



Sen. Pamela J. Althoff

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09400HB0874sam002

LRB094 03595 HLH 57605 a

1 AMENDMENT TO HOUSE BILL 874

2 AMENDMENT NO. _____. Amend House Bill 874 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Transportation Law of the
5 Civil Administrative Code of Illinois is amended by adding
6 Section 2705-555.5 as follows:

7 (20 ILCS 2705/2705-555.5 new)

8 Sec. 2705-555.5. Lease of vacant land to unit of local
9 government or school district. If the Department owns vacant
10 land within a unit of local government, forest preserve
11 district, park district, or school district, the Department of
12 Transportation may enter into a lease agreement for a term of
13 one year with the unit of local government, forest preserve
14 district, park district, or the school district for use of the
15 vacant land. The lease agreement may be for less than fair
16 market value and must prohibit the unit of local government,
17 forest preserve district, park district, or school district
18 from erecting any permanent structure upon the property.

19 For the purposes of this Section, "permanent structure"
20 means any building that is not mobile.

21 Section 10. The Counties Code is amended by adding Section
22 5-1083.5 as follows:

1 (55 ILCS 5/5-1083.5 new)

2 Sec. 5-1083.5. Lease with Department of Transportation for
3 vacant lands. If the Department of Transportation owns vacant
4 land within a county, the county may enter into a lease
5 agreement with the Department for a term of one year for use of
6 the vacant land. The lease agreement may be for less than fair
7 market value and must prohibit the county from erecting any
8 permanent structure upon the property.

9 For the purposes of this Section, "permanent structure"
10 means any building that is not mobile.

11 Section 15. The Township Code is amended by adding Section
12 105-5.5 as follows:

13 (60 ILCS 1/105-5.5 new)

14 Sec. 105-5.5. Lease with Department of Transportation for
15 vacant lands. If the Department of Transportation owns vacant
16 land within a township, the township may enter into a lease
17 agreement with the Department for a term of one year for use of
18 the vacant land. The lease agreement may be for less than fair
19 market value and must prohibit the township from erecting any
20 permanent structure upon the property.

21 For the purposes of this Section, "permanent structure"
22 means any building that is not mobile.

23 Section 20. The Illinois Municipal Code is amended by
24 changing Section 11-55-2 and by adding Section 11-77-5 as
25 follows:

26 (65 ILCS 5/11-55-2) (from Ch. 24, par. 11-55-2)

27 Sec. 11-55-2. No municipality with a population of less
28 than 1,000,000, including a home rule unit, may increase the
29 fee for a license to own or operate a vending machine or to
30 dispense goods or services therefrom unless notice of a public

1 hearing on the matter has been given and such hearing has been
2 held. The amount of the increase annually shall not exceed the
3 greater of (i) \$25, (ii) the amount of the fee multiplied by
4 5%, or (iii) the amount of the fee multiplied by the percentage
5 increase in the Consumer Price Index for All Urban Consumers
6 for all items published by the United States Department of
7 Labor during the 12-month calendar year preceding the year in
8 which the fee is increased. Notice of the proposed increase
9 shall be mailed at least 30 days before the hearing to the last
10 known address of each person currently holding such a license.
11 It is declared to be the law of this State, pursuant to
12 paragraph (g) of Section 6 of Article VII of the Illinois
13 Constitution, that this Section ~~amendatory Act of 1986~~ is a
14 denial of the power of certain home rule units to increase
15 vending machine license fees without complying with the
16 requirements of this Section.

17 (Source: P.A. 84-1479.)

18 (65 ILCS 5/11-77-5 new)

19 Sec. 11-77-5. Lease with Department of Transportation for
20 vacant lands. If the Department of Transportation owns vacant
21 land within a municipality, the municipality may enter into a
22 lease agreement with the Department for a term of one year for
23 use of the vacant land. The lease agreement may be for less
24 than fair market value and must prohibit the municipality from
25 erecting any permanent structure upon the property.

26 For the purposes of this Section, "permanent structure"
27 means any building that is not mobile.

28 Section 22. The Downstate Forest Preserve District Act is
29 amended by adding Section 6f as follows:

30 (70 ILCS 805/6f new)

31 Sec. 6f. Lease with Department of Transportation for vacant

1 lands. If the Department of Transportation owns vacant land
2 within a forest preserve district, the forest preserve district
3 may enter into a lease agreement with the Department for a term
4 of one year for use of the vacant land. The lease agreement may
5 be for less than fair market value and must prohibit the forest
6 preserve district from erecting any permanent structure upon
7 the property.

8 For the purposes of this Section, "permanent structure"
9 means any building that is not mobile.

10 Section 23. The Cook County Forest Preserve District Act is
11 amended by adding Section 39.1 as follows:

12 (70 ILCS 810/39.1 new)

13 Sec. 39.1. Lease with Department of Transportation for
14 vacant lands. If the Department of Transportation owns vacant
15 land within a forest preserve district, the forest preserve
16 district may enter into a lease agreement with the Department
17 for a term of one year for use of the vacant land. The lease
18 agreement may be for less than fair market value and must
19 prohibit the forest preserve district from erecting any
20 permanent structure upon the property.

21 For the purposes of this Section, "permanent structure"
22 means any building that is not mobile.

23 Section 25. The Park District Code is amended by adding
24 Section 8-12a as follows:

25 (70 ILCS 1205/8-12a new)

26 Sec. 8-12a. Leases with Department of Transportation for
27 vacant lands. If the Department of Transportation owns vacant
28 land within a park district, the park district may enter into a
29 lease agreement with the Department for a term of one year for
30 use of the vacant land. The lease agreement may be for less

1 than fair market value and must prohibit the park district from
2 erecting any permanent structure upon the property.

3 For the purposes of this Section, "permanent structure"
4 means any building that is not mobile.

5 Section 30. The School Code is amended by adding Section
6 10-22-12a as follows:

7 (105 ILCS 5/10-22-12a new)

8 Sec. 10-22-12a. Leases with Department of Transportation
9 for vacant lands. If the Department of Transportation owns
10 vacant land within a school district, the school district may
11 enter into a lease agreement with the Department for a term of
12 one year for use of the vacant land. The lease agreement may be
13 for less than fair market value and must prohibit the school
14 district from erecting any permanent structure upon the
15 property.

16 For the purposes of this Section, "permanent structure"
17 means any building that is not mobile.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."