

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 the  
22 toll rates pursuant to this Section 19 and Section 10(c) of  
23 this Act, the Authority shall take into account the effect of

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

1 system, or other emergency vehicle that is plainly marked shall  
2 not be required to pay a toll to use a toll highway. A law  
3 enforcement, fire protection, or emergency services officer  
4 driving a law enforcement, fire protection, ~~or~~ emergency  
5 services agency vehicle, or public or private ambulance service  
6 vehicle engaging in the performance of emergency services or  
7 duties that is not plainly marked must present an Official  
8 Permit Card which the law enforcement, fire protection, or  
9 emergency services officer receives from his or her law  
10 enforcement, fire protection, ~~or~~ emergency services agency, or  
11 public or private ambulance service in order to use a toll  
12 highway without paying the toll. A law enforcement, fire  
13 protection, ~~or~~ emergency services agency, or public or private  
14 ambulance service engaging in the performance of emergency  
15 services or duties must apply to the Authority to receive a  
16 permit, and the Authority shall adopt rules for the issuance of  
17 a permit, that allows public or private ambulance service  
18 vehicles engaged in the performance of emergency services or  
19 duties that necessitate the use of the toll highway system and  
20 all law enforcement, fire protection, or emergency services  
21 agency vehicles of the law enforcement, fire protection, or  
22 emergency services agency ~~that are not plainly marked~~ to use  
23 any toll highway without paying the toll established under this  
24 Section. The Authority shall maintain in its office a list of  
25 all persons that are authorized to use any toll highway without  
26 charge when on official business of the Authority and such list

1 shall be open to the public for inspection. In recognition of  
2 the unique role of the Suburban Bus Division of the Regional  
3 Transportation Authority in providing effective transportation  
4 in the Authority's service region and to give effect to the  
5 exemption set forth in subsection (b) of Section 2.06 of the  
6 Regional Transportation Authority Act, a vehicle owned or  
7 operated by the Suburban Bus Division of the Regional  
8 Transportation Authority that is being used to transport  
9 passengers for hire may use any toll highway without paying the  
10 toll.

11 Among other matters, this amendatory Act of 1990 is  
12 intended to clarify and confirm the prior intent of the General  
13 Assembly to allow toll revenues from the toll highway system to  
14 be used to pay a portion of the cost of the construction of the  
15 North-South Toll Highway authorized by Senate Joint Resolution  
16 122 of the 83rd General Assembly in 1984.

17 (Source: P.A. 95-327, eff. 1-1-08.)