



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB1935

Introduced 2/23/2007, by Rep. Robert Rita

SYNOPSIS AS INTRODUCED:

605 ILCS 10/19

from Ch. 121, par. 100-19

Amends the Toll Highway Act. Provides that the Illinois State Toll Highway Authority shall provide that vehicles owned or operated by the Suburban Bus Division of the Regional Transportation Authority to transport passengers for hire are exempt from paying tolls for operation on highways under the Authority's jurisdiction. Provides that the provision allowing the vehicles to use the Toll Highway System without payment of tolls shall not be applied in a manner that impairs the rights of the holders of bonds issued by the Authority.

LRB095 03904 DRH 27172 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Toll Highway Act is amended by changing
5 Section 19 as follows:

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

7 Sec. 19. The Authority shall fix and revise from time to
8 time, tolls or charges or rates for the privilege of using each
9 of the toll highways constructed pursuant to this Act. Such
10 tolls shall be so fixed and adjusted at rates calculated to
11 provide the lowest reasonable toll rates that will provide
12 funds sufficient with other revenues of the Authority to pay,
13 (a) the cost of the construction of a toll highway authorized
14 by joint resolution of the General Assembly pursuant to Section
15 14.1 and the reconstruction, major repairs or improvements of
16 toll highways, (b) the cost of maintaining, repairing,
17 regulating and operating the toll highways including only the
18 necessary expenses of the Authority, and (c) the principal of
19 all bonds, interest thereon and all sinking fund requirements
20 and other requirements provided by resolutions authorizing the
21 issuance of the bonds as they shall become due. In fixing toll
22 rates pursuant to this Section and subsection (c) of Section 10
23 of this Act, the Authority shall take into account the effect

1 of the provisions of this Section permitting the use of the
2 toll highway system without payment of tolls on the ability of
3 the Authority to comply with the covenants of the Authority
4 contained in the resolutions and trust indentures authorizing
5 the issuance of Bonds of the Authority. No provision permitting
6 the use of the toll highway system without payment of tolls
7 after the date of this amendatory act of the 95th General
8 Assembly shall be applied in a manner that impairs the rights
9 of bondholders pursuant to any resolution or trust indentures
10 authorizing the issuance of bonds of the Authority. The use and
11 disposition of any sinking or reserve fund shall be subject to
12 such regulation as may be provided in the resolution or trust
13 indenture authorizing the issuance of the bonds. Subject to the
14 provisions of any resolution or trust indenture authorizing the
15 issuance of bonds any moneys in any such sinking fund in excess
16 of an amount equal to one year's interest on the bonds then
17 outstanding secured by such sinking fund may be applied to the
18 purchase or redemption of bonds. All such bonds so redeemed or
19 purchased shall forthwith be cancelled and shall not again be
20 issued. No person shall be permitted to use any toll highway
21 without paying the toll established under this Section except
22 when on official Toll Highway Authority business which includes
23 police and other emergency vehicles. However, any law
24 enforcement agency vehicle, fire department vehicle, or other
25 emergency vehicle that is plainly marked shall not be required
26 to pay a toll to use a toll highway. A law enforcement, fire

1 protection, or emergency services officer driving a law
2 enforcement, fire protection, or emergency services agency
3 vehicle that is not plainly marked must present an Official
4 Permit Card which the law enforcement, fire protection, or
5 emergency services officer receives from his or her law
6 enforcement, fire protection, or emergency services agency in
7 order to use a toll highway without paying the toll. A law
8 enforcement, fire protection, or emergency services agency
9 must apply to the Authority to receive a permit, and the
10 Authority shall adopt rules for the issuance of a permit, that
11 allows all law enforcement, fire protection, or emergency
12 services agency vehicles of the law enforcement, fire
13 protection, or emergency services agency that are not plainly
14 marked to use any toll highway without paying the toll
15 established under this Section. The Authority shall maintain in
16 its office a list of all persons that are authorized to use any
17 toll highway without charge when on official business of the
18 Authority and such list shall be open to the public for
19 inspection. In recognition of the unique role of the Suburban
20 Bus Division of the Regional Transportation Authority in
21 providing effective transportation in the Authority's service
22 region and to give effect to the exemption set forth in
23 subsection (b) of Section 2.06 of the Regional Transportation
24 Authority Act, a vehicle owned or operated by the Suburban Bus
25 Division of the Regional Transportation Authority that is being
26 used to transport passengers for hire may use any toll highway

1 without paying the toll.

2 Among other matters, this amendatory Act of 1990 is
3 intended to clarify and confirm the prior intent of the General
4 Assembly to allow toll revenues from the toll highway system to
5 be used to pay a portion of the cost of the construction of the
6 North-South Toll Highway authorized by Senate Joint Resolution
7 122 of the 83rd General Assembly in 1984.

8 (Source: P.A. 90-152, eff. 7-23-97.)