



Rep. Sandra M. Pihos

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09700HB4691ham001

LRB097 17663 HEP 66635 a

1 AMENDMENT TO HOUSE BILL 4691

2 AMENDMENT NO. _____. Amend House Bill 4691 by replacing
3 everything after the enacting clause with the following:

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,

1 regulating and operating the toll highways including only the
2 necessary expenses of the Authority, and (c) the principal of
3 all bonds, interest thereon and all sinking fund requirements
4 and other requirements provided by resolutions authorizing the
5 issuance of the bonds as they shall become due. In fixing the
6 toll rates pursuant to this Section 19 and Section 10(c) of
7 this Act, the Authority shall take into account the effect of
8 the provisions of this Section 19 permitting the use of the
9 toll highway system without payment of the covenants of the
10 Authority contained in the resolutions and trust indentures
11 authorizing the issuance of bonds of the Authority. No such
12 provision permitting the use of the toll highway system without
13 payment of tolls after the date of this amendatory Act of the
14 95th General Assembly shall be applied in a manner that impairs
15 the rights of bondholders pursuant to any resolution or trust
16 indentures authorizing the issuance of bonds of the Authority.
17 The use and disposition of any sinking or reserve fund shall be
18 subject to such regulation as may be provided in the resolution
19 or trust indenture authorizing the issuance of the bonds.
20 Subject to the provisions of any resolution or trust indenture
21 authorizing the issuance of bonds any moneys in any such
22 sinking fund in excess of an amount equal to one year's
23 interest on the bonds then outstanding secured by such sinking
24 fund may be applied to the purchase or redemption of bonds. All
25 such bonds so redeemed or purchased shall forthwith be
26 cancelled and shall not again be issued. No person shall be

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

1 all law enforcement, fire protection, or emergency services
2 agency vehicles of the law enforcement, fire protection, or
3 emergency services agency ~~that are not plainly marked~~ to use
4 any toll highway without paying the toll established under this
5 Section. The Authority shall maintain in its office a list of
6 all persons that are authorized to use any toll highway without
7 charge when on official business of the Authority and such list
8 shall be open to the public for inspection. In recognition of
9 the unique role of the Suburban Bus Division of the Regional
10 Transportation Authority in providing effective transportation
11 in the Authority's service region and to give effect to the
12 exemption set forth in subsection (b) of Section 2.06 of the
13 Regional Transportation Authority Act, a vehicle owned or
14 operated by the Suburban Bus Division of the Regional
15 Transportation Authority that is being used to transport
16 passengers for hire may use any toll highway without paying the
17 toll.

18 Among other matters, this amendatory Act of 1990 is
19 intended to clarify and confirm the prior intent of the General
20 Assembly to allow toll revenues from the toll highway system to
21 be used to pay a portion of the cost of the construction of the
22 North-South Toll Highway authorized by Senate Joint Resolution
23 122 of the 83rd General Assembly in 1984.

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