

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 Bi-State Development Agency Act is amended
5 by changing Section 2 and adding Section 10 as follows:

6 (45 ILCS 105/2) (from Ch. 127, par. 63s-2)

7 Sec. 2. (a) Of the Commissioners first appointed one shall
8 be appointed to serve for a term of one year, one for two
9 years, one for three years, one for four years and one for five
10 years from the third Monday in January following his
11 appointment. Beginning with the appointment to be filled in
12 January of 2004, and the expiration of each term of each
13 commissioner thereafter, and each succeeding commissioner
14 thereafter, the Chairman of the County Board of the County of
15 Madison or the County of St. Clair, as the case may be, shall,
16 by and with the advice and consent of the respective County
17 Board, appoint a successor who shall hold office for a term of
18 five years. Each commissioner shall hold office until his
19 successor has been appointed and qualified. The commissioners
20 shall elect a chairman of the Illinois delegation annually from
21 among themselves.

22 (b) The Chairman of the County Board of St. Clair County
23 shall appoint a commissioner for the term expiring in January,

1 2004 and in the following year the Chairman of the County Board
2 of Madison County shall appoint a commissioner for the term
3 expiring in January of that year. Successive appointments shall
4 alternate between the Chairman of the St. Clair County Board
5 and the Chairman of the Madison County Board, except as may be
6 modified by the provisions of subsection (c).

7 (c) In the event that a tax has been imposed in Monroe
8 County consistent with the provisions of Section 5.01 of the
9 Local Mass Transit District Act, the Chairman of the Monroe
10 County Board shall, upon the expiration of the term of a
11 commissioner who is a resident of the County in which 3 of the
12 then remaining commissioners reside, appoint a commissioner
13 with the advice and consent of the Monroe County Board. The
14 commissioner appointed by the Monroe County Board shall hold
15 office for a term of 5 years and a successor shall be appointed
16 by the chairman of the Monroe County Board, with the advice and
17 consent of the Monroe County Board. The appointments of the 4
18 remaining commissioners shall then continue to alternate
19 between St. Clair and Madison County so that each County shall
20 continue to retain the appointments of 2 commissioners. To the
21 extent that this subsection (c) conflicts with any other
22 provision of this Section or Section 3, the provisions of this
23 subsection (c) control.

24 (d) A county authorized to appoint commissioners that does
25 not contract for light rail service with the Bi-State
26 Development Agency and does not pay for that service in part

1 with county-generated revenue shall be limited to one
2 commissioner. When the term of an existing commissioner expires
3 from the county without light rail service and there is another
4 commissioner from that county serving an unexpired term, the
5 commissioner leaving shall be replaced by an appointee from a
6 county contracting for light rail service; this process shall
7 continue until the county without light rail service has only
8 one commissioner. At that point, that one commissioner will
9 continue to be appointed as previously authorized by this Act.

10 (Source: P.A. 93-432, eff. 6-1-04.)

11 (45 ILCS 105/10 new)

12 Sec. 10. Urbanized Area Formula Funding program; Madison
13 Mass Transit District.

14 (a) As used in this Section:

15 "Agency" means the Bi-State Development Agency.

16 "District" means the Madison Mass Transit District.

17 "Federal formula" means the Urbanized Area Formula Funding
18 program under 49 USC 5307.

19 (b) The Agency shall pass through to the District on an
20 annual basis the amount of federal formula assistance equal to
21 100% of the Alton/Wood River urbanized area formula allocation
22 as capital assistance, on the basis that the District is the
23 exclusive provider of public transit service in the Alton/Wood
24 River urbanized area with total responsibility for capital and
25 operating expenses to deliver such services. The District shall

1 be responsible for any obligations associated with the receipt
2 of these funds as required by the Federal Transit
3 Administration.

4 (c) The Agency shall pass through to the District 100% of
5 that portion of the federal formula funds allocation generated
6 to the St. Louis urbanized area as a result of the District's
7 filing of National Transit Database statistics for passengers
8 miles and revenue miles for those transportation services
9 operated and reported by the District, including motor bus,
10 demand response, and vanpool services, as defined by the
11 Federal Transit Administration. The Agency shall use the
12 Federal Transit Administration Unit Values of Data, published
13 annually in the Federal Register, to calculate this allocation
14 each year. The District shall be responsible for any
15 obligations associated with the receipt of these funds as
16 required by the Federal Transit Administration.

17 (d) The Agency shall retain the federal formula funds
18 allocated by the Federal Transit Administration to the region
19 on the basis of Madison County, Illinois population and
20 population density within the St. Louis urbanized area.
21 Additionally, the Agency shall retain those federal formula
22 funds allocated on the basis of regular fixed route and
23 seasonal services operated and reported by the Agency in the
24 St. Louis urbanized area. These revenues shall constitute the
25 total financial commitment and payment in full for:

26 (1) all claims, debts or obligations, rights,

1 liabilities, direct or indirect, made or asserted by the
2 Agency, arising out of any previous service agreements,
3 issues, or relationship between the District and the Agency
4 occurring on or before June 30, 2019; and

5 (2) any capital or operating subsidy for the MetroLink
6 Light Rail System, as currently configured or as may be
7 extended in the future. The Agency shall afford the
8 District's bus passengers and vehicles full access to the
9 MetroLink system without any additional fees or surcharges
10 above and beyond those fares typically charged residents of
11 the St. Clair County, the City of St. Louis, Missouri, or
12 St. Louis County, Missouri, for comparable distance trips,
13 subject to any agreement between the Agency and the
14 District existing on the effective date of this amendatory
15 Act of the 101st General Assembly, until such time
16 MetroLink is extended into Madison County.