



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004

Introduced 02/06/04, by Robert Rita

SYNOPSIS AS INTRODUCED:

605 ILCS 5/9-113.02 new

Amends the Illinois Highway Code. Provides that any agency or instrumentality of the State of Illinois may seek recovery for the cost of the repair or replacement of damaged or destroyed roadway property, including road safety equipment and emergency equipment, and related emergency service charges. Provides that depreciation may not be used as a factor in determining the cost of the damaged or destroyed roadway property for which recovery is sought. Effective immediately.

LRB093 18866 DRH 44601 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Highway Code is amended by adding
5 Section 9-113.02 as follows:

6 (605 ILCS 5/9-113.02 new)

7 Sec. 9-113.02. Damage to State-owned roadway property. Any
8 agency or instrumentality of the State of Illinois may seek
9 recovery for the cost of the repair or replacement of damaged
10 or destroyed roadway property, including related emergency
11 service charges. As used in this Section, "roadway property"
12 includes road safety equipment and emergency equipment.
13 Depreciation may not be used as a factor in determining the
14 cost of the damaged or destroyed roadway property for which
15 recovery is sought.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.