



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB4786

by Rep. Robert Rita

SYNOPSIS AS INTRODUCED:

605 ILCS 10/9.5

Amends the Toll Highway Act. Provides that if there is a conflict between state and federal law or regulations regarding the Illinois State Toll Highway Authority's ability to pay relocation costs to persons displaced by the Authority's exercise of eminent domain powers, the Authority shall use whichever law or regulation provides the highest payment limit. Effective immediately.

LRB098 15929 MLW 50976 b

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 9.5 as follows:

6 (605 ILCS 10/9.5)

7 Sec. 9.5. Acquisition by purchase or by condemnation. The
8 Authority is authorized to acquire by purchase or by
9 condemnation, in the manner provided for the exercise of the
10 power of eminent domain under the Eminent Domain Act, any and
11 all lands, buildings, and grounds necessary or convenient for
12 its authorized purpose. The Authority shall comply with the
13 federal Uniform Relocation Assistance and Real Property
14 Acquisition Policies Act, Public Law 91-646, as amended, and
15 the implementing regulations in 49 CFR Part 24 and is
16 authorized to operate a relocation program and to pay
17 relocation costs. If there is a conflict between the provisions
18 of this amendatory Act of 1998 and the provisions of the
19 federal law or regulations, however, the provisions of this
20 amendatory Act of 1998 shall control with the exception that
21 the Authority shall use whichever law or regulation provides
22 the highest payment limit. The Authority is authorized to
23 exceed the maximum payment limits of the federal Uniform

1 Relocation Assistance and Real Property Acquisition Policies
2 Act when necessary to ensure the provision of decent, safe, or
3 sanitary housing, or to secure a suitable relocation site. The
4 Authority may not adopt rules to implement the federal law or
5 regulations referenced in this Section unless those rules have
6 received the prior approval of the Joint Committee on
7 Administrative Rules.

8 (Source: P.A. 94-1055, eff. 1-1-07.)

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