any other costs and charges for acquisition,
23 installation, construction or for replacement or
24 reconstruction of equipment, structures or rights of way not
25 financed through issuance of bonds or certificates under

1 Section 12 of this Act, and (d) for any compensation required
2 to be paid to any municipality for the use of streets, subways
3 and other public ways. The Board may provide free
4 transportation within any municipality in and by which they are
5 employed for firemen and public health nurses, when in uniform,
6 and policemen when in uniform or, when not in uniform, upon
7 presentation of identification as policemen, and shall provide
8 free transportation to sworn law enforcement personnel of the
9 Cook County Sheriff's Department when in uniform or, when not
10 in uniform, upon presentation of identification as sworn law
11 enforcement personnel of the Cook County Sheriff's Department,
12 and may provide free transportation for employees of the
13 Authority when in uniform or upon presentation of
14 identification as such employees, and may enter into agreements
15 with the United States Post Office Department for the
16 transportation of mail, and the payment of compensation to the
17 Authority in lieu of fares for the transportation of letter
18 carriers, when in uniform at all times.

19 The Board may also provide free transportation, or
20 transportation at reduced fares, to all or designated classes
21 of pupils in attendance at public schools of school districts
22 within or partly within the territorial limits of the
23 Authority, or in attendance at private schools offering grades
24 of instruction comparable to those offered in public schools,
25 under such conditions as shall be prescribed by the Board, and,
26 if otherwise authorized by law, the Board may contract with

1 public school boards and representatives of private schools,
2 for reimbursement of pupil transportation costs from public
3 funds.

4 (Source: P.A. 97-85, eff. 7-7-11.)

5 (70 ILCS 3605/34) (from Ch. 111 2/3, par. 334)

6 Sec. 34. Budget and Program. The ~~Authority, subject to the~~
7 ~~powers of the~~ Regional Transportation Authority ~~in Section 4.11~~
8 ~~of the Regional Transportation Authority Act,~~ shall control the
9 finances of the Authority. The Regional Transit Authority ~~It~~
10 shall by ordinance appropriate money to perform the Authority's
11 purposes and provide for payment of debts and expenses of the
12 Authority. Each year the Authority shall prepare and publish a
13 comprehensive annual budget and five-year capital program
14 document, and a financial plan for the 2 years thereafter
15 describing the state of the Authority and presenting for the
16 forthcoming fiscal year and the two following years the
17 Authority's plans for such operations and capital expenditures
18 as it intends to undertake and the means by which it intends to
19 finance them. The proposed budget, financial plan, and
20 five-year capital program shall be based on the Regional
21 Transportation Authority's estimate of funds to be made
22 available to the Authority by or through the Regional
23 Transportation Authority and shall conform in all respects to
24 the requirements established by the Regional Transportation
25 Authority. The proposed budget, financial plan, and five-year

1 capital program shall contain a statement of the funds
2 estimated to be on hand at the beginning of the fiscal year,
3 the funds estimated to be received from all sources for such
4 year and the funds estimated to be on hand at the end of such
5 year. The proposed budget, financial plan, and five-year
6 capital program shall be available at no cost for public
7 inspection at the Authority's main office and at the Regional
8 Transportation Authority's main office at least 3 weeks prior
9 to any public hearing. Before the proposed budget, financial
10 plan, and five-year capital program are approved by ~~submitted~~
11 ~~to~~ the Regional Transportation Authority, the Authority shall
12 hold at least one public hearing thereon in each of the
13 counties in which the Authority provides service. All Board
14 members of the Regional Transit Authority shall attend a
15 majority of the public hearings unless reasonable cause is
16 given for their absence. After the public hearings, the Board
17 ~~of the Authority~~ shall hold at least one meeting for
18 consideration of the proposed program and budget with the Cook
19 County Board. After conducting such hearings and holding such
20 meetings and after making such changes in the proposed budget,
21 financial plan, and five-year capital program as the Board
22 deems appropriate, it shall adopt an annual budget ordinance at
23 least by November 15th preceding the beginning of each fiscal
24 year. ~~The budget, financial plan, and five-year capital program~~
25 ~~shall then be submitted to the Regional Transportation~~
26 ~~Authority as provided in Section 4.11 of the Regional~~

1 ~~Transportation Authority Act. In the event that the Board of~~
2 ~~the Regional Transportation Authority determines that the~~
3 ~~budget, financial plan, and five year capital program do not~~
4 ~~meet the standards of said Section 4.11, the Board of the~~
5 ~~Authority shall make such changes as are necessary to meet such~~
6 ~~requirements and adopt an amended budget ordinance. The amended~~
7 ~~budget ordinance shall be resubmitted to the Regional~~
8 ~~Transportation Authority pursuant to said Section 4.11. The~~
9 budget ordinance shall appropriate such sums of money as are
10 deemed necessary to defray all necessary expenses and
11 obligations of the Authority, specifying purposes and the
12 objects or programs for which appropriations are made and the
13 amount appropriated for each object or program. Additional
14 appropriations, transfers between items and other changes in
15 such ordinance which do not alter the basis upon which the
16 balanced budget determination was made by the Regional
17 Transportation Authority may be made from time to time by the
18 Board.

19 The budget shall:

20 (i) show a balance between (A) anticipated revenues
21 from all sources including operating subsidies and (B) the
22 costs of providing the services specified and of funding
23 any operating deficits or encumbrances incurred in prior
24 periods, including provision for payment when due of
25 principal and interest on outstanding indebtedness;

26 (ii) show cash balances including the proceeds of any

1 anticipated cash flow borrowing sufficient to pay with
2 reasonable promptness all costs and expenses as incurred;

3 (iii) provide for a level of fares or charges and
4 operating or administrative costs for the public
5 transportation provided by or subject to the jurisdiction
6 of the Board sufficient to allow the Authority Board to
7 meet its required system generated revenue recovery ratio
8 as determined by the Board ~~in accordance with subsection~~
9 ~~(a) of Section 4.11 of the Regional Transportation~~
10 ~~Authority Act;~~

11 (iv) be based upon and employ assumptions and
12 projections which are reasonable and prudent;

13 (v) have been prepared in accordance with sound
14 financial practices as determined by the Board of the
15 Regional Transportation Authority;

16 (vi) meet such other financial, budgetary, or fiscal
17 requirements that the Board of the Regional Transportation
18 Authority may by rule or regulation establish; and

19 (vii) be consistent with the goals and objectives
20 adopted by the Regional Transportation Authority in the
21 Strategic Plan.

22 The Board shall establish a fiscal operating year. At least
23 thirty days prior to the beginning of the first full fiscal
24 year after the creation of the Authority, and annually
25 thereafter, the Board shall cause to be prepared a tentative
26 budget which shall include all operation and maintenance

1 expense for the ensuing fiscal year. The tentative budget shall
2 be considered by the Board and, subject to any revision and
3 amendments as may be determined, shall be adopted prior to the
4 first day of the ensuing fiscal year as the budget for that
5 year. No expenditures for operations and maintenance in excess
6 of the budget shall be made during any fiscal year except by
7 the affirmative vote of at least five members of the Board. It
8 shall not be necessary to include in the annual budget any
9 statement of necessary expenditures for pensions or retirement
10 annuities, or for interest or principal payments on bonds or
11 certificates, or for capital outlays, but it shall be the duty
12 of the Board to make provision for payment of same from
13 appropriate funds. ~~The Board may not alter its fiscal year
14 without the prior approval of the Board of the Regional
15 Transportation Authority.~~

16 (Source: P.A. 95-708, eff. 1-18-08.)

17 (70 ILCS 3605/4 rep.)

18 (70 ILCS 3605/6.1 rep.)

19 (70 ILCS 3605/9b rep.)

20 (70 ILCS 3605/20 rep.)

21 (70 ILCS 3605/21 rep.)

22 (70 ILCS 3605/22 rep.)

23 (70 ILCS 3605/23 rep.)

24 (70 ILCS 3605/28d rep.)

25 (70 ILCS 3605/44 rep.)

1 Section 30. The Metropolitan Transit Authority Act is
2 amended by repealing Sections 4, 6.1, 9b, 20, 21, 22, 23, 28d,
3 and 44.

4 Section 35. The Regional Transportation Authority Act is
5 amended by changing Sections 1.03, 2.01, 2.01a, 2.01b, 2.01c,
6 2.01d, 2.01e, 2.20, 2.21, 2.30, 3.01, 3.04, 3.08, 3A.01, 3A.02,
7 3A.05, 3A.09, 3A.10, 3A.11, 3A.12, 3A.14, 3A.15, 3A.16, 3A.17,
8 3A.18, 3B.01, 3B.02, 3B.05, 3B.09, 3B.10, 3B.11, 3B.12, 3B.13,
9 3B.14, 3B.15, 3B.26, 4.01, 4.02b, 4.03.3, 4.04, 4.11, 4.15, and
10 5.05 and by adding the heading of Article III-C and Sections
11 1.06 and 3C.05 as follows:

12 (70 ILCS 3615/1.03) (from Ch. 111 2/3, par. 701.03)

13 Sec. 1.03. Definitions. As used in this Act:

14 "Authority" means the Regional Transportation Authority;

15 "Board" means the Board of Directors of the Regional
16 Transportation Authority;

17 "Construct or acquire" means plan, design, construct,
18 reconstruct, improve, modify, extend, landscape, expand or
19 acquire;

20 "Metropolitan Region" means all territory included within
21 the territory of the Authority as provided in this Act, and
22 such territory as may be annexed to the Authority;

23 "Municipality", "County" and "Unit of Local Government"
24 have the meanings given to such terms in Section 1 of Article

1 VII of the Illinois Constitution;

2 "Operate" means operate, maintain, administer, repair,
3 promote and any other acts necessary or proper with regard to
4 such matters;

5 "Public Transportation" means the transportation or
6 conveyance of persons within the metropolitan region by means
7 available to the general public, including groups of the
8 general public with special needs, except for transportation by
9 automobiles not used for conveyance of the general public as
10 passengers;

11 "Public Transportation Facilities" means all equipment or
12 property, real or personal, or rights therein, useful or
13 necessary for providing, maintaining or administering public
14 transportation within the metropolitan region or otherwise
15 useful for carrying out or meeting the purposes or powers of
16 the Authority, except it shall not include roads, streets,
17 highways or bridges or toll highways or toll bridges for
18 general public use; and

19 "Service Boards" means the ~~Board of the~~ Commuter Rail
20 Division of the Authority, the ~~Board of the~~ Suburban Bus
21 Division of the Authority and the ~~Board of the~~ Chicago Transit
22 Authority established pursuant to the ~~"Metropolitan Transit
23 Authority Act", approved April 12, 1945, as now or hereafter
24 amended.~~

25 "Transportation Agency" means any individual, firm,
26 partnership, corporation, association, body politic, municipal

1 corporation, public authority, unit of local government or
2 other person, other than the Authority and the Service Boards,
3 which provides public transportation, any local mass transit
4 district created pursuant to the "Local Mass Transit District
5 Act", as now or hereafter amended, and any urban transportation
6 district created pursuant to the "Urban Transportation
7 District Act", as now or hereafter amended, which districts are
8 located in whole or in part within the metropolitan region.

9 (Source: P.A. 83-885; 83-886.)

10 (70 ILCS 3615/1.06 new)

11 Sec. 1.06. Authority of the Regional Transportation
12 Authority and Service Boards. On and after January 1, 2021:

13 (1) Notwithstanding any other provision of law, the
14 Authority is primarily responsible for setting policy and
15 strategic direction, determining allocation of funds, and
16 prioritizing investments for the operation of public
17 transportation in the metropolitan region by the Commuter
18 Rail Division, Suburban Bus Division, and the Chicago
19 Transit Authority.

20 (2) Notwithstanding any other provision of law, the
21 Commuter Rail Division, Suburban Bus Division, and the
22 Chicago Transit Authority are primarily responsible for
23 the day-to-day operation of public transportation in the
24 metropolitan region in each of their respective Divisions.

1 (70 ILCS 3615/2.01) (from Ch. 111 2/3, par. 702.01)

2 Sec. 2.01. General Allocation of Responsibility for Public
3 Transportation.

4 (a) In order to accomplish the purposes as set forth in
5 this Act, the responsibility for planning, operating, and
6 funding public transportation in the metropolitan region shall
7 be allocated as described in this Act. The Authority shall:

8 (i) adopt plans that implement the public policy of the
9 State to provide adequate, efficient, geographically
10 equitable and coordinated public transportation throughout
11 the metropolitan region;

12 (ii) set goals, objectives, and standards for the
13 Authority, the Service Boards, and transportation
14 agencies;

15 (iii) develop performance measures to inform the
16 public about the extent to which the provision of public
17 transportation in the metropolitan region meets those
18 goals, objectives, and standards;

19 (iv) allocate operating and capital funds made
20 available to support public transportation in the
21 metropolitan region;

22 (v) provide financial oversight of the Service Boards;
23 and

24 (vi) coordinate the provision of public transportation
25 and the investment in public transportation facilities to
26 enhance the integration of public transportation

1 throughout the metropolitan region, all as provided in this
2 Act.

3 The Service Boards shall, on a continuing basis determine
4 the level, nature and kind of public transportation which
5 should be provided for the metropolitan region in order to meet
6 the plans, goals, objectives, and standards adopted by the
7 Authority. The Service Boards may provide public
8 transportation by purchasing such service from transportation
9 agencies through purchase of service agreements, by grants to
10 such agencies or by operating such service, all pursuant to
11 this Act and the "Metropolitan Transit Authority Act", as now
12 or hereafter amended. Certain of its actions to implement the
13 responsibilities allocated to the Authority in this subsection
14 (a) shall be taken in 3 public documents adopted by the
15 affirmative vote of at least 12 of its then Directors: A
16 Strategic Plan; a Five-Year Capital Program; and an Annual
17 Budget and Two-Year Financial Plan.

18 (b) The Authority shall subject the operating and capital
19 plans and expenditures of the Service Boards in the
20 metropolitan region with regard to public transportation to
21 continuing review so that the Authority may budget and expend
22 its funds with maximum effectiveness and efficiency. The
23 Authority shall conduct audits of each of the Service Boards no
24 less than every 5 years. Such audits may include management,
25 performance, financial, and infrastructure condition audits.
26 The Authority may conduct management, performance, financial,

1 and infrastructure condition audits of transportation agencies
2 that receive funds from the Authority. The Authority may ~~direct~~
3 ~~a Service Board to~~ conduct any such audit of a transportation
4 agency that receives funds from a ~~such~~ Service Board, ~~and the~~
5 ~~Service Board shall comply with such request to the extent it~~
6 ~~has the right to do so.~~ These audits of the Service Boards or
7 transportation agencies may be project or service specific
8 audits to evaluate their achievement of the goals and
9 objectives of that project or service and their compliance with
10 any applicable requirements.

11 (Source: P.A. 98-1027, eff. 1-1-15.)

12 (70 ILCS 3615/2.01a)

13 Sec. 2.01a. Strategic Plan.

14 (a) By the affirmative vote of at least 12 of its then
15 Directors, the Authority shall adopt a Strategic Plan, no less
16 than every 5 years, ~~after consultation with the Service Boards~~
17 and after holding a minimum of 3 public hearings in Cook County
18 and one public hearing in each of the other counties in the
19 region. The Executive Director of the Authority shall review
20 the Strategic Plan on an ongoing basis and make recommendations
21 to the Board of the Authority with respect to any update or
22 amendment of the Strategic Plan. The Strategic Plan shall
23 describe the specific actions to be taken by the Authority and
24 the Service Boards to provide adequate, efficient, and
25 coordinated public transportation.

1 (b) The Strategic Plan shall identify goals and objectives
2 with respect to:

3 (i) increasing ridership and passenger miles on public
4 transportation funded by the Authority;

5 (ii) coordination of public transportation services
6 and the investment in public transportation facilities to
7 enhance the integration of public transportation
8 throughout the metropolitan region;

9 (iii) coordination of fare and transfer policies to
10 promote transfers by riders among Service Boards,
11 transportation agencies, and public transportation modes,
12 which may include goals and objectives for development of a
13 universal fare instrument that riders may use
14 interchangeably on all public transportation funded by the
15 Authority, and methods to be used to allocate revenues from
16 transfers;

17 (iv) improvements in public transportation facilities
18 to bring those facilities into a state of good repair,
19 enhancements that attract ridership and improve customer
20 service, and expansions needed to serve areas with
21 sufficient demand for public transportation;

22 (v) access for transit-dependent populations,
23 including access by low-income communities to places of
24 employment, utilizing analyses provided by the Chicago
25 Metropolitan Agency for Planning regarding employment and
26 transportation availability, and giving consideration to

1 the location of employment centers in each county and the
2 availability of public transportation at off-peak hours
3 and on weekends;

4 (vi) the financial viability of the public
5 transportation system, including both operating and
6 capital programs;

7 (vii) limiting road congestion within the metropolitan
8 region and enhancing transit options to improve mobility;
9 and

10 (viii) such other goals and objectives that advance the
11 policy of the State to provide adequate, efficient,
12 geographically equitable and coordinated public
13 transportation in the metropolitan region.

14 (c) The Strategic Plan shall establish the process and
15 criteria by which proposals for capital improvements by a
16 Service Board or a transportation agency will be evaluated by
17 the Authority for inclusion in the Five-Year Capital Program,
18 which may include criteria for:

19 (i) allocating funds among maintenance, enhancement,
20 and expansion improvements;

21 (ii) projects to be funded from the Innovation,
22 Coordination, and Enhancement Fund;

23 (iii) projects intended to improve or enhance
24 ridership or customer service;

25 (iv) design and location of station or transit
26 improvements intended to promote transfers, increase

1 ridership, and support transit-oriented land development;

2 (v) assessing the impact of projects on the ability to
3 operate and maintain the existing transit system; and

4 (vi) other criteria that advance the goals and
5 objectives of the Strategic Plan.

6 (d) The Strategic Plan shall establish performance
7 standards and measurements regarding the adequacy, efficiency,
8 geographic equity and coordination of public transportation
9 services in the region and the implementation of the goals and
10 objectives in the Strategic Plan. At a minimum, such standards
11 and measures shall include customer-related performance data
12 measured by line, route, or sub-region, as determined by the
13 Authority, on the following:

14 (i) travel times and on-time performance;

15 (ii) ridership data;

16 (iii) equipment failure rates;

17 (iv) employee and customer safety; and

18 (v) customer satisfaction.

19 The Service Boards and transportation agencies that
20 receive funding from the Authority or Service Boards shall
21 prepare, publish, and submit to the Authority such reports with
22 regard to these standards and measurements in the frequency and
23 form required by the Authority; however, the frequency of such
24 reporting shall be no less than annual. The Service Boards
25 shall publish such reports on their respective websites. The
26 Authority shall compile and publish such reports on its

1 website. Such performance standards and measures shall not be
2 used as the basis for disciplinary action against any employee
3 of the Authority or Service Boards, except to the extent the
4 employment and disciplinary practices of the Authority or
5 Service Board provide for such action.

6 (e) The Strategic Plan shall identify innovations to
7 improve the delivery of public transportation and the
8 construction of public transportation facilities.

9 (f) The Strategic Plan shall describe the expected
10 financial condition of public transportation in the
11 metropolitan region prospectively over a 10-year period, which
12 may include information about the cash position and all known
13 obligations of the Authority and the Service Boards including
14 operating expenditures, debt service, contributions for
15 payment of pension and other post-employment benefits, the
16 expected revenues from fares, tax receipts, grants from the
17 federal, State, and local governments for operating and capital
18 purposes and issuance of debt, the availability of working
19 capital, and the resources needed to achieve the goals and
20 objectives described in the Strategic Plan.

21 (g) In developing the Strategic Plan, the Authority shall
22 rely on such demographic and other data, forecasts, and
23 assumptions developed by the Chicago Metropolitan Agency for
24 Planning with respect to the patterns of population density and
25 growth, projected commercial and residential development, and
26 environmental factors, within the metropolitan region and in

1 areas outside the metropolitan region that may impact public
2 transportation utilization in the metropolitan region. The
3 Authority shall also consult with the Illinois Department of
4 Transportation's Office of Planning and Programming when
5 developing the Strategic Plan. Before adopting or amending any
6 Strategic Plan, the Authority shall consult with the Chicago
7 Metropolitan Agency for Planning regarding the consistency of
8 the Strategic Plan with the Regional Comprehensive Plan adopted
9 pursuant to the Regional Planning Act.

10 (h) The Authority may adopt, by the affirmative vote of at
11 least 12 of its then Directors, sub-regional or corridor plans
12 for specific geographic areas of the metropolitan region in
13 order to improve the adequacy, efficiency, geographic equity
14 and coordination of existing, or the delivery of new, public
15 transportation. Such plans may also address areas outside the
16 metropolitan region that may impact public transportation
17 utilization in the metropolitan region. In preparing a
18 sub-regional or corridor plan, the Authority may identify
19 changes in operating practices or capital investment in the
20 sub-region or corridor that could increase ridership, reduce
21 costs, improve coordination, or enhance transit-oriented
22 development. The Authority shall consult with any affected
23 Service Boards in the preparation of any sub-regional or
24 corridor plans.

25 (i) If the Authority determines, by the affirmative vote of
26 at least 12 of its then Directors, that, with respect to any

1 proposed new public transportation service or facility, (i)
2 multiple Service Boards or transportation agencies are
3 potential service providers and (ii) the public transportation
4 facilities to be constructed or purchased to provide that
5 service have an expected construction cost of more than
6 \$25,000,000, the Authority shall have sole responsibility for
7 conducting any alternatives analysis and preliminary
8 environmental assessment required by federal or State law.
9 Nothing in this subparagraph (i) shall prohibit a Service Board
10 from undertaking alternatives analysis and preliminary
11 environmental assessment for any public transportation service
12 or facility identified in items (i) and (ii) above that is
13 included in the Five-Year Capital Program as of the effective
14 date of this amendatory Act of the 95th General Assembly;
15 however, any expenditure related to any such public
16 transportation service or facility must be included in a
17 Five-Year Capital Program under the requirements of Sections
18 2.01b and 4.02 of this Act.

19 (Source: P.A. 98-1027, eff. 1-1-15.)

20 (70 ILCS 3615/2.01b)

21 Sec. 2.01b. The Five-Year Capital Program. By the
22 affirmative vote of at least 12 of its then Directors, the
23 Authority, ~~after consultation with the Service Boards and~~ after
24 holding a minimum of 3 public hearings in Cook County and one
25 public hearing in each of the other counties in the

1 metropolitan region, shall each year adopt a Five-Year Capital
2 Program that shall include each capital improvement to be
3 undertaken by or on behalf of a Service Board provided that the
4 Authority finds that the improvement meets any criteria for
5 capital improvements contained in the Strategic Plan, is not
6 inconsistent with any sub-regional or corridor plan adopted by
7 the Authority, and can be funded within amounts available with
8 respect to the capital and operating costs of such improvement.
9 In reviewing proposals for improvements to be included in a
10 Five-Year Capital Program, the Authority may give priority to
11 improvements that are intended to bring public transportation
12 facilities into a state of good repair. The Five-Year Capital
13 Program shall also identify capital improvements to be
14 undertaken by a Service Board, a transportation agency, or a
15 unit of local government and funded by the Authority from
16 amounts in the Innovation, Coordination, and Enhancement Fund,
17 provided that no improvement that is included in the Five-Year
18 Capital Program as of the effective date of this amendatory Act
19 of the 95th General Assembly may receive funding from the
20 Innovation, Coordination, and Enhancement Fund. Before
21 adopting a Five-Year Capital Program, the Authority shall
22 consult with the Chicago Metropolitan Agency for Planning
23 regarding the consistency of the Five-Year Capital Program with
24 the Regional Comprehensive Plan adopted pursuant to the
25 Regional Planning Act.

26 (Source: P.A. 95-708, eff. 1-18-08.)

1 (70 ILCS 3615/2.01c)

2 Sec. 2.01c. Innovation, Coordination, and Enhancement
3 Fund.

4 (a) The Authority shall establish an Innovation,
5 Coordination, and Enhancement Fund and deposit into the Fund an
6 amount equal to \$10,000,000 in 2008, and, each year thereafter,
7 an amount equal to the amount deposited in the previous year
8 increased or decreased by the percentage growth or decline in
9 revenues received by the Authority from taxes imposed under
10 Section 4.03 in the previous year. Amounts on deposit in such
11 Fund and interest and other earnings on those amounts may be
12 used by the Authority, upon the affirmative vote of 12 of its
13 then Directors, and after a public participation process, for
14 operating or capital grants ~~or loans~~ to Service Boards,
15 transportation agencies, or units of local government that
16 advance the goals and objectives identified by the Authority in
17 its Strategic Plan, provided that no improvement that has been
18 included in a Five-Year Capital Program as of the effective
19 date of this amendatory Act of the 95th General Assembly may
20 receive any funding from the Innovation, Coordination, and
21 Enhancement Fund. Unless the Board has determined by a vote of
22 12 of its then Directors that an emergency exists requiring the
23 use of some or all of the funds then in the Innovation,
24 Coordination, and Enhancement Fund, such funds may only be used
25 to enhance the coordination and integration of public

1 transportation and develop and implement innovations to
2 improve the quality and delivery of public transportation.

3 (b) Any grantee that receives funds from the Innovation,
4 Coordination, and Enhancement Fund for the operation of
5 eligible programs must (i) implement such programs within one
6 year of receipt of such funds and (ii) within 2 years following
7 commencement of any program utilizing such funds, determine
8 whether it is desirable to continue the program, and upon such
9 a determination, either incorporate such program into its
10 annual operating budget and capital program or discontinue such
11 program. No additional funds from the Innovation,
12 Coordination, and Enhancement Fund may be distributed to a
13 grantee for any individual program beyond 2 years unless the
14 Authority by the affirmative vote of at least 12 of its then
15 Directors waives this limitation. Any such waiver will be with
16 regard to an individual program and with regard to a one
17 year-period, and any further waivers for such individual
18 program require a subsequent vote of the Board.

19 (Source: P.A. 97-399, eff. 8-16-11.)

20 (70 ILCS 3615/2.01d)

21 Sec. 2.01d. ADA Paratransit Fund. The Authority shall
22 establish an ADA Paratransit Fund and, each year, deposit into
23 that Fund the following amounts: (i) a base amount equal to
24 \$115,000,000 in 2012, and, each year thereafter, an amount
25 equal to the final budgeted funding for ADA paratransit

1 services for the current year, (ii) any funds received from the
2 State pursuant to appropriations for the purpose of funding ADA
3 paratransit services, and (iii) any additional funds necessary
4 to fund the budget or amended budget for ADA paratransit
5 services adopted or approved by the Board for the current year.
6 The amounts on deposit in the Fund and interest and other
7 earnings on those amounts shall be used by the Authority to
8 make grants to the Suburban Bus Division ~~Board~~ for ADA
9 paratransit services provided pursuant to plans approved by the
10 Authority under Section 2.30 of this Act. Funds received by the
11 Suburban Bus Division ~~Board~~ from the Authority's ADA
12 Paratransit Fund shall be used only to provide ADA paratransit
13 services to individuals who are determined to be eligible for
14 such services by the Authority under the Americans with
15 Disabilities Act of 1990 and its implementing regulations.
16 Revenues from and costs of services provided by the Suburban
17 Bus Division ~~Board~~ with grants made under this Section shall be
18 included in the Annual Budget and Two-Year Financial Program of
19 the Suburban Bus Division ~~Board~~ and shall be subject to all
20 budgetary and financial requirements under this Act that apply
21 to ADA paratransit services. Beginning in 2008, the Executive
22 Director shall, no later than August 15 of each year, provide
23 to the Board a written determination of the projected annual
24 costs of ADA paratransit services that are required to be
25 provided pursuant to the Americans with Disabilities Act of
26 1990 and its implementing regulations for the current year. The

1 Authority shall conduct triennial financial, compliance, and
2 performance audits of ADA paratransit services to assist in
3 this determination.

4 (Source: P.A. 97-399, eff. 8-16-11.)

5 (70 ILCS 3615/2.01e)

6 Sec. 2.01e. Suburban Community Mobility Fund. The
7 Authority shall establish a Suburban Community Mobility Fund
8 and deposit into that Fund an amount equal to \$20,000,000 in
9 2008, and, each year thereafter, an amount equal to the amount
10 deposited in the previous year increased or decreased by the
11 percentage growth or decline in revenues received by the
12 Authority from taxes imposed under Section 4.03 in the previous
13 year. The amounts on deposit in the Fund and interest and other
14 earnings on those amounts shall be used by the Authority to
15 make grants to the Suburban Bus Division Board ~~Board~~ for the purpose
16 of operating transit services, other than traditional
17 fixed-route services, that enhance suburban mobility,
18 including, but not limited to, demand-responsive transit
19 services, ride sharing, van pooling, service coordination,
20 centralized dispatching and call taking, reverse commuting,
21 service restructuring, and bus rapid transit. Revenues from and
22 costs of services provided by the Suburban Bus Division Board ~~Board~~
23 with moneys from the Suburban Community Mobility Fund shall be
24 included in the Annual Budget and Two-Year Financial Program of
25 the Suburban Bus Division Board ~~Board~~ and shall be subject to all

1 budgetary and financial requirements under this Act.

2 (Source: P.A. 97-399, eff. 8-16-11.)

3 (70 ILCS 3615/2.20) (from Ch. 111 2/3, par. 702.20)

4 Sec. 2.20. General Powers.

5 (a) Except as otherwise limited by this Act, the Authority
6 shall also have all powers necessary to meet its
7 responsibilities and to carry out its purposes, including, but
8 not limited to, the following powers:

9 (i) To sue and be sued;

10 (ii) To invest any funds or any monies not required for
11 immediate use or disbursement, as provided in "An Act
12 relating to certain investments of public funds by public
13 agencies", approved July 23, 1943, as now or hereafter
14 amended;

15 (iii) To make, amend and repeal by-laws, rules and
16 regulations, and ordinances not inconsistent with this
17 Act;

18 (iv) To hold, sell, sell by installment contract, lease
19 as lessor, transfer or dispose of such real or personal
20 property as it deems appropriate in the exercise of its
21 powers or to provide for the use thereof by any
22 transportation agency and to mortgage, pledge or otherwise
23 grant security interests in any such property;

24 (v) To enter at reasonable times upon such lands,
25 waters or premises as in the judgment of the Authority may

1 be necessary, convenient or desirable for the purpose of
2 making surveys, soundings, borings and examinations to
3 accomplish any purpose authorized by this Act after having
4 given reasonable notice of such proposed entry to the
5 owners and occupants of such lands, waters or premises, the
6 Authority being liable only for actual damage caused by
7 such activity;

8 (vi) To make and execute all contracts and other
9 instruments necessary or convenient to the exercise of its
10 powers;

11 (vii) To enter into contracts of group insurance for
12 the benefit of its employees and to provide for retirement
13 or pensions or other employee benefit arrangements for such
14 employees, and to assume obligations for pensions or other
15 employee benefit arrangements for employees of
16 transportation agencies, all or part of the facilities of
17 which are acquired by the Authority;

18 (viii) To provide for the insurance of any property,
19 directors, officers, employees or operations of the
20 Authority against any risk or hazard, and to self-insure or
21 participate in joint self-insurance pools or entities to
22 insure against such risk or hazard;

23 (ix) To appear before the Illinois Commerce Commission
24 in all proceedings concerning the Authority, a Service
25 Board or any transportation agency; and

26 (x) To pass all ordinances and make all rules and

1 regulations proper or necessary to regulate the use,
2 operation and maintenance of its property and facilities
3 and, by ordinance, to prescribe fines or penalties for
4 violations thereof. No fine or penalty shall exceed \$1,000
5 per offense. Any ordinance providing for any fine or
6 penalty shall be published in a newspaper of general
7 circulation in the metropolitan region. No such ordinance
8 shall take effect until 10 days after its publication.

9 The Authority may enter into arbitration arrangements,
10 which may be final and binding.

11 The ~~Commuter Rail~~ Board shall continue the separate public
12 corporation, known as the Northeast Illinois Regional Commuter
13 Railroad Corporation, as a separate operating unit to operate
14 on behalf of the Commuter Rail Division Board ~~Board~~ commuter railroad
15 facilities, subject at all times to the supervision and
16 direction of the ~~Commuter Rail~~ Board and may, by ordinance,
17 dissolve such Corporation. Such Corporation shall be governed
18 by a Board of Directors which shall consist of the ~~members of~~
19 ~~the Transition Board until such time as all of the members of~~
20 ~~the Commuter Rail Board are appointed and qualified and~~
21 ~~thereafter the members of the Commuter Rail~~ Regional
22 Transportation Authority Board. Such Corporation shall have
23 all the powers given the Authority and the Commuter Rail
24 Division Board under Article II of this Act (other than under
25 Section 2.13) as are delegated to it by ordinance of the
26 ~~Commuter Rail~~ Board with regard to such operation of facilities

1 and the same exemptions, restrictions and limitations as are
2 provided by law with regard to the Authority shall apply to
3 such Corporation. Such Corporation shall be a transportation
4 agency as provided in this Act except for purposes of paragraph
5 (e) of Section 3.01 of this Act.

6 The Authority shall cooperate with the Illinois Commerce
7 Commission and local law enforcement agencies in establishing a
8 two year pilot program in DuPage County to determine the
9 effectiveness of an automated railroad grade crossing
10 enforcement system.

11 (b) In each case in which this Act gives the Authority the
12 power to construct or acquire real or personal property, the
13 Authority shall have the power to acquire such property by
14 contract, purchase, gift, grant, exchange for other property or
15 rights in property, lease (or sublease) or installment or
16 conditional purchase contracts, which leases or contracts may
17 provide for consideration therefor to be paid in annual
18 installments during a period not exceeding 40 years. Property
19 may be acquired subject to such conditions, restrictions,
20 liens, or security or other interests of other parties as the
21 Authority may deem appropriate, and in each case the Authority
22 may acquire a joint, leasehold, easement, license or other
23 partial interest in such property. Any such acquisition may
24 provide for the assumption of, or agreement to pay, perform or
25 discharge outstanding or continuing duties, obligations or
26 liabilities of the seller, lessor, donor or other transferor of

1 or of the trustee with regard to such property. In connection
2 with the acquisition of public transportation equipment,
3 including, but not limited to, rolling stock, vehicles,
4 locomotives, buses or rapid transit equipment, the Authority
5 may also execute agreements concerning such equipment leases,
6 equipment trust certificates, conditional purchase agreements
7 and such other security agreements and may make such agreements
8 and covenants as required, in the form customarily used in such
9 cases appropriate to effect such acquisition. Obligations of
10 the Authority incurred pursuant to this Section shall not be
11 considered bonds or notes within the meaning of Section 4.04 of
12 this Act.

13 (c) The Authority shall assume all costs of rights,
14 benefits and protective conditions to which any employee is
15 entitled under this Act from any transportation agency in the
16 event of the inability of the transportation agency to meet its
17 obligations in relation thereto due to bankruptcy or
18 insolvency, provided that the Authority shall retain the right
19 to proceed against the bankrupt or insolvent transportation
20 agency or its successors, trustees, assigns or debtors for the
21 costs assumed. The Authority may mitigate its liability under
22 this paragraph (c) and under Section 2.16 to the extent of
23 employment and employment benefits which it tenders.

24 (Source: P.A. 97-333, eff. 8-12-11.)

25 (70 ILCS 3615/2.21) (from Ch. 111 2/3, par. 702.21)

1 Sec. 2.21. (a) The Authority or the Commuter Rail Division
2 ~~Board~~ may not in the exercise of its powers to provide
3 effective public transportation as provided by this Act:

4 (i) require or authorize the operation of, or operate
5 or acquire by eminent domain or otherwise, any public
6 transportation facility or service on terms or in a manner
7 which unreasonably interferes with the ability of a
8 railroad to provide efficient freight or inter-city
9 passenger service. This subparagraph shall not bar the
10 Authority from acquiring title to any property pursuant to
11 Section 2.13 in a manner consistent with this subparagraph.

12 (ii) obtain by eminent domain any interest in any right
13 of way or any other real property of a railroad which is
14 not a public body in excess of the interest to be used for
15 public transportation as provided in this Act.

16 (iii) prohibit the operation of public transportation
17 by a private carrier that does not receive a grant or
18 purchase of service contract from the Authority or a
19 Service Board.

20 (b) If in connection with any construction, acquisition, or
21 other activity undertaken by or for the Authority or a Service
22 Board, or pursuant to any purchase of service or grant
23 agreement with the Authority or a Service Board, any facility
24 of a public utility (as defined in the Public Utilities Act),
25 is removed or relocated from its then-existing site all costs
26 and expenses of such relocation or removal, including the cost

1 of installing such facilities in a new location or locations,
2 and the cost of any land or lands, or interest in land, or any
3 rights required to accomplish such relocation or removal, shall
4 be paid by the Authority or a Service Board. If any such
5 facilities are so relocated onto the properties of the
6 Authority or the Service Board or onto properties made
7 available for that purpose by the Authority or the Service
8 Board, there shall be no rent, fee, or other charge of any kind
9 imposed upon the public utility owning or operating such
10 facilities in excess of that imposed prior to such relocation
11 and such public utility, and its successors and assigns, shall
12 be granted the right to operate such facilities in the new
13 location or locations for as long a period and upon the same
14 terms and conditions as it had the right to maintain and
15 operate such facilities in their former location. Nothing in
16 this paragraph (b) shall prevent the Authority or the Service
17 Board and a transportation agency from agreeing in a purchase
18 of service agreement or otherwise to make different
19 arrangements for such relocations or the costs thereof.

20 (Source: P.A. 100-863, eff. 8-14-18.)

21 (70 ILCS 3615/2.30)

22 Sec. 2.30. Paratransit services.

23 (a) For purposes of this Act, "ADA paratransit services"
24 shall mean those comparable or specialized transportation
25 services provided by, or under grant or purchase of service

1 contracts of, the Service Boards to individuals with
2 disabilities who are unable to use fixed route transportation
3 systems and who are determined to be eligible, for some or all
4 of their trips, for such services under the Americans with
5 Disabilities Act of 1990 and its implementing regulations.

6 (b) Beginning July 1, 2005, the Authority is responsible
7 for the funding, from amounts on deposit in the ADA Paratransit
8 Fund established under Section 2.01d of this Act, financial
9 review and oversight of all ADA paratransit services that are
10 provided by the Authority or by any of the Service Boards. The
11 Suburban Bus Division ~~Board~~ shall operate or provide for the
12 operation of all ADA paratransit services by no later than July
13 1, 2006, except that this date may be extended to the extent
14 necessary to obtain approval from the Federal Transit
15 Administration of the plan prepared pursuant to subsection (c).

16 (c) No later than January 1, 2006, the Authority, in
17 collaboration with the Suburban Bus Division ~~Board~~ and the
18 Chicago Transit Authority, shall develop a plan for the
19 provision of ADA paratransit services and submit such plan to
20 the Federal Transit Administration for approval. Approval of
21 such plan by the Authority shall require the affirmative votes
22 of 12 of the then Directors. The Suburban Bus Division ~~Board~~,
23 the Chicago Transit Authority and the Authority shall comply
24 with the requirements of the Americans with Disabilities Act of
25 1990 and its implementing regulations in developing and
26 approving such plan including, without limitation, consulting

1 with individuals with disabilities and groups representing
2 them in the community, and providing adequate opportunity for
3 public comment and public hearings. The plan shall include the
4 contents required for a paratransit plan pursuant to the
5 Americans with Disabilities Act of 1990 and its implementing
6 regulations. The plan shall also include, without limitation,
7 provisions to:

8 (1) maintain, at a minimum, the levels of ADA
9 paratransit service that are required to be provided by the
10 Service Boards pursuant to the Americans with Disabilities
11 Act of 1990 and its implementing regulations;

12 (2) transfer the appropriate ADA paratransit services,
13 management, personnel, service contracts and assets from
14 the Chicago Transit Authority to the Authority or the
15 Suburban Bus Division Board, as necessary, by no later than
16 July 1, 2006, except that this date may be extended to the
17 extent necessary to obtain approval from the Federal
18 Transit Administration of the plan prepared pursuant to
19 this subsection (c);

20 (3) provide for consistent policies throughout the
21 metropolitan region for scheduling of ADA paratransit
22 service trips to and from destinations, with consideration
23 of scheduling of return trips on a "will-call" open-ended
24 basis upon request of the rider, if practicable, and with
25 consideration of an increased number of trips available by
26 subscription service than are available as of the effective

1 date of this amendatory Act;

2 (4) provide that service contracts and rates, entered
3 into or set after the approval by the Federal Transit
4 Administration of the plan prepared pursuant to subsection
5 (c) of this Section, with private carriers and taxicabs for
6 ADA paratransit service are procured by means of an open
7 procurement process;

8 (5) provide for fares, fare collection and billing
9 procedures for ADA paratransit services throughout the
10 metropolitan region;

11 (6) provide for performance standards for all ADA
12 paratransit service transportation carriers, with
13 consideration of door-to-door service;

14 (7) provide, in cooperation with the Illinois
15 Department of Transportation, the Illinois Department of
16 Public Aid and other appropriate public agencies and
17 private entities, for the application and receipt of
18 grants, including, without limitation, reimbursement from
19 Medicaid or other programs for ADA paratransit services;

20 (8) provide for a system of dispatch of ADA paratransit
21 services transportation carriers throughout the
22 metropolitan region, with consideration of county-based
23 dispatch systems already in place as of the effective date
24 of this amendatory Act;

25 (9) provide for a process of determining eligibility
26 for ADA paratransit services that complies with the

1 Americans with Disabilities Act of 1990 and its
2 implementing regulations;

3 (10) provide for consideration of innovative methods
4 to provide and fund ADA paratransit services; and

5 (11) provide for the creation of one or more ADA
6 advisory boards, or the reconstitution of the existing ADA
7 advisory boards for the Service Boards, to represent the
8 diversity of individuals with disabilities in the
9 metropolitan region and to provide appropriate ongoing
10 input from individuals with disabilities into the
11 operation of ADA paratransit services.

12 (d) All revisions and annual updates to the ADA paratransit
13 services plan developed pursuant to subsection (c) of this
14 Section, or certifications of continued compliance in lieu of
15 plan updates, that are required to be provided to the Federal
16 Transit Administration shall be developed by the Authority, in
17 collaboration with the Suburban Bus Division ~~Board~~ and the
18 Chicago Transit Authority, and the Authority shall submit such
19 revision, update or certification to the Federal Transit
20 Administration for approval. Approval of such revisions,
21 updates or certifications by the Authority shall require the
22 affirmative votes of 12 of the then Directors.

23 (e) The Illinois Department of Transportation, the
24 Illinois Department of Public Aid, the Authority, the Suburban
25 Bus Division ~~Board~~ and the Chicago Transit Authority shall
26 enter into intergovernmental agreements as may be necessary to

1 provide funding and accountability for, and implementation of,
2 the requirements of this Section.

3 (f) By no later than April 1, 2007, the Authority shall
4 develop and submit to the General Assembly and the Governor a
5 funding plan for ADA paratransit services. Approval of such
6 plan by the Authority shall require the affirmative votes of 12
7 of the then Directors. The funding plan shall, at a minimum,
8 contain an analysis of the current costs of providing ADA
9 paratransit services, projections of the long-term costs of
10 providing ADA paratransit services, identification of and
11 recommendations for possible cost efficiencies in providing
12 ADA paratransit services, and identification of and
13 recommendations for possible funding sources for providing ADA
14 paratransit services. The Illinois Department of
15 Transportation, the Illinois Department of Public Aid, the
16 Suburban Bus Division ~~Board~~, the Chicago Transit Authority and
17 other State and local public agencies as appropriate shall
18 cooperate with the Authority in the preparation of such funding
19 plan.

20 (g) Any funds derived from the federal Medicaid program for
21 reimbursement of the costs of providing ADA paratransit
22 services within the metropolitan region shall be directed to
23 the Authority and shall be used to pay for or reimburse the
24 costs of providing such services.

25 (h) Nothing in this amendatory Act shall be construed to
26 conflict with the requirements of the Americans with

1 Disabilities Act of 1990 and its implementing regulations.

2 (Source: P.A. 94-370, eff. 7-29-05; 95-708, eff. 1-18-08.)

3 (70 ILCS 3615/3.01) (from Ch. 111 2/3, par. 703.01)

4 Sec. 3.01. Board of Directors. The corporate authorities
5 and governing body of the Authority shall be a Board consisting
6 of ~~13 Directors until April 1, 2008,~~ and 16 Directors
7 ~~thereafter,~~ appointed as follows:

8 (a) Four Directors appointed by the Mayor of the City of
9 Chicago, with the advice and consent of the City Council of the
10 City of Chicago, and, ~~only until April 1, 2008,~~ a fifth
11 ~~director who shall be the Chairman of the Chicago Transit~~
12 ~~Authority. After April 1, 2008,~~ the Mayor of the City of
13 Chicago, with the advice and consent of the City Council of the
14 City of Chicago, shall appoint a fifth Director. ~~The Directors~~
15 ~~appointed by the Mayor of the City of Chicago shall not be the~~
16 ~~Chairman or a Director of the Chicago Transit Authority.~~ Each
17 such Director shall reside in the City of Chicago.

18 (b) Four Directors appointed by the votes of a majority of
19 the members of the Cook County Board elected from districts, a
20 majority of the electors of which reside outside Chicago and
21 ~~After April 1, 2008,~~ a fifth Director appointed by the
22 President of the Cook County Board with the advice and consent
23 of the members of the Cook County Board. Each Director
24 appointed under this subparagraph shall reside in that part of
25 Cook County outside Chicago.

1 (c) (Blank). ~~Until April 1, 2008, 3 Directors appointed by~~
2 ~~the Chairmen of the County Boards of DuPage, Kane, Lake,~~
3 ~~McHenry, and Will Counties, as follows:~~

4 ~~(i) Two Directors appointed by the Chairmen of the~~
5 ~~county boards of Kane, Lake, McHenry and Will Counties,~~
6 ~~with the concurrence of not less than a majority of the~~
7 ~~Chairmen from such counties, from nominees by the Chairmen.~~
8 ~~Each such Chairman may nominate not more than 2 persons for~~
9 ~~each position. Each such Director shall reside in a county~~
10 ~~in the metropolitan region other than Cook or DuPage~~
11 ~~Counties.~~

12 ~~(ii) One Director appointed by the Chairman of the~~
13 ~~DuPage County Board with the advice and consent of the~~
14 ~~DuPage County Board. Such Director shall reside in DuPage~~
15 ~~County.~~

16 (d) ~~After April 1, 2008,~~ 5 Directors appointed by the
17 Chairmen of the County Boards of DuPage, Kane, Lake and McHenry
18 Counties and the County Executive of Will County, as follows:

19 (i) One Director appointed by the Chairman of the Kane
20 County Board with the advice and consent of the Kane County
21 Board. Such Director shall reside in Kane County.

22 (ii) One Director appointed by the County Executive of
23 Will County with the advice and consent of the Will County
24 Board. Such Director shall reside in Will County.

25 (iii) One Director appointed by the Chairman of the
26 DuPage County Board with the advice and consent of the

1 DuPage County Board. Such Director shall reside in DuPage
2 County.

3 (iv) One Director appointed by the Chairman of the Lake
4 County Board with the advice and consent of the Lake County
5 Board. Such Director shall reside in Lake County.

6 (v) One Director appointed by the Chairman of the
7 McHenry County Board with the advice and consent of the
8 McHenry County Board. Such Director shall reside in McHenry
9 County.

10 (vi) To implement the changes in appointing authority
11 under this subparagraph (d) the three Directors appointed
12 under subparagraph (c) and residing in Lake County, DuPage
13 County, and Kane County respectively shall each continue to
14 serve as Director until the expiration of their respective
15 term of office and until his or her successor is appointed
16 and qualified or a vacancy occurs in the office. Thereupon,
17 the appointment shall be made by the officials given
18 appointing authority with respect to the Director whose
19 term has expired or office has become vacant.

20 (e) ~~The Chairman serving on the effective date of this~~
21 ~~amendatory Act of the 95th General Assembly shall continue to~~
22 ~~serve as Chairman until the expiration of his or her term of~~
23 ~~office and until his or her successor is appointed and~~
24 ~~qualified or a vacancy occurs in the office.~~ Upon the
25 expiration or vacancy of the term of the Chairman ~~then serving~~
26 ~~upon the effective date of this amendatory Act of the 95th~~

1 ~~General Assembly~~, the Chairman shall be appointed by the other
2 Directors, by the affirmative vote of at least 11 of the then
3 Directors with at least 2 affirmative votes from Directors who
4 reside in the City of Chicago, at least 2 affirmative votes
5 from Directors who reside in Cook County outside the City of
6 Chicago, and at least 2 affirmative votes from Directors who
7 reside in the Counties of DuPage, Lake, Will, Kane, or McHenry.
8 The chairman shall not be appointed from among the other
9 Directors. The chairman shall be a resident of the metropolitan
10 region.

11 (f) Except as otherwise provided by this Act no Director
12 shall, while serving as such, be an officer, a member of the
13 Board of Directors or Trustees or an employee of any Service
14 Board or transportation agency, or be an employee of the State
15 of Illinois or any department or agency thereof, or of any
16 municipality, county, or any other unit of local government or
17 receive any compensation from any elected or appointed office
18 under the Constitution and laws of Illinois; except that a
19 Director may be a member of a school board.

20 (g) Each appointment made under this Section and under
21 Section 3.03 shall be certified by the appointing authority to
22 the Board, which shall maintain the certifications as part of
23 the official records of the Authority.

24 (h) (Blank).

25 (Source: P.A. 98-709, eff. 7-16-14.)

1 (70 ILCS 3615/3.04) (from Ch. 111 2/3, par. 703.04)

2 Sec. 3.04. Compensation. Each Director, including the
3 Chairman, ~~except for the Chairman of the Chicago Transit~~
4 ~~Authority who shall not be compensated by the Authority,~~ shall
5 be compensated at the rate of \$25,000 per year.

6 Officers of the Authority shall not be required to comply
7 with the requirements of Public Funds Statement Publication Act
8 ~~"An Act requiring certain custodians of public moneys to file~~
9 ~~and publish statements of the receipts and disbursements~~
10 ~~thereof", approved June 24, 1919, as now or hereafter amended.~~

11 (Source: P.A. 83-885; 83-886.)

12 (70 ILCS 3615/3.08) (from Ch. 111 2/3, par. 703.08)

13 Sec. 3.08. There is established a Regional Citizens
14 Advisory Board. This board shall be comprised of the Chairmen
15 of the Citizens Advisory Boards of the Chicago Transit
16 Authority, the Commuter Rail Division, ~~Board~~ and the Suburban
17 Bus Division ~~Board~~. This Board shall meet at least quarterly
18 and shall advise the Board of the impact of its policies and
19 programs on the communities within the metropolitan region.
20 Members shall serve without compensation.

21 (Source: P.A. 83-886.)

22 (70 ILCS 3615/3A.01) (from Ch. 111 2/3, par. 703A.01)

23 Sec. 3A.01. Suburban Bus Division. There is established
24 within the Authority the Suburban Bus Division as the operating

1 division responsible for providing public transportation by
2 bus and as may be provided in this Act. Purchase of service
3 agreements between a transportation agency and the Authority in
4 effect on the effective date of this amendatory Act shall
5 remain in full force and effect in accordance with the terms of
6 such agreement. Such agreements, on and after January 1, 2021,
7 ~~shall first be the responsibility of the Transition Board and,~~
8 ~~on the date of its creation,~~ shall be the responsibility of the
9 Regional Transportation Authority ~~the Suburban Bus Division~~
10 and its Board.

11 (Source: P.A. 83-885; 83-886.)

12 (70 ILCS 3615/3A.02) (from Ch. 111 2/3, par. 703A.02)

13 Sec. 3A.02. Suburban Bus Board. On and after January 1,
14 2021: (1) the powers and duties of the Suburban Bus Board shall
15 be exercised and performed by the Regional Transportation
16 Authority Board, and any references to the Suburban Bus Board
17 in this Article shall be construed as references to the
18 Regional Transportation Authority Board; (2) the Suburban Bus
19 Board is dissolved; and (3) all terms of the directors of the
20 Suburban Bus Board are terminated. ~~The governing body of the~~
21 ~~Suburban Bus Division shall be a board consisting of 13~~
22 ~~directors appointed as follows:~~

23 ~~(a) Six Directors appointed by the members of the Cook~~
24 ~~County Board elected from that part of Cook County outside~~
25 ~~of Chicago, or in the event such Board of Commissioners~~

1 ~~becomes elected from single member districts, by those~~
2 ~~Commissioners elected from districts, a majority of the~~
3 ~~residents of which reside outside of Chicago from the chief~~
4 ~~executive officers of the municipalities, of that portion~~
5 ~~of Cook County outside of Chicago. Provided however, that:~~

6 ~~(i) One of the Directors shall be the chief~~
7 ~~executive officer of a municipality within the area of~~
8 ~~the Northwest Region defined in Section 3A.13;~~

9 ~~(ii) One of the Directors shall be the chief~~
10 ~~executive officer of a municipality within the area of~~
11 ~~the North Central Region defined in Section 3A.13;~~

12 ~~(iii) One of the Directors shall be the chief~~
13 ~~executive officer of a municipality within the area of~~
14 ~~the North Shore Region defined in Section 3A.13;~~

15 ~~(iv) One of the Directors shall be the chief~~
16 ~~executive officer of a municipality within the area of~~
17 ~~the Central Region defined in Section 3A.13;~~

18 ~~(v) One of the Directors shall be the chief~~
19 ~~executive officer of a municipality within the area of~~
20 ~~the Southwest Region defined in Section 3A.13;~~

21 ~~(vi) One of the Directors shall be the chief~~
22 ~~executive officer of a municipality within the area of~~
23 ~~the South Region defined in Section 3A.13;~~

24 ~~(b) One Director by the Chairman of the Kane County~~
25 ~~Board who shall be a chief executive officer of a~~
26 ~~municipality within Kane County;~~

1 ~~(c) One Director by the Chairman of the Lake County~~
2 ~~Board who shall be a chief executive officer of a~~
3 ~~municipality within Lake County;~~

4 ~~(d) One Director by the Chairman of the DuPage County~~
5 ~~Board who shall be a chief executive officer of a~~
6 ~~municipality within DuPage County;~~

7 ~~(e) One Director by the Chairman of the McHenry County~~
8 ~~Board who shall be a chief executive officer of a~~
9 ~~municipality within McHenry County;~~

10 ~~(f) One Director by the Chairman of the Will County~~
11 ~~Board who shall be a chief executive officer of a~~
12 ~~municipality within Will County;~~

13 ~~(g) The Commissioner of the Mayor's Office for People~~
14 ~~with Disabilities, from the City of Chicago, who shall~~
15 ~~serve as an ex officio member; and~~

16 ~~(h) The Chairman by the Governor for the initial term,~~
17 ~~and thereafter by a majority of the Chairmen of the DuPage,~~
18 ~~Kane, Lake, McHenry and Will County Boards and the members~~
19 ~~of the Cook County Board elected from that part of Cook~~
20 ~~County outside of Chicago, or in the event such Board of~~
21 ~~Commissioners is elected from single member districts, by~~
22 ~~those Commissioners elected from districts, a majority of~~
23 ~~the electors of which reside outside of Chicago; and who~~
24 ~~after the effective date of this amendatory Act of the 95th~~
25 ~~General Assembly may not be a resident of the City of~~
26 ~~Chicago.~~

1 ~~Each appointment made under paragraphs (a) through (g) and~~
2 ~~under Section 3A.03 shall be certified by the appointing~~
3 ~~authority to the Suburban Bus Board which shall maintain the~~
4 ~~certifications as part of the official records of the Suburban~~
5 ~~Bus Board; provided that the initial appointments shall be~~
6 ~~certified to the Secretary of State, who shall transmit the~~
7 ~~certifications to the Suburban Bus Board following its~~
8 ~~organization.~~

9 ~~For the purposes of this Section, "chief executive officer~~
10 ~~of a municipality" includes a former chief executive officer of~~
11 ~~a municipality within the specified Region or County, provided~~
12 ~~that the former officer continues to reside within such Region~~
13 ~~or County.~~

14 (Source: P.A. 95-906, eff. 8-26-08.)

15 (70 ILCS 3615/3A.05) (from Ch. 111 2/3, par. 703A.05)

16 Sec. 3A.05. Appointment of officers and employees. The
17 ~~Suburban Bus~~ Board shall appoint an Executive Director who
18 shall be the chief executive officer of the Division,
19 appointed, retained or dismissed with the concurrence of 11 ~~9~~
20 of the directors of the ~~Suburban Bus~~ Board. The Executive
21 Director shall appoint, retain and employ officers, attorneys,
22 agents, engineers, employees and shall organize the staff,
23 shall allocate their functions and duties, fix compensation and
24 conditions of employment, and consistent with the policies of
25 and direction from the ~~Suburban Bus~~ Board take all actions

1 necessary to achieve its purposes, fulfill its
2 responsibilities and carry out its powers, and shall have such
3 other powers and responsibilities as the ~~Suburban Bus~~ Board
4 shall determine. The Executive Director shall be an individual
5 of proven transportation and management skills and may not be a
6 member of the ~~Suburban Bus~~ Board. The Division may employ its
7 own professional management personnel to provide professional
8 and technical expertise concerning its purposes and powers and
9 to assist it in assessing the performance of transportation
10 agencies in the metropolitan region. A person appointed or
11 employed under this Section whose term or employment has not
12 been terminated on January 1, 2021 shall continue in his or her
13 position with the Suburban Bus Division until the expiration of
14 his or her appointment or employment, resignation, or removal.

15 No employee, officer, or agent of the Suburban Bus Division
16 ~~Board~~ may receive a bonus that exceeds 10% of his or her annual
17 salary unless that bonus has been reviewed by the Regional
18 Transportation Authority Board for a period of 14 days. After
19 14 days, the contract shall be considered reviewed. This
20 Section does not apply to usual and customary salary
21 adjustments.

22 No unlawful discrimination, as defined and prohibited in
23 the Illinois Human Rights Act, shall be made in any term or
24 aspect of employment nor shall there be discrimination based
25 upon political reasons or factors. The Suburban Bus Division
26 ~~Board~~ shall establish regulations to insure that its discharges

1 shall not be arbitrary and that hiring and promotion are based
2 on merit.

3 The Division shall be subject to the "Illinois Human Rights
4 Act", as now or hereafter amended, and the remedies and
5 procedure established thereunder. The Suburban Bus Division
6 ~~Board~~ shall file an affirmative action program for employment
7 by it with the Department of Human Rights to ensure that
8 applicants are employed and that employees are treated during
9 employment, without regard to unlawful discrimination. Such
10 affirmative action program shall include provisions relating
11 to hiring, upgrading, demotion, transfer, recruitment,
12 recruitment advertising, selection for training and rates of
13 pay or other forms of compensation.

14 (Source: P.A. 98-1027, eff. 1-1-15.)

15 (70 ILCS 3615/3A.09) (from Ch. 111 2/3, par. 703A.09)

16 Sec. 3A.09. General powers. In addition to any powers
17 elsewhere provided to the Suburban Bus Division or the former
18 Suburban Bus Board, the Regional Transportation Authority
19 Board ~~it~~ shall have all of the powers specified in Section 2.20
20 of this Act except for the powers specified in Section
21 2.20(a)(v). The Board shall also have the power:

22 (a) (blank); ~~to cooperate with the Regional~~
23 ~~Transportation Authority in the exercise by the Regional~~
24 ~~Transportation Authority of all the powers granted it by~~
25 ~~such Act;~~

1 (b) to receive funds from for the Division the Regional
2 Transportation Authority pursuant to Sections 2.02, 4.01,
3 4.02, 4.09 and 4.10 of the Regional Transportation
4 Authority Act, all as provided in the Regional
5 Transportation Authority Act;

6 (c) to receive financial grants from the Regional
7 Transportation Authority or a Service Board, as defined in
8 the Regional Transportation Authority Act, upon such terms
9 and conditions as shall be set forth in a grant contract
10 between either the Division and the Regional
11 Transportation Authority or the Division and another
12 Service Board, which contract or agreement may be for such
13 number of years or duration as the parties agree, all as
14 provided in the Regional Transportation Authority Act;

15 (d) to perform all functions necessary for the
16 provision of paratransit services under Section 2.30 of
17 this Act; and

18 (e) to borrow money for the purposes of: (i)
19 constructing a new garage in the northwestern Cook County
20 suburbs, (ii) converting the South Cook garage in Markham
21 to a Compressed Natural Gas facility, (iii) constructing a
22 new paratransit garage in DuPage County, (iv) expanding the
23 North Shore garage in Evanston to accommodate additional
24 indoor bus parking, and (v) purchasing new transit buses.
25 For the purpose of evidencing the obligation of the
26 Suburban Bus Division ~~Board~~ to repay any money borrowed as

1 provided in this subsection, the Suburban Bus Division
2 ~~Board~~ may issue revenue bonds from time to time pursuant to
3 ordinance adopted by the ~~Suburban Bus~~ Board, subject to the
4 approval of the Regional Transportation Authority of each
5 such issuance by the affirmative vote of 12 of its then
6 Directors; provided that the Suburban Bus Division ~~Board~~
7 may not issue bonds for the purpose of financing the
8 acquisition, construction, or improvement of any facility
9 other than those listed in this subsection (e). All such
10 bonds shall be payable solely from the revenues or income
11 or any other funds that the Suburban Bus Division ~~Board~~ may
12 receive, provided that the ~~Suburban Bus~~ Board may not
13 pledge as security for such bonds the moneys, if any, that
14 the Suburban Bus Division ~~Board~~ receives from the Regional
15 Transportation Authority pursuant to Section 4.03.3(f) of
16 the Regional Transportation Authority Act. The bonds shall
17 bear interest at a rate not to exceed the maximum rate
18 authorized by the Bond Authorization Act and shall mature
19 at such time or times not exceeding 25 years from their
20 respective dates. Bonds issued pursuant to this paragraph
21 must be issued with scheduled principal or mandatory
22 redemption payments in equal amounts in each fiscal year
23 over the term of the bonds, with the first principal or
24 mandatory redemption payment scheduled within the fiscal
25 year in which bonds are issued or within the next
26 succeeding fiscal year. At least 25%, based on total

1 principal amount, of all bonds authorized pursuant to this
2 Section shall be sold pursuant to notice of sale and public
3 bid. No more than 75%, based on total principal amount, of
4 all bonds authorized pursuant to this Section shall be sold
5 by negotiated sale. The maximum principal amount of the
6 bonds that may be issued may not exceed \$100,000,000. The
7 bonds shall have all the qualities of negotiable
8 instruments under the laws of this State. To secure the
9 payment of any or all of such bonds and for the purpose of
10 setting forth the covenants and undertakings of the
11 Suburban Bus Division Board in connection with the issuance
12 thereof and the issuance of any additional bonds payable
13 from such revenue or income as well as the use and
14 application of the revenue or income received by the
15 Suburban Bus Division Board, the ~~Suburban Bus~~ Board may
16 execute and deliver a trust agreement or agreements;
17 provided that no lien upon any physical property of the
18 Suburban Bus Division Board shall be created thereby. A
19 remedy for any breach or default of the terms of any such
20 trust agreement by the Suburban Bus Division Board may be
21 by mandamus proceedings in any court of competent
22 jurisdiction to compel performance and compliance
23 therewith, but the trust agreement may prescribe by whom or
24 on whose behalf such action may be instituted. Under no
25 circumstances shall any bonds issued by the Suburban Bus
26 Division Board or any other obligation of the Suburban Bus

1 Division Board in connection with the issuance of such
2 bonds be or become an indebtedness or obligation of the
3 State of Illinois, the Regional Transportation Authority,
4 or any other political subdivision of or municipality
5 within the State, nor shall any such bonds or obligations
6 be or become an indebtedness of the Suburban Bus Division
7 ~~Board~~ within the purview of any constitutional limitation
8 or provision, and it shall be plainly stated on the face of
9 each bond that it does not constitute such an indebtedness
10 or obligation but is payable solely from the revenues or
11 income as aforesaid.

12 (Source: P.A. 99-665, eff. 7-29-16.)

13 (70 ILCS 3615/3A.10) (from Ch. 111 2/3, par. 703A.10)

14 Sec. 3A.10. Budget and Program. The Regional
15 Transportation Authority Board ~~Suburban Bus Board~~, subject to
16 ~~the powers of the Authority in Section 4.11~~, shall control the
17 finances of the Division. It shall by ordinance appropriate
18 money to perform the Division's purposes and provide for
19 payment of debts and expenses of the Division. Each year the
20 Regional Transportation Authority Board ~~Suburban Bus Board~~
21 shall prepare and publish a comprehensive annual budget and
22 proposed five-year capital program document, and a financial
23 plan for the 2 years thereafter describing the state of the
24 Division and presenting for the forthcoming fiscal year and the
25 2 following years the Regional Transportation Authority

1 ~~Board's Suburban Bus Board's~~ plans for such operations and
2 capital expenditures as it intends to undertake and the means
3 by which it intends to finance them. The proposed budget,
4 financial plan, and five-year capital program shall be based on
5 the Authority's estimate of funds to be made available to the
6 Suburban Bus Division Board by or through the Authority and
7 shall conform in all respects to the requirements established
8 by the Authority. The proposed budget, financial plan, and
9 five-year capital program shall contain a statement of the
10 funds estimated to be on hand at the beginning of the fiscal
11 year, the funds estimated to be received from all sources for
12 such year and the funds estimated to be on hand at the end of
13 such year. The fiscal year of the Division shall be the same as
14 the fiscal year of the Authority. Before the proposed budget,
15 financial plan, and five-year capital program are approved by
16 ~~submitted to~~ the Authority, the Suburban Bus Division Board
17 shall hold at least one public hearing thereon in each of the
18 counties in the metropolitan region in which the Division
19 provides service. The Suburban Bus Division Board shall hold at
20 least one meeting for consideration of the proposed budget,
21 financial plan, and five-year capital program with the county
22 board of each of the several counties in the metropolitan
23 region in which the Division provides service. After conducting
24 such hearings and holding such meetings and after making such
25 changes in the proposed budget, financial plan, and five-year
26 capital program as the ~~Suburban Bus~~ Board deems appropriate,

1 ~~the~~ ~~it shall adopt an annual budget ordinance at least by~~
2 ~~November 15 next preceding the beginning of each fiscal year.~~
3 ~~The~~ budget, financial plan, and five-year capital program shall
4 then be submitted to the Authority as provided in Section 4.11.
5 ~~In the event that the Board of the Authority determines that~~
6 ~~the budget and financial plan do not meet the standards of~~
7 ~~Section 4.11, the Suburban Bus Board shall make such changes as~~
8 ~~are necessary to meet such requirements and adopt an amended~~
9 ~~budget ordinance. The amended budget ordinance shall be~~
10 ~~resubmitted to the Authority pursuant to Section 4.11.~~ The
11 ordinance shall appropriate such sums of money as are deemed
12 necessary to defray all necessary expenses and obligations of
13 the Division, specifying purposes and the objects or programs
14 for which appropriations are made and the amount appropriated
15 for each object or program. Additional appropriations,
16 transfers between items and other changes in such ordinance
17 which do not alter the basis upon which the balanced budget
18 determination was made by the Board of the Authority may be
19 made from time to time by the Suburban Bus Division ~~Board~~.

20 The budget shall:

21 (i) show a balance between (A) anticipated revenues
22 from all sources including operating subsidies and (B) the
23 costs of providing the services specified and of funding
24 any operating deficits or encumbrances incurred in prior
25 periods, including provision for payment when due of
26 principal and interest on outstanding indebtedness;

1 (ii) show cash balances including the proceeds of any
2 anticipated cash flow borrowing sufficient to pay with
3 reasonable promptness all costs and expenses as incurred;

4 (iii) provide for a level of fares or charges and
5 operating or administrative costs for the public
6 transportation provided by or subject to the jurisdiction
7 of the Suburban Bus Division ~~Board~~ sufficient to allow the
8 Suburban Bus Division ~~Board~~ to meet its required system
9 generated revenues recovery ratio and, beginning with the
10 2007 fiscal year, its system generated ADA paratransit
11 services revenue recovery ratio;

12 (iv) be based upon and employ assumptions and
13 projections which are reasonable and prudent;

14 (v) have been prepared in accordance with sound
15 financial practices as determined by the Board of the
16 Authority;

17 (vi) meet such other uniform financial, budgetary, or
18 fiscal requirements that the Board of the Authority may by
19 rule or regulation establish; and

20 (vii) be consistent with the goals and objectives
21 adopted by the Regional Transportation Authority in the
22 Strategic Plan.

23 (Source: P.A. 94-370, eff. 7-29-05; 95-708, eff. 1-18-08.)

24 (70 ILCS 3615/3A.11) (from Ch. 111 2/3, par. 703A.11)

25 Sec. 3A.11. Citizens Advisory Board. The Regional

1 Transportation Authority Board ~~Suburban Bus Board~~ shall
2 establish a citizens advisory board composed of 10 residents of
3 those portions of the metropolitan region in which the Suburban
4 Bus Division ~~Board~~ provides service who have an interest in
5 public transportation. The members of the advisory board shall
6 be named for 2 year terms, shall select one of their members to
7 serve as chairman and shall serve without compensation. The
8 citizens advisory board shall meet with the Regional
9 Transportation Authority Board ~~Suburban Bus Board~~ at least
10 quarterly and advise the Regional Transportation Authority
11 Board ~~Suburban Bus Board~~ of the impact of its policies and
12 programs on the communities it serves. Appointments to the
13 citizens advisory board should, to the greatest extent
14 possible, reflect the ethnic, cultural, and geographic
15 diversity of all persons residing within the Suburban Bus
16 Division's ~~Board's~~ jurisdiction.

17 (Source: P.A. 95-708, eff. 1-18-08.)

18 (70 ILCS 3615/3A.12) (from Ch. 111 2/3, par. 703A.12)

19 Sec. 3A.12. Working Cash Borrowing. The Regional
20 Transportation Authority Board ~~Suburban Bus Board~~ with the
21 affirmative vote of 11 ~~9~~ of its Directors may ~~demand and direct~~
22 ~~the Board of the Authority to~~ issue Working Cash Notes at such
23 time and in such amounts and having such maturities as the
24 ~~Suburban Bus~~ Board deems proper, provided however any such
25 borrowing shall have been specifically identified in the budget

1 of the ~~Suburban Bus Board as approved by the Board of the~~
2 ~~Authority. Provided further, that the Suburban Bus Board may~~
3 ~~not demand and direct the Board of the Authority to have issued~~
4 ~~and have outstanding at any time in excess of \$5,000,000 in~~
5 ~~Working Cash Notes.~~

6 (Source: P.A. 95-906, eff. 8-26-08.)

7 (70 ILCS 3615/3A.14) (from Ch. 111 2/3, par. 703A.14)

8 Sec. 3A.14. Labor.

9 (a) The provisions of this Section apply to collective
10 bargaining agreements (including extensions and amendments of
11 existing agreements) entered into on or after January 1, 1984.

12 (b) The Suburban Bus Division ~~Board~~ shall deal with and
13 enter into written contracts with their employees, through
14 accredited representatives of such employees authorized to act
15 for such employees concerning wages, salaries, hours, working
16 conditions, and pension or retirement provisions about which a
17 collective bargaining agreement has been entered prior to the
18 effective date of this amendatory Act of 1983. Any such
19 agreement of the Suburban Bus Division ~~Board~~ shall provide that
20 the agreement may be reopened if the amended budget submitted
21 pursuant to Section 2.18a of this Act is not approved by the
22 Board of the Authority. The agreement may not include a
23 provision requiring the payment of wage increases based on
24 changes in the Consumer Price Index. The Suburban Bus Division
25 ~~Board~~ shall not have the authority to enter collective

1 bargaining agreements with respect to inherent management
2 rights, which include such areas of discretion or policy as the
3 functions of the employer, standards of services, its overall
4 budget, the organizational structure and selection of new
5 employees and direction of personnel. Employers, however,
6 shall be required to bargain collectively with regard to policy
7 matters directly affecting wages, hours and terms and
8 conditions of employment, as well as the impact thereon, upon
9 request by employee representatives. To preserve the rights of
10 employers and exclusive representatives which have established
11 collective bargaining relationships or negotiated collective
12 bargaining agreements prior to the effective date of this
13 amendatory Act of 1983, employers shall be required to bargain
14 collectively with regard to any matter concerning wages, hours
15 or conditions of employment about which they have bargained
16 prior to the effective date of this amendatory Act of 1983.

17 (c) The collective bargaining agreement may not include a
18 prohibition on the use of part-time operators on any service
19 operated by the Suburban Bus Division ~~Board~~ except where
20 prohibited by federal law.

21 (d) Within 30 days of the signing of any such collective
22 bargaining agreement, the Suburban Bus Division ~~Board~~ shall
23 determine the costs of each provision of the agreement, prepare
24 an amended budget incorporating the costs of the agreement, and
25 present the amended budget to the Board of the Authority for
26 its approval under Section 4.11. The Board may approve the

1 amended budget by an affirmative vote of 14 ~~12~~ of its then
2 Directors. If the budget is not approved by the Board of the
3 Authority, the agreement may be reopened and its terms may be
4 renegotiated. ~~Any amended budget which may be prepared~~
5 ~~following renegotiation shall be presented to the Board of the~~
6 ~~Authority for its approval in like manner.~~

7 (Source: P.A. 95-708, eff. 1-18-08.)

8 (70 ILCS 3615/3A.15)

9 Sec. 3A.15. Free services; eligibility.

10 (a) Notwithstanding any law to the contrary, no later than
11 60 days following the effective date of this amendatory Act of
12 the 95th General Assembly and until subsection (b) is
13 implemented, any fixed route public transportation services
14 provided by, or under grant or purchase of service contracts
15 of, the Suburban Bus Division Board ~~Board~~ shall be provided without
16 charge to all senior citizens of the Metropolitan Region aged
17 65 and older, under such conditions as shall be prescribed by
18 the Regional Transportation Authority Board ~~Suburban Bus~~
19 ~~Board~~.

20 (b) Notwithstanding any law to the contrary, no later than
21 180 days following the effective date of this amendatory Act of
22 the 96th General Assembly, any fixed route public
23 transportation services provided by, or under grant or purchase
24 of service contracts of, the Suburban Bus Division Board ~~Board~~ shall
25 be provided without charge to senior citizens aged 65 and older

1 who meet the income eligibility limitation set forth in
2 subsection (a-5) of Section 4 of the Senior Citizens and
3 Persons with Disabilities Property Tax Relief Act, under such
4 conditions as shall be prescribed by the Suburban Bus Division
5 ~~Board~~. The Department on Aging shall furnish all information
6 reasonably necessary to determine eligibility, including
7 updated lists of individuals who are eligible for services
8 without charge under this Section. Nothing in this Section
9 shall relieve the Suburban Bus Division ~~Board~~ from providing
10 reduced fares as may be required by federal law.

11 (Source: P.A. 99-143, eff. 7-27-15.)

12 (70 ILCS 3615/3A.16)

13 Sec. 3A.16. Transit services for individuals with
14 disabilities. Notwithstanding any law to the contrary, no later
15 than 60 days following the effective date of this amendatory
16 Act of the 95th General Assembly, all fixed route public
17 transportation services provided by, or under grant or purchase
18 of service contract of, the Suburban Bus Division ~~Board~~ shall
19 be provided without charge to all persons with disabilities who
20 meet the income eligibility limitation set forth in subsection
21 (a-5) of Section 4 of the Senior Citizens and Persons with
22 Disabilities Property Tax Relief Act, under such procedures as
23 shall be prescribed by the Regional Transportation Authority
24 Board. The Department on Aging shall furnish all information
25 reasonably necessary to determine eligibility, including

1 updated lists of individuals who are eligible for services
2 without charge under this Section.

3 (Source: P.A. 99-143, eff. 7-27-15.)

4 (70 ILCS 3615/3A.17)

5 Sec. 3A.17. Emergency protocols. Within 6 months after the
6 effective date of this amendatory Act of the 96th General
7 Assembly, the Suburban Bus Division ~~Board~~ must develop written
8 protocols to respond to medical and sanitation emergencies and
9 to other safety hazards.

10 (Source: P.A. 96-677, eff. 8-25-09.)

11 (70 ILCS 3615/3A.18)

12 Sec. 3A.18. Employment contracts. Except as otherwise
13 provided in Section 3A.14, before the Suburban Bus Division
14 ~~Board~~ may enter into or amend any employment contract in excess
15 of \$100,000, the Regional Transportation Authority Board
16 ~~Suburban Bus Board~~ must review ~~submit~~ that contract or
17 amendment ~~to the Board for review~~ for a period of 14 days.
18 After 14 days, the contract shall be considered reviewed. This
19 Section applies only to contracts entered into or amended on or
20 after the effective date of this amendatory Act of the 98th
21 General Assembly.

22 (Source: P.A. 98-1027, eff. 1-1-15.)

23 (70 ILCS 3615/3B.01) (from Ch. 111 2/3, par. 703B.01)

1 Sec. 3B.01. Commuter Rail Division. There is established
2 within the Authority the Commuter Rail Division as the
3 operating division responsible for providing public
4 transportation by commuter rail. Purchase of service
5 agreements between a transportation agency and the Authority in
6 effect on the effective date of this amendatory Act shall
7 remain in full force and effect in accordance with the terms of
8 such agreement. Such agreements, on and after January 1, 2021,
9 ~~shall first be the responsibility of the Transition Board and,~~
10 ~~on the date of its creation,~~ shall become the responsibility of
11 the Regional Transportation Authority Commuter Rail Division
12 and its Board.

13 (Source: P.A. 83-885; 83-886.)

14 (70 ILCS 3615/3B.02) (from Ch. 111 2/3, par. 703B.02)

15 Sec. 3B.02. Commuter Rail Board. On and after January 1,
16 2021: (1) the powers and duties of the Commuter Rail Board
17 shall be exercised and performed by the Regional Transportation
18 Authority Board, and any references to the Commuter Rail Board
19 in this Article shall be construed as references to the
20 Regional Transportation Authority Board; (2) the Commuter Rail
21 Board is dissolved; and (3) all terms of the directors of the
22 Commuter Rail Board are terminated. ~~(a) Until April 1, 2008,~~
23 ~~the governing body of the Commuter Rail Division shall be a~~
24 ~~board consisting of 7 directors appointed pursuant to Sections~~
25 ~~3B.03 and 3B.04, as follows:~~

1 ~~(1) One director shall be appointed by the Chairman of~~
2 ~~the Board of DuPage County with the advice and consent of~~
3 ~~the County Board of DuPage County and shall reside in~~
4 ~~DuPage County.~~

5 ~~(2) Two directors appointed by the Chairmen of the~~
6 ~~County Boards of Kane, Lake, McHenry and Will Counties with~~
7 ~~the concurrence of not less than a majority of the chairmen~~
8 ~~from such counties, from nominees by the Chairmen. Each~~
9 ~~such chairman may nominate not more than two persons for~~
10 ~~each position. Each such director shall reside in a county~~
11 ~~in the metropolitan region other than Cook or DuPage~~
12 ~~County.~~

13 ~~(3) Three directors appointed by the members of the~~
14 ~~Cook County Board elected from that part of Cook County~~
15 ~~outside of Chicago, or, in the event such Board of~~
16 ~~Commissioners becomes elected from single member~~
17 ~~districts, by those Commissioners elected from districts,~~
18 ~~a majority of the residents of which reside outside~~
19 ~~Chicago. In either case, such appointment shall be with the~~
20 ~~concurrence of four such Commissioners. Each such director~~
21 ~~shall reside in that part of Cook County outside Chicago.~~

22 ~~(4) One director appointed by the Mayor of the City of~~
23 ~~Chicago, with the advice and consent of the City Council of~~
24 ~~the City of Chicago. Such director shall reside in the City~~
25 ~~of Chicago.~~

26 ~~(5) The chairman shall be appointed by the directors,~~

1 ~~from the members of the board, with the concurrence of 5 of~~
2 ~~such directors.~~

3 ~~(b) After April 1, 2008 the governing body of the Commuter~~
4 ~~Rail Division shall be a board consisting of 11 directors~~
5 ~~appointed, pursuant to Sections 3B.03 and 3B.04, as follows:~~

6 ~~(1) One Director shall be appointed by the Chairman of~~
7 ~~the DuPage County Board with the advice and consent of the~~
8 ~~DuPage County Board and shall reside in DuPage County. To~~
9 ~~implement the changes in appointing authority under this~~
10 ~~Section, upon the expiration of the term of or vacancy in~~
11 ~~office of the Director appointed under item (1) of~~
12 ~~subsection (a) of this Section who resides in DuPage~~
13 ~~County, a Director shall be appointed under this~~
14 ~~subparagraph.~~

15 ~~(2) One Director shall be appointed by the Chairman of~~
16 ~~the McHenry County Board with the advice and consent of the~~
17 ~~McHenry County Board and shall reside in McHenry County. To~~
18 ~~implement the change in appointing authority under this~~
19 ~~Section, upon the expiration of the term of or vacancy in~~
20 ~~office of the Director appointed under item (2) of~~
21 ~~subsection (a) of this Section who resides in McHenry~~
22 ~~County, a Director shall be appointed under this~~
23 ~~subparagraph.~~

24 ~~(3) One Director shall be appointed by the Will County~~
25 ~~Executive with the advice and consent of the Will County~~
26 ~~Board and shall reside in Will County. To implement the~~

1 ~~change in appointing authority under this Section, upon the~~
2 ~~expiration of the term of or vacancy in office of the~~
3 ~~Director appointed under item (2) of subsection (a) of this~~
4 ~~Section who resides in Will County, a Director shall be~~
5 ~~appointed under this subparagraph.~~

6 ~~(4) One Director shall be appointed by the Chairman of~~
7 ~~the Lake County Board with the advice and consent of the~~
8 ~~Lake County Board and shall reside in Lake County.~~

9 ~~(5) One Director shall be appointed by the Chairman of~~
10 ~~the Kane County Board with the advice and consent of the~~
11 ~~Kane County Board and shall reside in Kane County.~~

12 ~~(6) One Director shall be appointed by the Mayor of the~~
13 ~~City of Chicago with the advice and consent of the City~~
14 ~~Council of the City of Chicago and shall reside in the City~~
15 ~~of Chicago. To implement the changes in appointing~~
16 ~~authority under this Section, upon the expiration of the~~
17 ~~term of or vacancy in office of the Director appointed~~
18 ~~under item (4) of subsection (a) of this Section who~~
19 ~~resides in the City of Chicago, a Director shall be~~
20 ~~appointed under this subparagraph.~~

21 ~~(7) Five Directors residing in Cook County outside of~~
22 ~~the City of Chicago, as follows:~~

23 ~~(i) One Director who resides in Cook County outside~~
24 ~~of the City of Chicago, appointed by the President of~~
25 ~~the Cook County Board with the advice and consent of~~
26 ~~the members of the Cook County Board.~~

1 ~~(ii) One Director who resides in the township of~~
2 ~~Barrington, Palatine, Wheeling, Hanover, Schaumburg,~~
3 ~~or Elk Grove. To implement the changes in appointing~~
4 ~~authority under this Section, upon the expiration of~~
5 ~~the term of or vacancy in office of the Director~~
6 ~~appointed under paragraph (3) of subsection (a) of this~~
7 ~~Section who resides in the geographic area described in~~
8 ~~this subparagraph, a Director shall be appointed under~~
9 ~~this subparagraph.~~

10 ~~(iii) One Director who resides in the township of~~
11 ~~Northfield, New Trier, Maine, Niles, Evanston, Leyden,~~
12 ~~Norwood Park, River Forest, or Oak Park.~~

13 ~~(iv) One Director who resides in the township of~~
14 ~~Proviso, Riverside, Berwyn, Cicero, Lyons, Stickney,~~
15 ~~Lemont, Palos, or Orland. To implement the changes in~~
16 ~~appointing authority under this Section, upon the~~
17 ~~expiration of the term of or vacancy in office of the~~
18 ~~Director appointed under paragraph (3) of subsection~~
19 ~~(a) of this Section who resides in the geographic area~~
20 ~~described in this subparagraph and whose term of office~~
21 ~~had not expired as of August 1, 2007, a Director shall~~
22 ~~be appointed under this subparagraph.~~

23 ~~(v) One Director who resides in the township of~~
24 ~~Worth, Calumet, Bremen, Thornton, Rich, or Bloom. To~~
25 ~~implement the changes in appointing authority under~~
26 ~~this Section, upon the expiration of the term of or~~

1 ~~vacancy in office of the Director appointed under~~
2 ~~paragraph (3) of subsection (a) of this Section who~~
3 ~~resides in the geographic area described in this~~
4 ~~subparagraph and whose term of office had expired as of~~
5 ~~August 1, 2007, a Director shall be appointed under~~
6 ~~this subparagraph.~~

7 ~~(vi) The Directors identified under the provisions~~
8 ~~of subparagraphs (ii) through (v) of this paragraph (7)~~
9 ~~shall be appointed by the members of the Cook County~~
10 ~~Board. Each individual Director shall be appointed by~~
11 ~~those members of the Cook County Board whose Board~~
12 ~~districts overlap in whole or in part with the~~
13 ~~geographic territory described in the relevant~~
14 ~~subparagraph. The vote of County Board members~~
15 ~~eligible to appoint directors under the provisions of~~
16 ~~subparagraphs (ii) through (v) of this paragraph (7)~~
17 ~~shall be weighted by the number of electors residing in~~
18 ~~those portions of their Board districts within the~~
19 ~~geographic territory described in the relevant~~
20 ~~subparagraph (ii) through (v) of this paragraph (7).~~

21 ~~(8) The Chairman shall be appointed by the Directors,~~
22 ~~from the members of the Board, with the concurrence of 8 of~~
23 ~~such Directors. To implement the changes in appointing~~
24 ~~authority under this Section, upon the expiration of the~~
25 ~~term of or vacancy in office of the Chairman appointed~~
26 ~~under item (5) of subsection (a) of this Section, a~~

1 ~~Chairman shall be appointed under this subparagraph.~~

2 ~~(c) No director, while serving as such, shall be an~~
3 ~~officer, a member of the board of directors or trustee or an~~
4 ~~employee of any transportation agency, or be an employee of the~~
5 ~~State of Illinois or any department or agency thereof, or of~~
6 ~~any county, municipality, or any other unit of local government~~
7 ~~or receive any compensation from any elected or appointed~~
8 ~~office under the Constitution and laws of Illinois.~~

9 ~~(d) Each appointment made under subsections (a) and (b) of~~
10 ~~this Section and under Section 3B.03 shall be certified by the~~
11 ~~appointing authority to the Commuter Rail Board which shall~~
12 ~~maintain the certifications as part of the official records of~~
13 ~~the Commuter Rail Board.~~

14 (Source: P.A. 98-709, eff. 7-16-14.)

15 (70 ILCS 3615/3B.05) (from Ch. 111 2/3, par. 703B.05)

16 Sec. 3B.05. Appointment of officers and employees. The
17 ~~Commuter Rail~~ Board shall appoint an Executive Director who
18 shall be the chief executive officer of the Division,
19 appointed, retained or dismissed with the concurrence of 11 &
20 of the directors of the ~~Commuter Rail~~ Board. The Executive
21 Director shall appoint, retain and employ officers, attorneys,
22 agents, engineers, employees and shall organize the staff,
23 shall allocate their functions and duties, fix compensation and
24 conditions of employment, and consistent with the policies of
25 and direction from the ~~Commuter Rail~~ Board take all actions

1 necessary to achieve its purposes, fulfill its
2 responsibilities and carry out its powers, and shall have such
3 other powers and responsibilities as the ~~Commuter Rail~~ Board
4 shall determine. The Executive Director shall be an individual
5 of proven transportation and management skills and may not be a
6 member of the ~~Commuter Rail~~ Board. The Division may employ its
7 own professional management personnel to provide professional
8 and technical expertise concerning its purposes and powers and
9 to assist it in assessing the performance of transportation
10 agencies in the metropolitan region. A person appointed or
11 employed under this Section whose term or employment has not
12 been terminated on January 1, 2021 shall continue in his or her
13 position with the Commuter Rail Division until the expiration
14 of his or her appointment or employment, resignation, or
15 removal.

16 No employee, officer, or agent of the Commuter Rail
17 Division ~~Board~~ may receive a bonus that exceeds 10% of his or
18 her annual salary unless that bonus has been reviewed by the
19 Regional Transportation Authority Board for a period of 14
20 days. After 14 days, the contract shall be considered reviewed.
21 This Section does not apply to usual and customary salary
22 adjustments.

23 No unlawful discrimination, as defined and prohibited in
24 the Illinois Human Rights Act, shall be made in any term or
25 aspect of employment nor shall there be discrimination based
26 upon political reasons or factors. The Commuter Rail Division

1 ~~Board~~ shall establish regulations to insure that its discharges
2 shall not be arbitrary and that hiring and promotion are based
3 on merit.

4 The Division shall be subject to the "Illinois Human Rights
5 Act", as now or hereafter amended, and the remedies and
6 procedure established thereunder. The Commuter Rail Division
7 ~~Board~~ shall file an affirmative action program for employment
8 by it with the Department of Human Rights to ensure that
9 applicants are employed and that employees are treated during
10 employment, without regard to unlawful discrimination. Such
11 affirmative action program shall include provisions relating
12 to hiring, upgrading, demotion, transfer, recruitment,
13 recruitment advertising, selection for training and rates of
14 pay or other forms of compensation.

15 (Source: P.A. 98-1027, eff. 1-1-15.)

16 (70 ILCS 3615/3B.09) (from Ch. 111 2/3, par. 703B.09)

17 Sec. 3B.09. General Powers. In addition to any powers
18 elsewhere provided to the Commuter Rail Division or the former
19 Commuter Rail Board, the Regional Transportation Authority
20 Board ~~it~~ shall have all of the powers specified in Section 2.20
21 of this Act except for the powers specified in Section
22 2.20(a)(v). The Board shall also have the power:

23 (a) (blank); ~~to cooperate with the Regional Transportation~~
24 ~~Authority in the exercise by the Regional Transportation~~
25 ~~Authority of all the powers granted it by such Act;~~

1 (b) to receive funds for the Division from the Regional
2 Transportation Authority pursuant to Sections 2.02, 4.01,
3 4.02, 4.09 and 4.10 of the "Regional Transportation Authority
4 Act", all as provided in the "Regional Transportation Authority
5 Act";

6 (c) to receive financial grants from the Regional
7 Transportation Authority or a Service Board, as defined in the
8 "Regional Transportation Authority Act", upon such terms and
9 conditions as shall be set forth in a grant contract between
10 either the Division and the Regional Transportation Authority
11 or the Division and another Service Board, which contract or
12 agreement may be for such number of years or duration as the
13 parties may agree, all as provided in the "Regional
14 Transportation Authority Act"; and

15 (d) to borrow money for the purpose of acquiring,
16 constructing, reconstructing, extending, or improving any
17 Public Transportation Facilities (as defined in Section 1.03 of
18 the Regional Transportation Authority Act) operated by or to be
19 operated by or on behalf of the Commuter Rail Division. For the
20 purpose of evidencing the obligation of the Commuter Rail
21 Division ~~Board~~ to repay any money borrowed as provided in this
22 subsection, the Commuter Rail Division ~~Board~~ may issue revenue
23 bonds from time to time pursuant to ordinance adopted by the
24 ~~Commuter Rail~~ Board, subject to the approval of the Regional
25 Transportation Authority of each such issuance by the
26 affirmative vote of 12 of its then Directors; provided that the

1 Commuter Rail Division ~~Board~~ may not issue bonds for the
2 purpose of financing the acquisition, construction, or
3 improvement of a corporate headquarters building. All such
4 bonds shall be payable solely from the revenues or income or
5 any other funds that the Commuter Rail Division ~~Board~~ may
6 receive, provided that the Commuter Rail Division ~~Board~~ may not
7 pledge as security for such bonds the moneys, if any, that the
8 Commuter Rail Division ~~Board~~ receives from the Regional
9 Transportation Authority pursuant to Section 4.03.3(f) of the
10 Regional Transportation Authority Act. The bonds shall bear
11 interest at a rate not to exceed the maximum rate authorized by
12 the Bond Authorization Act and shall mature at such time or
13 times not exceeding 25 years from their respective dates. Bonds
14 issued pursuant to this paragraph must be issued with scheduled
15 principal or mandatory redemption payments in equal amounts in
16 each fiscal year over the term of the bonds, with the first
17 principal or mandatory redemption payment scheduled within the
18 fiscal year in which bonds are issued or within the next
19 succeeding fiscal year. At least 25%, based on total principal
20 amount, of all bonds authorized pursuant to this Section shall
21 be sold pursuant to notice of sale and public bid. No more than
22 75%, based on total principal amount, of all bonds authorized
23 pursuant to this Section shall be sold by negotiated sale. The
24 maximum principal amount of the bonds that may be issued and
25 outstanding at any time may not exceed \$1,000,000,000. The
26 bonds shall have all the qualities of negotiable instruments

1 under the laws of this State. To secure the payment of any or
2 all of such bonds and for the purpose of setting forth the
3 covenants and undertakings of the Commuter Rail Division Board
4 in connection with the issuance thereof and the issuance of any
5 additional bonds payable from such revenue or income as well as
6 the use and application of the revenue or income received by
7 the Commuter Rail Division Board, the ~~Commuter Rail~~ Board may
8 execute and deliver a trust agreement or agreements; provided
9 that no lien upon any physical property of the Commuter Rail
10 Division Board shall be created thereby. A remedy for any
11 breach or default of the terms of any such trust agreement by
12 the Commuter Rail Division Board may be by mandamus proceedings
13 in any court of competent jurisdiction to compel performance
14 and compliance therewith, but the trust agreement may prescribe
15 by whom or on whose behalf such action may be instituted. Under
16 no circumstances shall any bonds issued by the Commuter Rail
17 Division Board or any other obligation of the Commuter Rail
18 Division Board in connection with the issuance of such bonds be
19 or become an indebtedness or obligation of the State of
20 Illinois, the Regional Transportation Authority, or any other
21 political subdivision of or municipality within the State, nor
22 shall any such bonds or obligations be or become an
23 indebtedness of the Commuter Rail Division Board within the
24 purview of any constitutional limitation or provision, and it
25 shall be plainly stated on the face of each bond that it does
26 not constitute such an indebtedness or obligation but is

1 payable solely from the revenues or income as aforesaid.

2 (Source: P.A. 95-708, eff. 1-18-08.)

3 (70 ILCS 3615/3B.10) (from Ch. 111 2/3, par. 703B.10)

4 Sec. 3B.10. Budget and Program. The Regional
5 Transportation Authority Board ~~Commuter Rail Board~~, subject to
6 ~~the powers of the Authority in Section 4.11~~, shall control the
7 finances of the Division. It shall by ordinance appropriate
8 money to perform the Division's purposes and provide for
9 payment of debts and expenses of the Division. Each year the
10 Regional Transportation Authority Board ~~Commuter Rail Board~~
11 shall prepare and publish a comprehensive annual budget and
12 proposed five-year capital program document, and a financial
13 plan for the two years thereafter describing the state of the
14 Division and presenting for the forthcoming fiscal year and the
15 two following years the Regional Transportation Authority
16 Board's ~~Commuter Rail Board's~~ plans for such operations and
17 capital expenditures as the Regional Transportation Authority
18 Board ~~Commuter Rail Board~~ intends to undertake and the means by
19 which it intends to finance them. The proposed budget,
20 financial plan, and five-year capital program shall be based on
21 the Authority's estimate of funds to be made available to the
22 Commuter Rail Division ~~Board~~ by or through the Authority and
23 shall conform in all respects to the requirements established
24 by the Authority. The proposed budget, financial plan, and
25 five-year capital program shall contain a statement of the

1 funds estimated to be on hand at the beginning of the fiscal
2 year, the funds estimated to be received from all sources for
3 such year and the funds estimated to be on hand at the end of
4 such year. The fiscal year of the Division shall be the same as
5 the fiscal year of the Authority. Before the proposed budget,
6 financial plan, and five-year capital program are approved by
7 ~~submitted to~~ the Authority, the ~~Commuter Rail~~ Board shall hold
8 at least one public hearing thereon in each of the counties in
9 the metropolitan region in which the Division provides service.
10 The ~~Commuter Rail~~ Board shall hold at least one meeting for
11 consideration of the proposed budget, financial plan, and
12 five-year capital plan with the county board of each of the
13 several counties in the metropolitan region in which the
14 Division provides service. After conducting such hearings and
15 holding such meetings and after making such changes in the
16 proposed budget, financial plan, and five-year capital plan as
17 the ~~Commuter Rail~~ Board deems appropriate, the ~~board shall~~
18 ~~adopt its annual budget ordinance at least by November 15 next~~
19 ~~preceding the beginning of each fiscal year.~~ The budget,
20 financial plan, and five-year capital program shall then be
21 submitted to the Authority as provided in Section 4.11. ~~In the~~
22 ~~event that the Board of the Authority determines that the~~
23 ~~budget and program, and financial plan do not meet the~~
24 ~~standards of Section 4.11, the Commuter Rail Board shall make~~
25 ~~such changes as are necessary to meet such requirements and~~
26 ~~adopt an amended budget ordinance.~~ The amended budget ordinance

1 shall be resubmitted to the Authority pursuant to Section 4.11.
2 The ordinance shall appropriate such sums of money as are
3 deemed necessary to defray all necessary expenses and
4 obligations of the Division, specifying purposes and the
5 objects or programs for which appropriations are made and the
6 amount appropriated for each object or program. Additional
7 appropriations, transfers between items and other changes in
8 such ordinance which do not alter the basis upon which the
9 balanced budget determination was made by the Board of the
10 Authority may be made from time to time by the Commuter Rail
11 Division Board.

12 The budget shall:

13 (i) show a balance between (A) anticipated revenues
14 from all sources including operating subsidies and (B) the
15 costs of providing the services specified and of funding
16 any operating deficits or encumbrances incurred in prior
17 periods, including provision for payment when due of
18 principal and interest on outstanding indebtedness;

19 (ii) show cash balances including the proceeds of any
20 anticipated cash flow borrowing sufficient to pay with
21 reasonable promptness all costs and expenses as incurred;

22 (iii) provide for a level of fares or charges for the
23 public transportation provided by or subject to the
24 jurisdiction of such Commuter Rail Division Board
25 sufficient to allow the Commuter Rail Division Board to
26 meet its required system generated revenue recovery ratio;

1 (iv) be based upon and employ assumptions and
2 projections which the Board of the Authority finds to be
3 reasonable and prudent;

4 (v) have been prepared in accordance with sound
5 financial practices as determined by the Board of the
6 Authority;

7 (vi) meet such other uniform financial, budgetary, or
8 fiscal requirements that the Board of the Authority may by
9 rule or regulation establish; and

10 (vii) be consistent with the goals and objectives
11 adopted by the Regional Transportation Authority in the
12 Strategic Plan.

13 (Source: P.A. 95-708, eff. 1-18-08.)

14 (70 ILCS 3615/3B.11) (from Ch. 111 2/3, par. 703B.11)

15 Sec. 3B.11. Citizens Advisory Board. The Regional
16 Transportation Authority Board ~~Commuter Rail Board~~ shall
17 establish a citizens advisory board composed of ten residents
18 of those portions of the metropolitan region in which the
19 Commuter Rail Division ~~Board~~ provides service who have an
20 interest in public transportation. The members of the advisory
21 board shall be named for two year terms, shall select one of
22 their members to serve as chairman and shall serve without
23 compensation. The citizens advisory board shall meet with the
24 Regional Transportation Authority Board ~~Commuter Rail Board~~ at
25 least quarterly and advise the Regional Transportation

1 ~~Authority Board~~ ~~Commuter Rail Board~~ of the impact of its
2 policies and programs on the communities it serves.
3 Appointments to the citizens advisory board should, to the
4 greatest extent possible, reflect the ethnic, cultural, and
5 geographic diversity of all persons residing within the
6 Commuter Rail Division's jurisdiction.

7 (Source: P.A. 95-708, eff. 1-18-08.)

8 (70 ILCS 3615/3B.12) (from Ch. 111 2/3, par. 703B.12)

9 Sec. 3B.12. Working Cash Borrowing. The Regional
10 Transportation Authority Board ~~Commuter Rail Board~~ with the
11 affirmative vote of 10 ~~7~~ of its Directors may ~~demand and direct~~
12 ~~the Board of the Authority to~~ issue Working Cash Notes at such
13 time and in such amounts and having such maturities as the
14 ~~Commuter Rail~~ Board deems proper, provided however any such
15 borrowing shall have been specifically identified in the budget
16 of the ~~Commuter Rail Board as approved by the Board of the~~
17 ~~Authority. Provided further, that the Commuter Rail Board may~~
18 ~~not demand and direct the Board of the Authority to have issued~~
19 ~~and have outstanding at any time in excess of \$20,000,000 in~~
20 ~~Working Cash Notes.~~

21 (Source: P.A. 95-708, eff. 1-18-08.)

22 (70 ILCS 3615/3B.13) (from Ch. 111 2/3, par. 703B.13)

23 Sec. 3B.13. Labor.

24 (a) The provisions of this Section apply to collective

1 bargaining agreements (including extensions and amendments of
2 existing agreements) entered into on or after January 1, 1984.
3 This Section does not apply to collective bargaining agreements
4 that are subject to the provisions of the Railway Labor Act, as
5 now or hereafter amended.

6 (b) The Commuter Rail Division ~~Board~~ shall deal with and
7 enter into written contracts with their employees, through
8 accredited representatives of such employees authorized to act
9 for such employees concerning wages, salaries, hours, working
10 conditions, and pension or retirement provisions about which a
11 collective bargaining agreement has been entered prior to the
12 effective date of this amendatory Act of 1983. Any such
13 agreement of the Commuter Rail Division ~~Board~~ shall provide
14 that the agreement may be reopened if the amended budget
15 submitted pursuant to Section 2.18a of this Act is not approved
16 by the Board of the Authority. The agreement may not include a
17 provision requiring the payment of wage increases based on
18 changes in the Consumer Price Index. The Commuter Rail Division
19 ~~Board~~ shall not have the authority to enter collective
20 bargaining agreements with respect to inherent management
21 rights which include such areas of discretion or policy as the
22 functions of the employer, standards of services, its overall
23 budget, the organizational structure and selection of new
24 employees and direction of personnel. Employers, however,
25 shall be required to bargain collectively with regard to policy
26 matters directly affecting wages, hours and terms and

1 conditions of employment, as well as the impact thereon, upon
2 request by employee representatives. To preserve the rights of
3 the Commuter Rail Division Board and exclusive representatives
4 which have established collective bargaining relationships or
5 negotiated collective bargaining agreements prior to the
6 effective date of this amendatory Act of 1983, the Commuter
7 Rail Division Board shall be required to bargain collectively
8 with regard to any matter concerning wages, hours or conditions
9 of employment about which they have bargained prior to the
10 effective date of this amendatory Act of 1983.

11 (c) The collective bargaining agreement may not include a
12 prohibition on the use of part-time operators on any service
13 operated by the Commuter Rail Division Board except where
14 prohibited by federal law.

15 (d) Within 30 days of the signing of any such collective
16 bargaining agreement, the Commuter Rail Division Board shall
17 determine the costs of each provision of the agreement, prepare
18 an amended budget incorporating the costs of the agreement, and
19 present the amended budget to the Board of the Authority for
20 its approval under Section 4.11. The Board may approve the
21 amended budget by an affirmative vote of 12 of its then
22 Directors. If the budget is not approved by the Board of the
23 Authority, the agreement may be reopened and its terms may be
24 renegotiated. ~~Any amended budget which may be prepared~~
25 ~~following renegotiation shall be presented to the Board of the~~
26 ~~Authority for its approval in like manner.~~

1 (Source: P.A. 95-708, eff. 1-18-08.)

2 (70 ILCS 3615/3B.14)

3 Sec. 3B.14. Free services; eligibility.

4 (a) Notwithstanding any law to the contrary, no later than
5 60 days following the effective date of this amendatory Act of
6 the 95th General Assembly and until subsection (b) is
7 implemented, any fixed route public transportation services
8 provided by, or under grant or purchase of service contracts
9 of, the Commuter Rail Division ~~Board~~ shall be provided without
10 charge to all senior citizens of the Metropolitan Region aged
11 65 and older, under such conditions as shall be prescribed by
12 the Regional Transportation Authority Board ~~Commuter Rail~~
13 ~~Board~~.

14 (b) Notwithstanding any law to the contrary, no later than
15 180 days following the effective date of this amendatory Act of
16 the 96th General Assembly, any fixed route public
17 transportation services provided by, or under grant or purchase
18 of service contracts of, the Commuter Rail Division ~~Board~~ shall
19 be provided without charge to senior citizens aged 65 and older
20 who meet the income eligibility limitation set forth in
21 subsection (a-5) of Section 4 of the Senior Citizens and
22 Persons with Disabilities Property Tax Relief Act, under such
23 conditions as shall be prescribed by the Commuter Rail Division
24 ~~Board~~. The Department on Aging shall furnish all information
25 reasonably necessary to determine eligibility, including

1 updated lists of individuals who are eligible for services
2 without charge under this Section. Nothing in this Section
3 shall relieve the Commuter Rail Division ~~Board~~ from providing
4 reduced fares as may be required by federal law.

5 (Source: P.A. 99-143, eff. 7-27-15.)

6 (70 ILCS 3615/3B.15)

7 Sec. 3B.15. Transit services for individuals with
8 disabilities. Notwithstanding any law to the contrary, no later
9 than 60 days following the effective date of this amendatory
10 Act of the 95th General Assembly, all fixed route public
11 transportation services provided by, or under grant or purchase
12 of service contract of, the Commuter Rail Division ~~Board~~ shall
13 be provided without charge to all persons with disabilities who
14 meet the income eligibility limitation set forth in subsection
15 (a-5) of Section 4 of the Senior Citizens and Persons with
16 Disabilities Property Tax Relief Act, under such procedures as
17 shall be prescribed by the Board. The Department on Aging shall
18 furnish all information reasonably necessary to determine
19 eligibility, including updated lists of individuals who are
20 eligible for services without charge under this Section.

21 (Source: P.A. 99-143, eff. 7-27-15.)

22 (70 ILCS 3615/3B.26)

23 Sec. 3B.26. Employment contracts. Except as otherwise
24 provided in Section 3B.13, before the Commuter Rail Division

1 ~~Board~~ may enter into or amend any employment contract in excess
2 of \$100,000, the Regional Transportation Authority Board
3 ~~Commuter Rail Board~~ must review ~~submit~~ that contract or
4 amendment ~~to the Board for review~~ for a period of 14 days.
5 After 14 days, the contract shall be considered reviewed. This
6 Section applies only to contracts entered into or amended on or
7 after the effective date of this amendatory Act of the 98th
8 General Assembly.

9 Before the Board of the Regional Transportation Authority
10 may enter into or amend any employment contract in excess of
11 \$100,000, the Board must submit that contract to the Chairman
12 and Minority Spokesman of the Mass Transit Committee, or its
13 successor committee, of the House of Representatives, and to
14 the Chairman and Minority Spokesman of the Transportation
15 Committee, or its successor committee, of the Senate.

16 (Source: P.A. 98-1027, eff. 1-1-15.)

17 (70 ILCS 3615/Art. III-C heading new)

18 ARTICLE III-C

19 CHICAGO TRANSIT AUTHORITY

20 (70 ILCS 3615/3C.05 new)

21 Sec. 3C.05. Establishment; operation. The Chicago Transit
22 Authority of the Regional Transportation Authority is
23 established on January 1, 2021 as provided in the Metropolitan
24 Transit Authority Act. The Chicago Transit Authority shall be

1 operated as provided in the Metropolitan Transit Authority Act.

2 (70 ILCS 3615/4.01) (from Ch. 111 2/3, par. 704.01)

3 Sec. 4.01. Budget and Program.

4 (a) The Board shall control the finances of the Authority.
5 It shall by ordinance adopted by the affirmative vote of at
6 least 12 of its then Directors (i) appropriate money to perform
7 the Authority's purposes and provide for payment of debts and
8 expenses of the Authority, (ii) take action with respect to the
9 budget and two-year financial plan of each Service Board, as
10 provided in Section 4.11, and (iii) adopt an Annual Budget and
11 Two-Year Financial Plan for the Authority that includes the
12 annual budget and two-year financial plan of each Service Board
13 that has been approved by the Authority. The Annual Budget and
14 Two-Year Financial Plan shall contain a statement of the funds
15 estimated to be on hand for the Authority and each Service
16 Board at the beginning of the fiscal year, the funds estimated
17 to be received from all sources for such year, the estimated
18 expenses and obligations of the Authority and each Service
19 Board for all purposes, including expenses for contributions to
20 be made with respect to pension and other employee benefits,
21 and the funds estimated to be on hand at the end of such year.
22 The fiscal year of the Authority and each Service Board shall
23 begin on January 1st and end on the succeeding December 31st.
24 By July 1st of each year the Director of the Illinois
25 Governor's Office of Management and Budget (formerly Bureau of

1 the Budget) shall submit to the Authority an estimate of
2 revenues for the next fiscal year of the Authority to be
3 collected from the taxes imposed by the Authority and the
4 amounts to be available in the Public Transportation Fund and
5 the Regional Transportation Authority Occupation and Use Tax
6 Replacement Fund and the amounts otherwise to be appropriated
7 by the State to the Authority for its purposes. The Authority
8 shall file a copy of its Annual Budget and Two-Year Financial
9 Plan with the General Assembly and the Governor after its
10 adoption. Before the proposed Annual Budget and Two-Year
11 Financial Plan is adopted, the Authority shall hold at least
12 one public hearing thereon in the metropolitan region, and
13 shall meet with the county board or its designee of each of the
14 several counties in the metropolitan region. After conducting
15 such hearings and holding such meetings and after making such
16 changes in the proposed Annual Budget and Two-Year Financial
17 Plan as the Board deems appropriate, the Board shall adopt its
18 annual appropriation and Annual Budget and Two-Year Financial
19 Plan ordinance. The ordinance may be adopted only upon the
20 affirmative votes of 12 of its then Directors. The ordinance
21 shall appropriate such sums of money as are deemed necessary to
22 defray all necessary expenses and obligations of the Authority,
23 specifying purposes and the objects or programs for which
24 appropriations are made and the amount appropriated for each
25 object or program. Additional appropriations, transfers
26 between items and other changes in such ordinance may be made

1 from time to time by the Board upon the affirmative votes of 12
2 of its then Directors.

3 (b) The Annual Budget and Two-Year Financial Plan shall
4 show a balance between anticipated revenues from all sources
5 and anticipated expenses including funding of operating
6 deficits or the discharge of encumbrances incurred in prior
7 periods and payment of principal and interest when due, and
8 shall show cash balances sufficient to pay with reasonable
9 promptness all obligations and expenses as incurred.

10 The Annual Budget and Two-Year Financial Plan must show:

11 (i) that the level of fares and charges for mass
12 transportation provided by, or under grant or purchase of
13 service contracts of, the Service Boards is sufficient to
14 cause the aggregate of all projected fare revenues from
15 such fares and charges received in each fiscal year to
16 equal at least 50% of the aggregate costs of providing such
17 public transportation in such fiscal year. "Fare revenues"
18 include the proceeds of all fares and charges for services
19 provided, contributions received in connection with public
20 transportation from units of local government other than
21 the Authority, except for contributions received by the
22 Chicago Transit Authority from a real estate transfer tax
23 imposed under subsection (i) of Section 8-3-19 of the
24 Illinois Municipal Code, and from the State pursuant to
25 subsection (i) of Section 2705-305 of the Department of
26 Transportation Law ~~(20 ILCS 2705/2705-305)~~, and all other

1 operating revenues properly included consistent with
2 generally accepted accounting principles but do not
3 include: the proceeds of any borrowings, and, beginning
4 with the 2007 fiscal year, all revenues and receipts,
5 including but not limited to fares and grants received from
6 the federal, State or any unit of local government or other
7 entity, derived from providing ADA paratransit service
8 pursuant to Section 2.30 of the Regional Transportation
9 Authority Act. "Costs" include all items properly included
10 as operating costs consistent with generally accepted
11 accounting principles, including administrative costs, but
12 do not include: depreciation; payment of principal and
13 interest on bonds, notes or other evidences of obligation
14 for borrowed money issued by the Authority; payments with
15 respect to public transportation facilities made pursuant
16 to subsection (b) of Section 2.20 of this Act; any payments
17 with respect to rate protection contracts, credit
18 enhancements or liquidity agreements made under Section
19 4.14; any other cost to which it is reasonably expected
20 that a cash expenditure will not be made; costs for
21 passenger security including grants, contracts, personnel,
22 equipment and administrative expenses, except in the case
23 of the Chicago Transit Authority, in which case the term
24 does not include costs spent annually by that entity for
25 protection against crime as required by Section 27a of the
26 Metropolitan Transit Authority Act; the payment by the

1 Chicago Transit Authority of Debt Service, as defined in
2 Section 12c of the Metropolitan Transit Authority Act, on
3 bonds or notes issued pursuant to that Section; the payment
4 by the Commuter Rail Division of debt service on bonds
5 issued pursuant to Section 3B.09; expenses incurred by the
6 Suburban Bus Division for the cost of new public
7 transportation services funded from grants pursuant to
8 Section 2.01e of this amendatory Act of the 95th General
9 Assembly for a period of 2 years from the date of
10 initiation of each such service; costs as exempted by the
11 Board for projects pursuant to Section 2.09 of this Act;
12 or, beginning with the 2007 fiscal year, expenses related
13 to providing ADA paratransit service pursuant to Section
14 2.30 of the Regional Transportation Authority Act; and in
15 fiscal years 2008 through 2012 inclusive, costs in the
16 amount of \$200,000,000 in fiscal year 2008, reducing by
17 \$40,000,000 in each fiscal year thereafter until this
18 exemption is eliminated; and

19 (ii) that the level of fares charged for ADA
20 paratransit services is sufficient to cause the aggregate
21 of all projected revenues from such fares charged and
22 received in each fiscal year to equal at least 10% of the
23 aggregate costs of providing such ADA paratransit
24 services. For purposes of this Act, the percentages in this
25 subsection (b)(ii) shall be referred to as the "system
26 generated ADA paratransit services revenue recovery

1 ratio". For purposes of the system generated ADA
2 paratransit services revenue recovery ratio, "costs" shall
3 include all items properly included as operating costs
4 consistent with generally accepted accounting principles.
5 However, the Board may exclude from costs an amount that
6 does not exceed the allowable "capital costs of
7 contracting" for ADA paratransit services pursuant to the
8 Federal Transit Administration guidelines for the
9 Urbanized Area Formula Program.

10 (c) The actual administrative expenses of the Authority for
11 the fiscal year commencing January 1, 1985 may not exceed
12 \$5,000,000. The actual administrative expenses of the
13 Authority for the fiscal year commencing January 1, 1986, and
14 for each fiscal year thereafter shall not exceed the maximum
15 administrative expenses for the previous fiscal year plus 5%.
16 "Administrative expenses" are defined for purposes of this
17 Section as all expenses except: (1) capital expenses and
18 purchases of the Authority on behalf of the Service Boards; (2)
19 payments to Service Boards; and (3) payment of principal and
20 interest on bonds, notes or other evidence of obligation for
21 borrowed money issued by the Authority; (4) costs for passenger
22 security including grants, contracts, personnel, equipment and
23 administrative expenses; (5) payments with respect to public
24 transportation facilities made pursuant to subsection (b) of
25 Section 2.20 of this Act; and (6) any payments with respect to
26 rate protection contracts, credit enhancements or liquidity

1 agreements made pursuant to Section 4.14.

2 (d) This subsection applies only until the Department
3 begins administering and enforcing an increased tax under
4 Section 4.03(m) as authorized by this amendatory Act of the
5 95th General Assembly. After withholding 15% of the proceeds of
6 any tax imposed by the Authority and 15% of money received by
7 the Authority from the Regional Transportation Authority
8 Occupation and Use Tax Replacement Fund, the Board shall
9 allocate the proceeds and money remaining to the Service Boards
10 as follows: (1) an amount equal to 85% of the proceeds of those
11 taxes collected within the City of Chicago and 85% of the money
12 received by the Authority on account of transfers to the
13 Regional Transportation Authority Occupation and Use Tax
14 Replacement Fund from the County and Mass Transit District Fund
15 attributable to retail sales within the City of Chicago shall
16 be allocated to the Chicago Transit Authority; (2) an amount
17 equal to 85% of the proceeds of those taxes collected within
18 Cook County outside the City of Chicago and 85% of the money
19 received by the Authority on account of transfers to the
20 Regional Transportation Authority Occupation and Use Tax
21 Replacement Fund from the County and Mass Transit District Fund
22 attributable to retail sales within Cook County outside of the
23 city of Chicago shall be allocated 30% to the Chicago Transit
24 Authority, 55% to the Commuter Rail Division Board and 15% to
25 the Suburban Bus Division Board; and (3) an amount equal to 85%
26 of the proceeds of the taxes collected within the Counties of

1 DuPage, Kane, Lake, McHenry and Will shall be allocated 70% to
2 the Commuter Rail Division Board and 30% to the Suburban Bus
3 Division Board.

4 (e) This subsection applies only until the Department
5 begins administering and enforcing an increased tax under
6 Section 4.03(m) as authorized by this amendatory Act of the
7 95th General Assembly. Moneys received by the Authority on
8 account of transfers to the Regional Transportation Authority
9 Occupation and Use Tax Replacement Fund from the State and
10 Local Sales Tax Reform Fund shall be allocated among the
11 Authority and the Service Boards as follows: 15% of such moneys
12 shall be retained by the Authority and the remaining 85% shall
13 be transferred to the Service Boards as soon as may be
14 practicable after the Authority receives payment. Moneys which
15 are distributable to the Service Boards pursuant to the
16 preceding sentence shall be allocated among the Service Boards
17 on the basis of each Service Board's distribution ratio. The
18 term "distribution ratio" means, for purposes of this
19 subsection (e) of this Section 4.01, the ratio of the total
20 amount distributed to a Service Board pursuant to subsection
21 (d) of Section 4.01 for the immediately preceding calendar year
22 to the total amount distributed to all of the Service Boards
23 pursuant to subsection (d) of Section 4.01 for the immediately
24 preceding calendar year as the Board shall determine.

25 (f) To carry out its duties and responsibilities under this
26 Act, the Board shall employ staff which shall: (1) propose for

1 adoption by the Board of the Authority rules for the Service
2 Boards that establish (i) forms and schedules to be used and
3 information required to be provided with respect to a five-year
4 capital program, annual budgets, and two-year financial plans
5 and regular reporting of actual results against adopted budgets
6 and financial plans, (ii) financial practices to be followed in
7 the budgeting and expenditure of public funds, (iii)
8 assumptions and projections that must be followed in preparing
9 and submitting its annual budget and two-year financial plan or
10 a five-year capital program; (2) evaluate for the Board public
11 transportation programs operated or proposed by the Service
12 Boards and transportation agencies in terms of the goals and
13 objectives set out in the Strategic Plan; (3) keep the Board
14 and the public informed of the extent to which the Service
15 Boards and transportation agencies are meeting the goals and
16 objectives adopted by the Authority in the Strategic Plan; and
17 (4) assess the efficiency or adequacy of public transportation
18 services provided by a Service Board and make recommendations
19 for change in that service to the end that the moneys available
20 to the Authority may be expended in the most economical manner
21 possible with the least possible duplication.

22 (g) All Service Boards, transportation agencies,
23 comprehensive planning agencies, including the Chicago
24 Metropolitan Agency for Planning, or transportation planning
25 agencies in the metropolitan region shall furnish to the
26 Authority such information pertaining to public transportation

1 or relevant for plans therefor as it may from time to time
2 require. The Executive Director, or his or her designee, shall,
3 for the purpose of securing any such information necessary or
4 appropriate to carry out any of the powers and responsibilities
5 of the Authority under this Act, have access to, and the right
6 to examine, all books, documents, papers or records of a
7 Service Board or any transportation agency receiving funds from
8 the Authority or Service Board, and such Service Board or
9 transportation agency shall comply with any request by the
10 Executive Director, or his or her designee, within 30 days or
11 an extended time provided by the Executive Director.

12 (h) No Service Board shall undertake any capital
13 improvement which is not identified in the Five-Year Capital
14 Program.

15 (i) Each Service Board shall furnish to the Board access to
16 its financial information including, but not limited to, audits
17 and reports. The Board shall have real-time access to the
18 financial information of the Service Boards; however, the Board
19 shall be granted read-only access to the Service Board's
20 financial information.

21 (Source: P.A. 98-1027, eff. 1-1-15.)

22 (70 ILCS 3615/4.02b)

23 Sec. 4.02b. Other contributions to pension funds.

24 (a) The Authority shall continually review the payment of
25 the required employer contributions to affected pension plans

1 under Section 22-103 of the Illinois Pension Code.

2 (b) Beginning January 1, 2009, if at any time the Authority
3 determines that the Commuter Rail Division's ~~Board's~~ or
4 Suburban Bus Division's ~~Board's~~ payment of any portion of the
5 required contributions to an affected pension plan under
6 Section 22-103 of the Illinois Pension Code is more than one
7 month overdue, it shall as soon as possible pay the amount of
8 those overdue contributions to the trustee of the affected
9 pension plan on behalf of that Service Board out of moneys
10 otherwise payable to that Service Board under Section 4.03.3 of
11 this Act. The Authority shall thereafter have no liability to
12 the Service Board for amounts paid to the trustee of the
13 affected pension plan under this Section.

14 (c) Whenever the Authority acts or determines that it is
15 required to act under subsection (b), it shall so notify the
16 affected Service Board, the Mayor of Chicago, the Governor, the
17 Auditor General of the State of Illinois, and the General
18 Assembly.

19 (d) Beginning January 1, 2009, if the Authority fails to
20 pay to an affected pension fund within 30 days after it is due
21 any employer contribution that it is required to make as a
22 contributing employer under Section 22-103 of the Illinois
23 Pension Code, it shall promptly so notify the Commission on
24 Government Forecasting and Accountability, the Mayor of
25 Chicago, the Governor, and the General Assembly, and it shall
26 promptly pay the overdue amount out of the first money

1 available to the Authority for its administrative expenses, as
2 that term is defined in Section 4.01(c).

3 (Source: P.A. 94-839, eff. 6-6-06; 95-708, eff. 1-18-08.)

4 (70 ILCS 3615/4.03.3)

5 Sec. 4.03.3. Distribution of Revenues. This Section
6 applies only after the Department begins administering and
7 enforcing an increased tax under Section 4.03(m) as authorized
8 by this amendatory Act of the 95th General Assembly. After
9 providing for payment of its obligations with respect to bonds
10 and notes issued under the provisions of Section 4.04 and
11 obligations related to those bonds and notes, the Authority
12 shall disburse the remaining proceeds from taxes it has
13 received from the Department of Revenue under this Article IV
14 and the remaining proceeds it has received from the State under
15 Section 4.09(a) as follows:

16 (a) With respect to taxes imposed by the Authority under
17 Section 4.03, after withholding 15% of 80% of the receipts from
18 those taxes collected in Cook County at a rate of 1.25%, 15% of
19 75% of the receipts from those taxes collected in Cook County
20 at the rate of 1%, 15% of one-half of the receipts from those
21 taxes collected in DuPage, Kane, Lake, McHenry, and Will
22 Counties, and 15% of money received by the Authority from the
23 Regional Transportation Authority Occupation and Use Tax
24 Replacement Fund or from the Regional Transportation Authority
25 tax fund created in Section 4.03(n), the Board shall allocate

1 the proceeds and money remaining to the Service Boards as
2 follows:

3 (1) an amount equal to (i) 85% of 80% of the receipts
4 from those taxes collected within the City of Chicago at a
5 rate of 1.25%, (ii) 85% of 75% of the receipts from those
6 taxes collected in the City of Chicago at the rate of 1%,
7 and (iii) 85% of the money received by the Authority on
8 account of transfers to the Regional Transportation
9 Authority Occupation and Use Tax Replacement Fund or to the
10 Regional Transportation Authority tax fund created in
11 Section 4.03(n) from the County and Mass Transit District
12 Fund attributable to retail sales within the City of
13 Chicago shall be allocated to the Chicago Transit
14 Authority;

15 (2) an amount equal to (i) 85% of 80% of the receipts
16 from those taxes collected within Cook County outside of
17 the City of Chicago at a rate of 1.25%, (ii) 85% of 75% of
18 the receipts from those taxes collected within Cook County
19 outside the City of Chicago at a rate of 1%, and (iii) 85%
20 of the money received by the Authority on account of
21 transfers to the Regional Transportation Authority
22 Occupation and Use Tax Replacement Fund or to the Regional
23 Transportation Authority tax fund created in Section
24 4.03(n) from the County and Mass Transit District Fund
25 attributable to retail sales within Cook County outside of
26 the City of Chicago shall be allocated 30% to the Chicago

1 Transit Authority, 55% to the Commuter Rail Division Board,
2 and 15% to the Suburban Bus Division Board; and

3 (3) an amount equal to 85% of one-half of the receipts
4 from the taxes collected within the Counties of DuPage,
5 Kane, Lake, McHenry, and Will shall be allocated 70% to the
6 Commuter Rail Division Board and 30% to the Suburban Bus
7 Division Board.

8 (b) Moneys received by the Authority on account of
9 transfers to the Regional Transportation Authority Occupation
10 and Use Tax Replacement Fund from the State and Local Sales Tax
11 Reform Fund shall be allocated among the Authority and the
12 Service Boards as follows: 15% of such moneys shall be retained
13 by the Authority and the remaining 85% shall be transferred to
14 the Service Boards as soon as may be practicable after the
15 Authority receives payment. Moneys which are distributable to
16 the Service Boards pursuant to the preceding sentence shall be
17 allocated among the Service Boards on the basis of each Service
18 Board's distribution ratio. The term "distribution ratio"
19 means, for purposes of this subsection (b), the ratio of the
20 total amount distributed to a Service Board pursuant to
21 subsection (a) of Section 4.03.3 for the immediately preceding
22 calendar year to the total amount distributed to all of the
23 Service Boards pursuant to subsection (a) of Section 4.03.3 for
24 the immediately preceding calendar year.

25 (c) (i) 20% of the receipts from those taxes collected in
26 Cook County under Section 4.03 at the rate of 1.25%, (ii) 25%

1 of the receipts from those taxes collected in Cook County under
2 Section 4.03 at the rate of 1%, (iii) 50% of the receipts from
3 those taxes collected in DuPage, Kane, Lake, McHenry, and Will
4 Counties under Section 4.03, and (iv) amounts received from the
5 State under Section 4.09 (a) (2) and items (i), (ii), and (iii)
6 of Section 4.09 (a) (3) shall be allocated as follows: the
7 amount required to be deposited into the ADA Paratransit Fund
8 described in Section 2.01d, the amount required to be deposited
9 into the Suburban Community Mobility Fund described in Section
10 2.01e, and the amount required to be deposited into the
11 Innovation, Coordination and Enhancement Fund described in
12 Section 2.01c, and the balance shall be allocated 48% to the
13 Chicago Transit Authority, 39% to the Commuter Rail Division
14 ~~Board~~, and 13% to the Suburban Bus Division ~~Board~~.

15 (d) Amounts received from the State under Section 4.09
16 (a) (3) (iv) shall be distributed 100% to the Chicago Transit
17 Authority.

18 (e) With respect to those taxes collected in DuPage, Kane,
19 Lake, McHenry, and Will Counties and paid directly to the
20 counties under Section 4.03, the County Board of each county
21 shall use those amounts to fund operating and capital costs of
22 public safety and public transportation services or facilities
23 or to fund operating, capital, right-of-way, construction, and
24 maintenance costs of other transportation purposes, including
25 road, bridge, public safety, and transit purposes intended to
26 improve mobility or reduce congestion in the county. The

1 receipt of funding by such counties pursuant to this paragraph
2 shall not be used as the basis for reducing any funds that such
3 counties would otherwise have received from the State of
4 Illinois, any agency or instrumentality thereof, the
5 Authority, or the Service Boards.

6 (f) The Authority by ordinance adopted by 12 of its then
7 Directors shall apportion to the Service Boards funds provided
8 by the State of Illinois under Section 4.09(a)(1) as it shall
9 determine and shall make payment of the amounts to each Service
10 Board as soon as may be practicable upon their receipt provided
11 the Authority has adopted a balanced budget as required by
12 Section 4.01 and further provided the Service Board is in
13 compliance with the requirements in Section 4.11.

14 (g) Beginning January 1, 2009, before making any payments,
15 transfers, or expenditures under this Section to a Service
16 Board, the Authority must first comply with Section 4.02a or
17 4.02b of this Act, whichever may be applicable.

18 (h) Moneys may be appropriated from the Public
19 Transportation Fund to the Office of the Executive Inspector
20 General for the costs incurred by the Executive Inspector
21 General while serving as the inspector general for the
22 Authority and each of the Service Boards. Beginning December
23 31, 2012, and each year thereafter, the Office of the Executive
24 Inspector General shall annually report to the General Assembly
25 the expenses incurred while serving as the inspector general
26 for the Authority and each of the Service Boards.

1 (Source: P.A. 97-399, eff. 8-16-11; 97-641, eff. 12-19-11.)

2 (70 ILCS 3615/4.04) (from Ch. 111 2/3, par. 704.04)

3 Sec. 4.04. Issuance and Pledge of Bonds and Notes.

4 (a) The Authority shall have the continuing power to borrow
5 money and to issue its negotiable bonds or notes as provided in
6 this Section. Unless otherwise indicated in this Section, the
7 term "notes" also includes bond anticipation notes, which are
8 notes which by their terms provide for their payment from the
9 proceeds of bonds thereafter to be issued. Bonds or notes of
10 the Authority may be issued for any or all of the following
11 purposes: to pay costs to the Authority or a Service Board of
12 constructing or acquiring any public transportation facilities
13 (including funds and rights relating thereto, as provided in
14 Section 2.05 of this Act); to repay advances to the Authority
15 or a Service Board made for such purposes; to pay other
16 expenses of the Authority or a Service Board incident to or
17 incurred in connection with such construction or acquisition;
18 to provide funds for any transportation agency to pay principal
19 of or interest or redemption premium on any bonds or notes,
20 whether as such amounts become due or by earlier redemption,
21 issued prior to the date of this amendatory Act by such
22 transportation agency to construct or acquire public
23 transportation facilities or to provide funds to purchase such
24 bonds or notes; and to provide funds for any transportation
25 agency to construct or acquire any public transportation

1 facilities, to repay advances made for such purposes, and to
2 pay other expenses incident to or incurred in connection with
3 such construction or acquisition; and to provide funds for
4 payment of obligations, including the funding of reserves,
5 under any self-insurance plan or joint self-insurance pool or
6 entity.

7 In addition to any other borrowing as may be authorized by
8 this Section, the Authority may issue its notes, from time to
9 time, in anticipation of tax receipts of the Authority or of
10 other revenues or receipts of the Authority, in order to
11 provide money for the Authority or the Service Boards to cover
12 any cash flow deficit which the Authority or a Service Board
13 anticipates incurring. Any such notes are referred to in this
14 Section as "Working Cash Notes". No Working Cash Notes shall be
15 issued for a term of longer than 24 months. Proceeds of Working
16 Cash Notes may be used to pay day to day operating expenses of
17 the Authority or the Service Boards, consisting of wages,
18 salaries and fringe benefits, professional and technical
19 services (including legal, audit, engineering and other
20 consulting services), office rental, furniture, fixtures and
21 equipment, insurance premiums, claims for self-insured amounts
22 under insurance policies, public utility obligations for
23 telephone, light, heat and similar items, travel expenses,
24 office supplies, postage, dues, subscriptions, public hearings
25 and information expenses, fuel purchases, and payments of
26 grants and payments under purchase of service agreements for

1 operations of transportation agencies, prior to the receipt by
2 the Authority or a Service Board from time to time of funds for
3 paying such expenses. ~~In addition to any Working Cash Notes~~
4 ~~that the Board of the Authority may determine to issue, the~~
5 ~~Suburban Bus Board, the Commuter Rail Board or the Board of the~~
6 ~~Chicago Transit Authority may demand and direct that the~~
7 ~~Authority issue its Working Cash Notes in such amounts and~~
8 ~~having such maturities as the Service Board may determine.~~

9 Notwithstanding any other provision of this Act, any
10 amounts necessary to pay principal of and interest on any
11 Working Cash Notes issued at the demand and direction of a
12 Service Board or any Working Cash Notes the proceeds of which
13 were used for the direct benefit of a Service Board or any
14 other Bonds or Notes of the Authority the proceeds of which
15 were used for the direct benefit of a Service Board shall
16 constitute a reduction of the amount of any other funds
17 provided by the Authority to that Service Board. The Authority
18 shall, after deducting any costs of issuance, tender the net
19 proceeds of any Working Cash Notes issued at the demand and
20 direction of a Service Board to such Service Board as soon as
21 may be practicable after the proceeds are received. The
22 Authority may also issue notes or bonds to pay, refund or
23 redeem any of its notes and bonds, including to pay redemption
24 premiums or accrued interest on such bonds or notes being
25 renewed, paid or refunded, and other costs in connection
26 therewith. The Authority may also utilize the proceeds of any

1 such bonds or notes to pay the legal, financial, administrative
2 and other expenses of such authorization, issuance, sale or
3 delivery of bonds or notes or to provide or increase a debt
4 service reserve fund with respect to any or all of its bonds or
5 notes. The Authority may also issue and deliver its bonds or
6 notes in exchange for any public transportation facilities,
7 (including funds and rights relating thereto, as provided in
8 Section 2.05 of this Act) or in exchange for outstanding bonds
9 or notes of the Authority, including any accrued interest or
10 redemption premium thereon, without advertising or submitting
11 such notes or bonds for public bidding.

12 (b) The ordinance providing for the issuance of any such
13 bonds or notes shall fix the date or dates of maturity, the
14 dates on which interest is payable, any sinking fund account or
15 reserve fund account provisions and all other details of such
16 bonds or notes and may provide for such covenants or agreements
17 necessary or desirable with regard to the issue, sale and
18 security of such bonds or notes. The rate or rates of interest
19 on its bonds or notes may be fixed or variable and the
20 Authority shall determine or provide for the determination of
21 the rate or rates of interest of its bonds or notes issued
22 under this Act in an ordinance adopted by the Authority prior
23 to the issuance thereof, none of which rates of interest shall
24 exceed that permitted in the Bond Authorization Act. Interest
25 may be payable at such times as are provided for by the Board.
26 Bonds and notes issued under this Section may be issued as

1 serial or term obligations, shall be of such denomination or
2 denominations and form, including interest coupons to be
3 attached thereto, be executed in such manner, shall be payable
4 at such place or places and bear such date as the Authority
5 shall fix by the ordinance authorizing such bond or note and
6 shall mature at such time or times, within a period not to
7 exceed forty years from the date of issue, and may be
8 redeemable prior to maturity with or without premium, at the
9 option of the Authority, upon such terms and conditions as the
10 Authority shall fix by the ordinance authorizing the issuance
11 of such bonds or notes. No bond anticipation note or any
12 renewal thereof shall mature at any time or times exceeding 5
13 years from the date of the first issuance of such note. The
14 Authority may provide for the registration of bonds or notes in
15 the name of the owner as to the principal alone or as to both
16 principal and interest, upon such terms and conditions as the
17 Authority may determine. The ordinance authorizing bonds or
18 notes may provide for the exchange of such bonds or notes which
19 are fully registered, as to both principal and interest, with
20 bonds or notes which are registerable as to principal only. All
21 bonds or notes issued under this Section by the Authority other
22 than those issued in exchange for property or for bonds or
23 notes of the Authority shall be sold at a price which may be at
24 a premium or discount but such that the interest cost
25 (excluding any redemption premium) to the Authority of the
26 proceeds of an issue of such bonds or notes, computed to stated

1 maturity according to standard tables of bond values, shall not
2 exceed that permitted in the Bond Authorization Act. The
3 Authority shall notify the Governor's Office of Management and
4 Budget and the State Comptroller at least 30 days before any
5 bond sale and shall file with the Governor's Office of
6 Management and Budget and the State Comptroller a certified
7 copy of any ordinance authorizing the issuance of bonds at or
8 before the issuance of the bonds. After December 31, 1994, any
9 such bonds or notes shall be sold to the highest and best
10 bidder on sealed bids as the Authority shall deem. As such
11 bonds or notes are to be sold the Authority shall advertise for
12 proposals to purchase the bonds or notes which advertisement
13 shall be published at least once in a daily newspaper of
14 general circulation published in the metropolitan region at
15 least 10 days before the time set for the submission of bids.
16 The Authority shall have the right to reject any or all bids.
17 Notwithstanding any other provisions of this Section, Working
18 Cash Notes or bonds or notes to provide funds for
19 self-insurance or a joint self-insurance pool or entity may be
20 sold either upon competitive bidding or by negotiated sale
21 (without any requirement of publication of intention to
22 negotiate the sale of such Notes), as the Board shall determine
23 by ordinance adopted with the affirmative votes of at least 9
24 Directors. In case any officer whose signature appears on any
25 bonds, notes or coupons authorized pursuant to this Section
26 shall cease to be such officer before delivery of such bonds or

1 notes, such signature shall nevertheless be valid and
2 sufficient for all purposes, the same as if such officer had
3 remained in office until such delivery. Neither the Directors
4 of the Authority nor any person executing any bonds or notes
5 thereof shall be liable personally on any such bonds or notes
6 or coupons by reason of the issuance thereof.

7 (c) All bonds or notes of the Authority issued pursuant to
8 this Section shall be general obligations of the Authority to
9 which shall be pledged the full faith and credit of the
10 Authority, as provided in this Section. Such bonds or notes
11 shall be secured as provided in the authorizing ordinance,
12 which may, notwithstanding any other provision of this Act,
13 include in addition to any other security, a specific pledge or
14 assignment of and lien on or security interest in any or all
15 tax receipts of the Authority and on any or all other revenues
16 or moneys of the Authority from whatever source, which may by
17 law be utilized for debt service purposes and a specific pledge
18 or assignment of and lien on or security interest in any funds
19 or accounts established or provided for by the ordinance of the
20 Authority authorizing the issuance of such bonds or notes. Any
21 such pledge, assignment, lien or security interest for the
22 benefit of holders of bonds or notes of the Authority shall be
23 valid and binding from the time the bonds or notes are issued
24 without any physical delivery or further act and shall be valid
25 and binding as against and prior to the claims of all other
26 parties having claims of any kind against the Authority or any

1 other person irrespective of whether such other parties have
2 notice of such pledge, assignment, lien or security interest.
3 The obligations of the Authority incurred pursuant to this
4 Section shall be superior to and have priority over any other
5 obligations of the Authority.

6 The Authority may provide in the ordinance authorizing the
7 issuance of any bonds or notes issued pursuant to this Section
8 for the creation of, deposits in, and regulation and
9 disposition of sinking fund or reserve accounts relating to
10 such bonds or notes. The ordinance authorizing the issuance of
11 any bonds or notes pursuant to this Section may contain
12 provisions as part of the contract with the holders of the
13 bonds or notes, for the creation of a separate fund to provide
14 for the payment of principal and interest on such bonds or
15 notes and for the deposit in such fund from any or all the tax
16 receipts of the Authority and from any or all such other moneys
17 or revenues of the Authority from whatever source which may by
18 law be utilized for debt service purposes, all as provided in
19 such ordinance, of amounts to meet the debt service
20 requirements on such bonds or notes, including principal and
21 interest, and any sinking fund or reserve fund account
22 requirements as may be provided by such ordinance, and all
23 expenses incident to or in connection with such fund and
24 accounts or the payment of such bonds or notes. Such ordinance
25 may also provide limitations on the issuance of additional
26 bonds or notes of the Authority. No such bonds or notes of the

1 Authority shall constitute a debt of the State of Illinois.
2 Nothing in this Act shall be construed to enable the Authority
3 to impose any ad valorem tax on property.

4 (d) The ordinance of the Authority authorizing the issuance
5 of any bonds or notes may provide additional security for such
6 bonds or notes by providing for appointment of a corporate
7 trustee (which may be any trust company or bank having the
8 powers of a trust company within the state) with respect to
9 such bonds or notes. The ordinance shall prescribe the rights,
10 duties and powers of the trustee to be exercised for the
11 benefit of the Authority and the protection of the holders of
12 such bonds or notes. The ordinance may provide for the trustee
13 to hold in trust, invest and use amounts in funds and accounts
14 created as provided by the ordinance with respect to the bonds
15 or notes. The ordinance may provide for the assignment and
16 direct payment to the trustee of any or all amounts produced
17 from the sources provided in Section 4.03 and Section 4.09 of
18 this Act and provided in Section 6z-17 of "An Act in relation
19 to State finance", approved June 10, 1919, as amended. Upon
20 receipt of notice of any such assignment, the Department of
21 Revenue and the Comptroller of the State of Illinois shall
22 thereafter, notwithstanding the provisions of Section 4.03 and
23 Section 4.09 of this Act and Section 6z-17 of "An Act in
24 relation to State finance", approved June 10, 1919, as amended,
25 provide for such assigned amounts to be paid directly to the
26 trustee instead of the Authority, all in accordance with the

1 terms of the ordinance making the assignment. The ordinance
2 shall provide that amounts so paid to the trustee which are not
3 required to be deposited, held or invested in funds and
4 accounts created by the ordinance with respect to bonds or
5 notes or used for paying bonds or notes to be paid by the
6 trustee to the Authority.

7 (e) Any bonds or notes of the Authority issued pursuant to
8 this Section shall constitute a contract between the Authority
9 and the holders from time to time of such bonds or notes. In
10 issuing any bond or note, the Authority may include in the
11 ordinance authorizing such issue a covenant as part of the
12 contract with the holders of the bonds or notes, that as long
13 as such obligations are outstanding, it shall make such
14 deposits, as provided in paragraph (c) of this Section. It may
15 also so covenant that it shall impose and continue to impose
16 taxes, as provided in Section 4.03 of this Act and in addition
17 thereto as subsequently authorized by law, sufficient to make
18 such deposits and pay the principal and interest and to meet
19 other debt service requirements of such bonds or notes as they
20 become due. A certified copy of the ordinance authorizing the
21 issuance of any such obligations shall be filed at or prior to
22 the issuance of such obligations with the Comptroller of the
23 State of Illinois and the Illinois Department of Revenue.

24 (f) The State of Illinois pledges to and agrees with the
25 holders of the bonds and notes of the Authority issued pursuant
26 to this Section that the State will not limit or alter the

1 rights and powers vested in the Authority by this Act so as to
2 impair the terms of any contract made by the Authority with
3 such holders or in any way impair the rights and remedies of
4 such holders until such bonds and notes, together with interest
5 thereon, with interest on any unpaid installments of interest,
6 and all costs and expenses in connection with any action or
7 proceedings by or on behalf of such holders, are fully met and
8 discharged. In addition, the State pledges to and agrees with
9 the holders of the bonds and notes of the Authority issued
10 pursuant to this Section that the State will not limit or alter
11 the basis on which State funds are to be paid to the Authority
12 as provided in this Act, or the use of such funds, so as to
13 impair the terms of any such contract. The Authority is
14 authorized to include these pledges and agreements of the State
15 in any contract with the holders of bonds or notes issued
16 pursuant to this Section.

17 (g) (1) Except as provided in subdivisions (g) (2) and (g) (3)
18 of Section 4.04 of this Act, the Authority shall not at any
19 time issue, sell or deliver any bonds or notes (other than
20 Working Cash Notes) pursuant to this Section 4.04 which will
21 cause it to have issued and outstanding at any time in excess
22 of \$800,000,000 of such bonds and notes (other than Working
23 Cash Notes). The Authority shall not issue, sell, or deliver
24 any Working Cash Notes pursuant to this Section that will cause
25 it to have issued and outstanding at any time in excess of
26 \$100,000,000. However, the Authority may issue, sell, and

1 deliver additional Working Cash Notes before July 1, 2018 that
2 are over and above and in addition to the \$100,000,000
3 authorization such that the outstanding amount of these
4 additional Working Cash Notes does not exceed at any time
5 \$300,000,000. Bonds or notes which are being paid or retired by
6 such issuance, sale or delivery of bonds or notes, and bonds or
7 notes for which sufficient funds have been deposited with the
8 paying agency of such bonds or notes to provide for payment of
9 principal and interest thereon or to provide for the redemption
10 thereof, all pursuant to the ordinance authorizing the issuance
11 of such bonds or notes, shall not be considered to be
12 outstanding for the purposes of this subsection.

13 (2) In addition to the authority provided by paragraphs (1)
14 and (3), the Authority is authorized to issue, sell and deliver
15 bonds or notes for Strategic Capital Improvement Projects
16 approved pursuant to Section 4.13 as follows:

17 \$100,000,000 is authorized to be issued on or after
18 January 1, 1990;

19 an additional \$100,000,000 is authorized to be issued
20 on or after January 1, 1991;

21 an additional \$100,000,000 is authorized to be issued
22 on or after January 1, 1992;

23 an additional \$100,000,000 is authorized to be issued
24 on or after January 1, 1993;

25 an additional \$100,000,000 is authorized to be issued
26 on or after January 1, 1994; and

1 the aggregate total authorization of bonds and notes
2 for Strategic Capital Improvement Projects as of January 1,
3 1994, shall be \$500,000,000.

4 The Authority is also authorized to issue, sell, and
5 deliver bonds or notes in such amounts as are necessary to
6 provide for the refunding or advance refunding of bonds or
7 notes issued for Strategic Capital Improvement Projects under
8 this subdivision (g) (2), provided that no such refunding bond
9 or note shall mature later than the final maturity date of the
10 series of bonds or notes being refunded, and provided further
11 that the debt service requirements for such refunding bonds or
12 notes in the current or any future fiscal year shall not exceed
13 the debt service requirements for that year on the refunded
14 bonds or notes.

15 (3) In addition to the authority provided by paragraphs (1)
16 and (2), the Authority is authorized to issue, sell, and
17 deliver bonds or notes for Strategic Capital Improvement
18 Projects approved pursuant to Section 4.13 as follows:

19 \$260,000,000 is authorized to be issued on or after
20 January 1, 2000;

21 an additional \$260,000,000 is authorized to be issued
22 on or after January 1, 2001;

23 an additional \$260,000,000 is authorized to be issued
24 on or after January 1, 2002;

25 an additional \$260,000,000 is authorized to be issued
26 on or after January 1, 2003;

1 an additional \$260,000,000 is authorized to be issued
2 on or after January 1, 2004; and

3 the aggregate total authorization of bonds and notes
4 for Strategic Capital Improvement Projects pursuant to
5 this paragraph (3) as of January 1, 2004 shall be
6 \$1,300,000,000.

7 The Authority is also authorized to issue, sell, and
8 deliver bonds or notes in such amounts as are necessary to
9 provide for the refunding or advance refunding of bonds or
10 notes issued for Strategic Capital Improvement projects under
11 this subdivision (g) (3), provided that no such refunding bond
12 or note shall mature later than the final maturity date of the
13 series of bonds or notes being refunded, and provided further
14 that the debt service requirements for such refunding bonds or
15 notes in the current or any future fiscal year shall not exceed
16 the debt service requirements for that year on the refunded
17 bonds or notes.

18 (h) The Authority, subject to the terms of any agreements
19 with noteholders or bond holders as may then exist, shall have
20 power, out of any funds available therefor, to purchase notes
21 or bonds of the Authority, which shall thereupon be cancelled.

22 (i) In addition to any other authority granted by law, the
23 State Treasurer may, with the approval of the Governor, invest
24 or reinvest, at a price not to exceed par, any State money in
25 the State Treasury which is not needed for current expenditures
26 due or about to become due in Working Cash Notes.

1 (Source: P.A. 98-392, eff. 8-16-13; 99-238, eff. 8-3-15.)

2 (70 ILCS 3615/4.11) (from Ch. 111 2/3, par. 704.11)

3 Sec. 4.11. Budget Review Powers.

4 (a) Based upon estimates which shall be given to the
5 Authority by the Director of the Governor's Office of
6 Management and Budget (formerly Bureau of the Budget) of the
7 receipts to be received by the Authority from the taxes imposed
8 by the Authority and the authorized estimates of amounts to be
9 available from State and other sources to the Service Boards,
10 and the times at which such receipts and amounts will be
11 available, the Board shall, not later than the next preceding
12 September 15th prior to the beginning of the Authority's next
13 fiscal year, advise each Service Board of the amounts estimated
14 by the Board to be available for such Service Board during such
15 fiscal year and the two following fiscal years and the times at
16 which such amounts will be available. The Board shall, at the
17 same time, also advise each Service Board of its required
18 system generated revenues recovery ratio for the next fiscal
19 year which shall be the percentage of the aggregate costs of
20 providing public transportation by or under jurisdiction of
21 that Service Board which must be recovered from system
22 generated revenues. The Board shall, at the same time, consider
23 the written determination of the Executive Director, made
24 pursuant to Section 2.01d, of the costs of ADA paratransit
25 services that are required to be provided under the federal

1 Americans with Disabilities Act of 1990 and its implementing
2 regulations, and shall amend the current year budgets of the
3 Authority and the Service Boards to provide for additional
4 funding for the provision of ADA paratransit services, if
5 needed. The Board shall, at the same time, beginning with the
6 2007 fiscal year, also advise each Service Board that provides
7 ADA paratransit services of its required system generated ADA
8 paratransit services revenue recovery ratio for the next fiscal
9 year which shall be the percentage of the aggregate costs of
10 providing ADA paratransit services by or under jurisdiction of
11 that Service Board which must be recovered from fares charged
12 for such services, except that such required system generated
13 ADA paratransit services revenue recovery ratio shall not
14 exceed the minimum percentage established pursuant to Section
15 4.01(b)(ii) of this Act. In determining a Service Board's
16 system generated revenue recovery ratio, the Board shall
17 consider the historical system generated revenues recovery
18 ratio for the services subject to the jurisdiction of that
19 Service Board. The Board shall not increase a Service Board's
20 system generated revenues recovery ratio for the next fiscal
21 year over such ratio for the current fiscal year
22 disproportionately or prejudicially to increases in such
23 ratios for other Service Boards. The Board may, by ordinance,
24 provide that (i) the cost of research and development projects
25 in the fiscal year beginning January 1, 1986 and ending
26 December 31, 1986 conducted pursuant to Section 2.09 of this

1 Act, (ii) the costs for passenger security, and (iii)
2 expenditures of amounts granted to a Service Board from the
3 Innovation, Coordination, and Enhancement Fund for operating
4 purposes may be exempted from the farebox recovery ratio or the
5 system generated revenues recovery ratio of the Chicago Transit
6 Authority, the Suburban Bus Division Board, and the Commuter
7 Rail Division Board, or any of them. During fiscal years 2008
8 through 2012, the Board may also allocate the exemption of
9 \$200,000,000 and the reducing amounts of costs provided by this
10 amendatory Act of the 95th General Assembly from the farebox
11 recovery ratio or system generated revenues recovery ratio of
12 each Service Board.

13 (b) (1) Not later than the next preceding November 15 prior
14 to the commencement of such fiscal year, each Service Board
15 shall submit to the Authority its proposed budget for such
16 fiscal year and its proposed financial plan for the two
17 following fiscal years. Such budget and financial plan shall
18 (i) be prepared in the format, follow the financial and
19 budgetary practices, and be based on any assumptions and
20 projections required by the Authority and (ii) not project or
21 assume a receipt of revenues from the Authority in amounts
22 greater than those set forth in the estimates provided by the
23 Authority pursuant to subsection (a) of this Section.

24 (2) The Board shall review the proposed budget and two-year
25 financial plan submitted by each Service Board. The Board shall
26 approve the budget and two-year financial plan of a Service

1 Board if:

2 (i) such budget and plan show a balance between (A)
3 anticipated revenues from all sources including operating
4 subsidies and (B) the costs of providing the services
5 specified and of funding any operating deficits or
6 encumbrances incurred in prior periods, including
7 provision for payment when due of principal and interest on
8 outstanding indebtedness;

9 (ii) such budget and plan show cash balances including
10 the proceeds of any anticipated cash flow borrowing
11 sufficient to pay with reasonable promptness all costs and
12 expenses as incurred;

13 (iii) such budget and plan provide for a level of fares
14 or charges and operating or administrative costs for the
15 public transportation provided by or subject to the
16 jurisdiction of such Service Board sufficient to allow the
17 Service Board to meet its required system generated revenue
18 recovery ratio and, beginning with the 2007 fiscal year,
19 system generated ADA paratransit services revenue recovery
20 ratio;

21 (iv) such budget and plan are based upon and employ
22 assumptions and projections which are reasonable and
23 prudent;

24 (v) such budget and plan have been prepared in
25 accordance with sound financial practices as determined by
26 the Board;

1 (vi) such budget and plan meet such other financial,
2 budgetary, or fiscal requirements that the Board may by
3 rule or regulation establish; and

4 (vii) such budget and plan are consistent with the
5 goals and objectives adopted by the Authority in the
6 Strategic Plan.

7 (3) (Blank).

8 (4) Unless the Board by an affirmative vote of 12 of the
9 then Directors determines that the budget and financial plan of
10 a Service Board meets the criteria specified in clauses (i)
11 through (vii) of subparagraph (2) of this paragraph (b), the
12 Board shall withhold from that Service Board 25% of the cash
13 proceeds of taxes imposed by the Authority under Section 4.03
14 and Section 4.03.1 and received after February 1 and 25% of the
15 amounts transferred to the Authority from the Public
16 Transportation Fund under Section 4.09(a) (but not including
17 Section 4.09(a)(3)(iv)) after February 1 that the Board has
18 estimated to be available to that Service Board under Section
19 4.11(a). Such funding shall be released to the Service Board
20 only upon approval of a budget and financial plan under this
21 Section or adoption of a budget and financial plan on behalf of
22 the Service Board by the Authority.

23 (5) If the Board has not found that the budget and
24 financial plan of a Service Board meets the criteria specified
25 in clauses (i) through (vii) of subparagraph (2) of this
26 paragraph (b), the Board, by the affirmative vote of at least

1 12 of its then Directors, shall adopt a budget and financial
2 plan meeting such criteria for that Service Board.

3 (c)(1) If the Board shall at any time have received a
4 revised estimate, or revises any estimate the Board has made,
5 pursuant to this Section of the receipts to be collected by the
6 Authority which, in the judgment of the Board, requires a
7 change in the estimates on which the budget of any Service
8 Board is based, the Board shall advise the affected Service
9 Board of such revised estimates, and such Service Board shall
10 within 30 days after receipt of such advice submit a revised
11 budget incorporating such revised estimates. If the revised
12 estimates require, in the judgment of the Board, that the
13 system generated revenues recovery ratio of one or more Service
14 Boards be revised in order to allow the Authority to meet its
15 required ratio, the Board shall advise any such Service Board
16 of its revised ratio and such Service Board shall within 30
17 days after receipt of such advice submit a revised budget
18 incorporating such revised estimates or ratio.

19 (2) Each Service Board shall, within such period after the
20 end of each fiscal quarter as shall be specified by the Board,
21 report to the Authority its financial condition and results of
22 operations and the financial condition and results of
23 operations of the public transportation services subject to its
24 jurisdiction, as at the end of and for such quarter. If in the
25 judgment of the Board such condition and results are not
26 substantially in accordance with such Service Board's budget

1 for such period, the Board shall so advise such Service Board
2 and such Service Board shall within the period specified by the
3 Board submit a revised budget incorporating such results.

4 (3) If the Board shall determine that a revised budget
5 submitted by a Service Board pursuant to subparagraph (1) or
6 (2) of this paragraph (c) does not meet the criteria specified
7 in clauses (i) through (vii) of subparagraph (2) of paragraph
8 (b) of this Section, the Board shall withhold from that Service
9 Board 25% of the cash proceeds of taxes imposed by the
10 Authority under Section 4.03 or 4.03.1 and received by the
11 Authority after February 1 and 25% of the amounts transferred
12 to the Authority from the Public Transportation Fund under
13 Section 4.09(a) (but not including Section 4.09(a)(3)(iv))
14 after February 1 that the Board has estimated to be available
15 to that Service Board under Section 4.11(a). If the Service
16 Board submits a revised financial plan and budget which plan
17 and budget shows that the criteria will be met within a four
18 quarter period, the Board shall release any such withheld funds
19 to the Service Board. The Board by the affirmative vote of at
20 least 12 of its then Directors may require a Service Board to
21 submit a revised financial plan and budget which shows that the
22 criteria will be met in a time period less than four quarters.

23 (d) All budgets and financial plans, financial statements,
24 audits and other information presented to the Authority
25 pursuant to this Section or which may be required by the Board
26 to permit it to monitor compliance with the provisions of this

1 Section shall be prepared and presented in such manner and
2 frequency and in such detail as shall have been prescribed by
3 the Board, shall be prepared on both an accrual and cash flow
4 basis as specified by the Board, shall present such information
5 as the Authority shall prescribe that fairly presents the
6 condition of any pension plan or trust for health care benefits
7 with respect to retirees established by the Service Board and
8 describes the plans of the Service Board to meet the
9 requirements of Sections 4.02a and 4.02b, and shall identify
10 and describe the assumptions and projections employed in the
11 preparation thereof to the extent required by the Board. If the
12 Executive Director certifies that a Service Board has not
13 presented its budget and two-year financial plan in conformity
14 with the rules adopted by the Authority under the provisions of
15 Section 4.01(f) and this subsection (d), and such certification
16 is accepted by the affirmative vote of at least 12 of the then
17 Directors of the Authority, the Authority shall not distribute
18 to that Service Board any funds for operating purposes in
19 excess of the amounts distributed for such purposes to the
20 Service Board in the previous fiscal year. Except when the
21 Board adopts a budget and a financial plan for a Service Board
22 under paragraph (b) (5), a Service Board shall provide for such
23 levels of transportation services and fares or charges therefor
24 as it deems appropriate and necessary in the preparation of a
25 budget and financial plan meeting the criteria set forth in
26 clauses (i) through (vii) of subparagraph (2) of paragraph (b)

1 of this Section. The Authority shall have access to and the
2 right to examine and copy all books, documents, papers,
3 records, or other source data of a Service Board relevant to
4 any information submitted pursuant to this Section.

5 (e) Whenever this Section requires the Board to make
6 determinations with respect to estimates, budgets or financial
7 plans, or rules or regulations with respect thereto such
8 determinations shall be made upon the affirmative vote of at
9 least 12 of the then Directors and shall be incorporated in a
10 written report of the Board and such report shall be submitted
11 within 10 days after such determinations are made to the
12 Governor, the Mayor of Chicago (if such determinations relate
13 to the Chicago Transit Authority), and the Auditor General of
14 Illinois.

15 (Source: P.A. 97-399, eff. 8-16-11.)

16 (70 ILCS 3615/4.15)

17 Sec. 4.15. Revolving door prohibition. No Director,
18 Service Board director or member, former Director, or former
19 Service Board director or member shall, during his or her term
20 and for a period of one year immediately after the end of his
21 or her term, engage in business dealings with, knowingly accept
22 employment from, or receive compensation or fees for services
23 from the Regional Transportation Authority, the Suburban Bus
24 Division ~~Board~~, the Commuter Rail Division, ~~Board~~ or the
25 Chicago Transit Authority ~~Board~~. This prohibition shall not

1 apply to any business dealings engaged in by the Director or
 2 Service Board director or member in the course of his or her
 3 official duties or responsibilities as a Director or Service
 4 Board director or member.

5 (Source: P.A. 98-1027, eff. 1-1-15.)

6 (70 ILCS 3615/5.05) (from Ch. 111 2/3, par. 705.05)

7 Sec. 5.05. Opt Out.

8 (a) Notwithstanding any other provision of this Act, if the
 9 County Board of the County of DuPage, Kane, Lake, McHenry or
 10 Will by ordinance authorizes that such county shall elect to
 11 terminate the powers of the Authority and the Suburban Bus
 12 Division in that County, the Secretary of such County Board
 13 shall certify that proposition to the proper election
 14 officials, who shall submit such proposition at an election in
 15 accordance with the general election law to decide whether or
 16 not the County shall opt out; and if a majority of the voters
 17 voting upon the proposition is in favor of terminating the
 18 powers of the Authority and the Suburban Bus Division those
 19 powers shall be terminated.

20 The form of the ballot to be used at the referendum shall
 21 be substantially as follows:

22 -----

23	Shall County Terminate the	
24	Powers of the Regional Transportation	YES
25	Authority and the Suburban Bus	-----

1 Division in County NO

2 on (date)

3 -----

4 If a majority of the voters vote in favor of terminating
5 the powers of the Authority and the Suburban Bus Division then
6 all of the powers of the Authority and the Suburban Bus
7 Division shall terminate in such county except those powers and
8 functions which the Authority determines to be necessary to
9 exercise with regard to:

10 (i) public transportation by commuter rail, and
11 related public transportation facilities;

12 (ii) public transportation other than by commuter rail
13 which is required in order to comply with federal or State
14 laws and regulations, and related public transportation
15 facilities; and

16 (iii) public transportation other than by commuter
17 rail provided by the Suburban Bus Division pursuant to
18 contract with the County or other governmental entity
19 therein, and related public transportation facilities.

20 (b) The termination of the powers of the Authority and the
21 Suburban Bus Division referred to in paragraph (a) of this
22 Section with respect to any County shall occur on approval of
23 the referendum by the electors provided on or prior to the date
24 of such termination, such County shall have:

25 (i) assumed the obligations of the Authority under all
26 laws, federal or State, and all contracts with respect to

1 public transportation or public transportation facilities
2 in such County, which statutory or contractual obligations
3 extend beyond the termination date provided for in
4 accordance with paragraph (c) of this Section provided that
5 such obligations shall not be deemed to include any
6 indebtedness of the Authority for borrowed money;

7 (ii) agreed to indemnify and hold harmless the
8 Authority against any and all claims, actions and
9 liabilities arising out of or in connection with the
10 termination of the Authority's powers and functions
11 pursuant to paragraph (a) of this Section; and

12 (iii) taken or caused to be taken all necessary actions
13 and fulfilled or caused to be fulfilled all requirements
14 under federal and State laws, rules and regulations with
15 respect to such termination and any related transfers of
16 assets or liabilities of the Authority. A County may, by
17 mutual agreement with the Authority, permit the Authority
18 to fulfill one or more contracts which by their terms
19 extend beyond the termination date provided for in
20 accordance with paragraph (c) of this Section, in which
21 case the powers and functions of the Authority in that
22 County shall survive only to the extent deemed necessary by
23 the Authority to fulfill said contract or contracts. The
24 satisfaction of the requirements provided for in this
25 paragraph shall be evidenced in such manner as the
26 Authority may require.

1 (c) Following an election to terminate the powers of the
2 Authority and the Suburban Bus Division at a referendum held
3 under paragraph (a) of this Section the County Board shall
4 notify the Authority of the results of the referendum which
5 notice shall specify a termination date, which is the last day
6 of the calendar month, but no earlier than December 31, 1984.
7 Unless the termination date is extended by mutual agreement
8 between the County and the Authority, the termination of the
9 powers and functions of the Authority in the County shall occur
10 at midnight on the termination date, provided that the
11 requirements of this Section have been met.

12 (d) The proceeds of taxes imposed by the Authority under
13 Sections 4.03 and 4.03.1 collected after the termination date
14 within a County wherein the powers of the Authority and the
15 Suburban Bus Division have been terminated under this Section
16 shall be provided by the Authority to the Commuter Rail
17 Division Board to support services under the jurisdiction of
18 the Commuter Rail Division Board which are attributable to that
19 County, as determined by the Regional Transportation Authority
20 Board ~~Commuter Rail Board~~. Any proceeds which are in excess of
21 that necessary to support such services shall be paid by the
22 Authority to that County to be expended for general
23 transportation purposes in accordance with law. If no services
24 under the jurisdiction of the Commuter Rail Division Board are
25 provided in a County wherein the powers of the Authority have
26 been terminated under this Section, all proceeds of taxes

1 imposed by the Authority in the County shall be paid by the
2 Authority to the County to be expended for general
3 transportation purposes in accordance with law. The Authority
4 or the Suburban Bus Division has no obligation to see that the
5 funds expended under this paragraph by the County are spent for
6 general transportation purposes in accordance with law.

7 (Source: P.A. 83-885; 83-886.)

8 (70 ILCS 3615/3A.03 rep.)

9 (70 ILCS 3615/3A.04 rep.)

10 (70 ILCS 3615/3A.06 rep.)

11 (70 ILCS 3615/3A.07 rep.)

12 (70 ILCS 3615/3B.03 rep.)

13 (70 ILCS 3615/3B.04 rep.)

14 (70 ILCS 3615/3B.06 rep.)

15 (70 ILCS 3615/3B.07 rep.)

16 Section 40. The Regional Transportation Authority Act is
17 amended by repealing Sections 3A.03, 3A.04, 3A.06, 3A.07,
18 3B.03, 3B.04, 3B.06, and 3B.07.

19 Section 99. Effective date. This Act takes effect January
20 1, 2021.

	INDEX	
	Statutes amended in order of appearance	
1		
2		
3	5 ILCS 120/2	from Ch. 102, par. 42
4	5 ILCS 375/2.6 rep.	
5	5 ILCS 375/2.7 rep.	
6	20 ILCS 2712/5-5	
7	65 ILCS 5/11-122.2-1	from Ch. 24, par. 11-122.2-1
8	70 ILCS 3605/2	from Ch. 111 2/3, par. 302
9	70 ILCS 3605/3	from Ch. 111 2/3, par. 303
10	70 ILCS 3605/9a	from Ch. 111 2/3, par. 309a
11	70 ILCS 3605/12a	from Ch. 111 2/3, par. 312a
12	70 ILCS 3605/12b	from Ch. 111 2/3, par. 312b
13	70 ILCS 3605/12c	
14	70 ILCS 3605/19	from Ch. 111 2/3, par. 319
15	70 ILCS 3605/24	from Ch. 111 2/3, par. 324
16	70 ILCS 3605/27	from Ch. 111 2/3, par. 327
17	70 ILCS 3605/27a	from Ch. 111 2/3, par. 327a
18	70 ILCS 3605/28	from Ch. 111 2/3, par. 328
19	70 ILCS 3605/28a	from Ch. 111 2/3, par. 328a
20	70 ILCS 3605/30	from Ch. 111 2/3, par. 330
21	70 ILCS 3605/34	from Ch. 111 2/3, par. 334
22	70 ILCS 3605/4 rep.	
23	70 ILCS 3605/6.1 rep.	
24	70 ILCS 3605/9b rep.	
25	70 ILCS 3605/20 rep.	

1	70 ILCS 3605/21 rep.	
2	70 ILCS 3605/22 rep.	
3	70 ILCS 3605/23 rep.	
4	70 ILCS 3605/28d rep.	
5	70 ILCS 3605/44 rep.	
6	70 ILCS 3615/1.03	from Ch. 111 2/3, par. 701.03
7	70 ILCS 3615/1.06 new	
8	70 ILCS 3615/2.01	from Ch. 111 2/3, par. 702.01
9	70 ILCS 3615/2.01a	
10	70 ILCS 3615/2.01b	
11	70 ILCS 3615/2.01c	
12	70 ILCS 3615/2.01d	
13	70 ILCS 3615/2.01e	
14	70 ILCS 3615/2.20	from Ch. 111 2/3, par. 702.20
15	70 ILCS 3615/2.21	from Ch. 111 2/3, par. 702.21
16	70 ILCS 3615/2.30	
17	70 ILCS 3615/3.01	from Ch. 111 2/3, par. 703.01
18	70 ILCS 3615/3.04	from Ch. 111 2/3, par. 703.04
19	70 ILCS 3615/3.08	from Ch. 111 2/3, par. 703.08
20	70 ILCS 3615/3A.01	from Ch. 111 2/3, par. 703A.01
21	70 ILCS 3615/3A.02	from Ch. 111 2/3, par. 703A.02
22	70 ILCS 3615/3A.05	from Ch. 111 2/3, par. 703A.05
23	70 ILCS 3615/3A.09	from Ch. 111 2/3, par. 703A.09
24	70 ILCS 3615/3A.10	from Ch. 111 2/3, par. 703A.10
25	70 ILCS 3615/3A.11	from Ch. 111 2/3, par. 703A.11
26	70 ILCS 3615/3A.12	from Ch. 111 2/3, par. 703A.12

1 70 ILCS 3615/3A.14 from Ch. 111 2/3, par. 703A.14
2 70 ILCS 3615/3A.15
3 70 ILCS 3615/3A.16
4 70 ILCS 3615/3A.17
5 70 ILCS 3615/3A.18
6 70 ILCS 3615/3B.01 from Ch. 111 2/3, par. 703B.01
7 70 ILCS 3615/3B.02 from Ch. 111 2/3, par. 703B.02
8 70 ILCS 3615/3B.05 from Ch. 111 2/3, par. 703B.05
9 70 ILCS 3615/3B.09 from Ch. 111 2/3, par. 703B.09
10 70 ILCS 3615/3B.10 from Ch. 111 2/3, par. 703B.10
11 70 ILCS 3615/3B.11 from Ch. 111 2/3, par. 703B.11
12 70 ILCS 3615/3B.12 from Ch. 111 2/3, par. 703B.12
13 70 ILCS 3615/3B.13 from Ch. 111 2/3, par. 703B.13
14 70 ILCS 3615/3B.14
15 70 ILCS 3615/3B.15
16 70 ILCS 3615/3B.26
17 70 ILCS 3615/Art. III-C
18 heading new
19 70 ILCS 3615/3C.05 new
20 70 ILCS 3615/4.01 from Ch. 111 2/3, par. 704.01
21 70 ILCS 3615/4.02b
22 70 ILCS 3615/4.03.3
23 70 ILCS 3615/4.04 from Ch. 111 2/3, par. 704.04
24 70 ILCS 3615/4.11 from Ch. 111 2/3, par. 704.11
25 70 ILCS 3615/4.15
26 70 ILCS 3615/5.05 from Ch. 111 2/3, par. 705.05

- 1 70 ILCS 3615/3A.03 rep.
- 2 70 ILCS 3615/3A.04 rep.
- 3 70 ILCS 3615/3A.06 rep.
- 4 70 ILCS 3615/3A.07 rep.
- 5 70 ILCS 3615/3B.03 rep.
- 6 70 ILCS 3615/3B.04 rep.
- 7 70 ILCS 3615/3B.06 rep.
- 8 70 ILCS 3615/3B.07 rep.