



Sen. Thomas Cullerton

**Filed: 3/14/2014**

09800SB2610sam001

LRB098 14554 JLK 56337 a

1 AMENDMENT TO SENATE BILL 2610

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2610 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Department of Transportation Law of the  
5 Civil Administrative Code of Illinois is amended by changing  
6 Section 2705-305 as follows:

7 (20 ILCS 2705/2705-305)

8 Sec. 2705-305. Grants for mass transportation.

9 (a) For the purpose of mass transportation grants and  
10 contracts, the following definitions apply:

11 "Carrier" means any corporation, authority, partnership,  
12 association, person, or district authorized to provide mass  
13 transportation within the State.

14 "District" means all of the following:

15 (i) Any district created pursuant to the Local Mass  
16 Transit District Act.

1           (ii) The Authority created pursuant to the  
2 Metropolitan Transit Authority Act.

3           (iii) Any authority, commission, or other entity that  
4 by virtue of an interstate compact approved by Congress is  
5 authorized to provide mass transportation.

6           (iv) The Authority created pursuant to the Regional  
7 Transportation Authority Act.

8 "Facilities" comprise all real and personal property used  
9 in or appurtenant to a mass transportation system, including  
10 parking lots.

11 "Mass transportation" means transportation provided within  
12 the State of Illinois by rail, bus, or other conveyance and  
13 available to the general public on a regular and continuing  
14 basis, including the transportation of handicapped or elderly  
15 persons as provided more specifically in Section 2705-310.

16 "Unit of local government" means any city, village,  
17 incorporated town, or county.

18 (b) Grants may be made to units of local government,  
19 districts, and carriers for the acquisition, construction,  
20 extension, reconstruction, and improvement of mass  
21 transportation facilities. Grants shall be made upon the terms  
22 and conditions that in the judgment of the Secretary are  
23 necessary to ensure their proper and effective utilization.

24 (c) The Department shall make grants under this Law in a  
25 manner designed, so far as is consistent with the maintenance  
26 and development of a sound mass transportation system within

1 the State, to: (i) maximize federal funds for the assistance of  
2 mass transportation in Illinois under the Federal Transit Act  
3 and other federal Acts; (ii) facilitate the movement of persons  
4 who because of age, economic circumstance, or physical  
5 infirmity are unable to drive; (iii) contribute to an improved  
6 environment through the reduction of air, water, and noise  
7 pollution; and (iv) reduce traffic congestion.

8 (d) The Secretary shall establish procedures for making  
9 application for mass transportation grants. The procedures  
10 shall provide for public notice of all applications and give  
11 reasonable opportunity for the submission of comments and  
12 objections by interested parties. The procedures shall be  
13 designed with a view to facilitating simultaneous application  
14 for a grant to the Department and to the federal government.

15 (e) Grants may be made for mass transportation projects as  
16 follows:

17 (1) In an amount not to exceed 100% of the nonfederal  
18 share of projects for which a federal grant is made.

19 (2) In an amount not to exceed 100% of the net project  
20 cost for projects for which a federal grant is not made.

21 (3) In an amount not to exceed five-sixths of the net  
22 project cost for projects essential for the maintenance of  
23 a sound transportation system and eligible for federal  
24 assistance for which a federal grant application has been  
25 made but a federal grant has been delayed. If and when a  
26 federal grant is made, the amount in excess of the

1 nonfederal share shall be promptly returned to the  
2 Department.

3 In no event shall the Department make a grant that,  
4 together with any federal funds or funds from any other source,  
5 is in excess of 100% of the net project cost.

6 (f) Regardless of whether any funds are available under a  
7 federal grant, the Department shall not make a mass  
8 transportation grant unless the Secretary finds that the  
9 recipient has entered into an agreement with the Department in  
10 which the recipient agrees not to engage in school bus  
11 operations exclusively for the transportation of students and  
12 school personnel in competition with private school bus  
13 operators where those private school bus operators are able to  
14 provide adequate transportation, at reasonable rates, in  
15 conformance with applicable safety standards, provided that  
16 this requirement shall not apply to a recipient that operates a  
17 school system in the area to be served and operates a separate  
18 and exclusive school bus program for the school system.

19 (g) Grants may be made for mass transportation purposes  
20 with funds appropriated from the Build Illinois Bond Fund  
21 consistent with the specific purposes for which those funds are  
22 appropriated by the General Assembly. Grants under this  
23 subsection (g) are not subject to any limitations or conditions  
24 imposed upon grants by any other provision of this Section,  
25 except that the Secretary may impose the terms and conditions  
26 that in his or her judgment are necessary to ensure the proper

1 and effective utilization of the grants under this subsection.

2 (h) The Department may let contracts for mass  
3 transportation purposes and facilities for the purpose of  
4 reducing urban congestion funded in whole or in part with bonds  
5 described in subdivision (b)(1) of Section 4 of the General  
6 Obligation Bond Act, not to exceed \$75,000,000 in bonds.

7 (i) The Department may make grants to carriers, districts,  
8 and units of local government for the purpose of reimbursing  
9 them for providing reduced fares for mass transportation  
10 services for students, handicapped persons and the elderly.  
11 Grants shall be made upon the terms and conditions that in the  
12 judgment of the Secretary are necessary to ensure their proper  
13 and effective utilization.

14 (j) The Department may make grants to carriers, districts,  
15 and units of local government for costs of providing ADA  
16 paratransit service.

17 (k) Any funding the Department may provide to the Regional  
18 Transportation Authority or any of its Service Boards shall be  
19 distributed in the same manner as provided under Section 4.03.3  
20 of the Regional Transportation Authority Act.

21 (Source: P.A. 94-91, eff. 7-1-05.)

22 Section 99. Effective date. This Act takes effect upon  
23 becoming law."