



Rep. Al Riley

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09800HB2453ham001

LRB098 10097 OMW 44523 a

1 AMENDMENT TO HOUSE BILL 2453

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2453 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Regional Transportation Authority Act is  
5 amended by changing Section 3B.10 as follows:

6 (70 ILCS 3615/3B.10) (from Ch. 111 2/3, par. 703B.10)

7 Sec. 3B.10. Budget and Program. The Commuter Rail Board,  
8 subject to the powers of the Authority in Section 4.11, shall  
9 control the finances of the Division. It shall by ordinance  
10 appropriate money to perform the Division's purposes and  
11 provide for payment of debts and expenses of the Division. Each  
12 year the Commuter Rail Board shall prepare and publish a  
13 comprehensive annual budget and proposed five-year capital  
14 program document, and a financial plan for the two years  
15 thereafter describing the state of the Division and presenting  
16 for the forthcoming fiscal year and the two following years the

1 Commuter Rail Board's plans for such operations and capital  
2 expenditures as the Commuter Rail Board intends to undertake  
3 and the means by which it intends to finance them. The proposed  
4 budget, financial plan, and five-year capital program shall be  
5 based on the Authority's estimate of funds to be made available  
6 to the Commuter Rail Board by or through the Authority and  
7 shall conform in all respects to the requirements established  
8 by the Authority. The proposed budget, financial plan, and  
9 five-year capital program shall contain a statement of the  
10 funds estimated to be on hand at the beginning of the fiscal  
11 year, the funds estimated to be received from all sources for  
12 such year and the funds estimated to be on hand at the end of  
13 such year. The fiscal year of the Division shall be the same as  
14 the fiscal year of the Authority.

15 Before the proposed budget, financial plan, and five-year  
16 capital program are submitted to the Authority, the Commuter  
17 Rail Board shall hold at least one public hearing thereon in  
18 each of the counties in the metropolitan region in which the  
19 Division provides service. The Commuter Rail Board shall hold  
20 at least one meeting for consideration of the proposed budget,  
21 financial plan, and five-year capital plan with the county  
22 board of each of the several counties in the metropolitan  
23 region in which the Division provides service. In addition, the  
24 Mass Transit Committee in the House of Representatives and the  
25 Transportation Committee in the Senate shall each hold a public  
26 hearing regarding any increases in the revenue recovery ratio

1 and any increases in Commuter Rail Board fares or charges.  
2 Notice of the public hearings shall be given at least 20 days  
3 prior to the hearings. Notice shall be given by public  
4 advertisement in a newspaper of general circulation in the  
5 metropolitan region, shall state the date, time, and place of  
6 the hearings, and shall contain a description of the proposed  
7 increase. The notice shall also specify how interested persons  
8 may obtain copies of any reports, resolutions, or certificates  
9 describing the basis upon which any increases were calculated.

10 After conducting such hearings and holding such meetings  
11 and after making such changes in the proposed budget, financial  
12 plan, and five-year capital plan as the Commuter Rail Board  
13 deems appropriate, the board shall adopt its annual budget  
14 ordinance at least by November 15 next preceding the beginning  
15 of each fiscal year. The budget, financial plan, and five-year  
16 capital program shall then be submitted to the Authority as  
17 provided in Section 4.11. In the event that the Board of the  
18 Authority determines that the budget and program, and financial  
19 plan do not meet the standards of Section 4.11, the Commuter  
20 Rail Board shall make such changes as are necessary to meet  
21 such requirements and adopt an amended budget ordinance. The  
22 amended budget ordinance shall be resubmitted to the Authority  
23 pursuant to Section 4.11. The ordinance shall appropriate such  
24 sums of money as are deemed necessary to defray all necessary  
25 expenses and obligations of the Division, specifying purposes  
26 and the objects or programs for which appropriations are made

1 and the amount appropriated for each object or program.  
2 Additional appropriations, transfers between items and other  
3 changes in such ordinance which do not alter the basis upon  
4 which the balanced budget determination was made by the Board  
5 of the Authority may be made from time to time by the Commuter  
6 Rail Board.

7 The budget shall:

8 (i) show a balance between (A) anticipated revenues  
9 from all sources including operating subsidies and (B) the  
10 costs of providing the services specified and of funding  
11 any operating deficits or encumbrances incurred in prior  
12 periods, including provision for payment when due of  
13 principal and interest on outstanding indebtedness;

14 (ii) show cash balances including the proceeds of any  
15 anticipated cash flow borrowing sufficient to pay with  
16 reasonable promptness all costs and expenses as incurred;

17 (iii) provide for a level of fares or charges for the  
18 public transportation provided by or subject to the  
19 jurisdiction of such Commuter Rail Board sufficient to  
20 allow the Commuter Rail Board to meet its required system  
21 generated revenue recovery ratio;

22 (iv) be based upon and employ assumptions and  
23 projections which the Board of the Authority finds to be  
24 reasonable and prudent;

25 (v) have been prepared in accordance with sound  
26 financial practices as determined by the Board of the

1 Authority;

2 (vi) meet such other uniform financial, budgetary, or  
3 fiscal requirements that the Board of the Authority may by  
4 rule or regulation establish; and

5 (vii) be consistent with the goals and objectives  
6 adopted by the Regional Transportation Authority in the  
7 Strategic Plan.

8 (Source: P.A. 95-708, eff. 1-18-08.)

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.".