

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Regional Transportation Authority Act is
5 amended by changing Section 3A.09 as follows:

6 (70 ILCS 3615/3A.09) (from Ch. 111 2/3, par. 703A.09)

7 Sec. 3A.09. General Powers. In addition to any powers
8 elsewhere provided to the Suburban Bus Board, it shall have all
9 of the powers specified in Section 2.20 of this Act except for
10 the powers specified in Section 2.20(a)(v). The Board shall
11 also have the power:

12 (a) to cooperate with the Regional Transportation
13 Authority in the exercise by the Regional Transportation
14 Authority of all the powers granted it by such Act;

15 (b) to receive funds from the Regional Transportation
16 Authority pursuant to Sections 2.02, 4.01, 4.02, 4.09 and
17 4.10 of the Regional Transportation Authority Act, all as
18 provided in the Regional Transportation Authority Act;

19 (c) to receive financial grants from the Regional
20 Transportation Authority or a Service Board, as defined in
21 the Regional Transportation Authority Act, upon such terms
22 and conditions as shall be set forth in a grant contract
23 between either the Division and the Regional

1 Transportation Authority or the Division and another
2 Service Board, which contract or agreement may be for such
3 number of years or duration as the parties agree, all as
4 provided in the Regional Transportation Authority Act;

5 (d) to perform all functions necessary for the
6 provision of paratransit services under Section 2.30 of
7 this Act; and

8 (e) to borrow money for the purposes of: (i)
9 constructing a new garage in the northwestern Cook County
10 suburbs ~~at an estimated cost of \$60,000,000,~~ (ii)
11 converting the South Cook garage in Markham to a Compressed
12 Natural Gas facility ~~at an estimated cost of \$12,000,000,~~
13 (iii) constructing a new paratransit garage in DuPage
14 County ~~at an estimated cost of \$25,000,000, and~~ (iv)
15 expanding the North Shore garage in Evanston to accommodate
16 additional indoor bus parking, and (v) purchasing new
17 transit buses ~~at an estimated cost of \$3,000,000.~~ For the
18 purpose of evidencing the obligation of the Suburban Bus
19 Board to repay any money borrowed as provided in this
20 subsection, the Suburban Bus Board may issue revenue bonds
21 from time to time pursuant to ordinance adopted by the
22 Suburban Bus Board, subject to the approval of the Regional
23 Transportation Authority of each such issuance by the
24 affirmative vote of 12 of its then Directors; provided that
25 the Suburban Bus Board may not issue bonds for the purpose
26 of financing the acquisition, construction, or improvement

1 of any facility other than those listed in this subsection
2 (e). All such bonds shall be payable solely from the
3 revenues or income or any other funds that the Suburban Bus
4 Board may receive, provided that the Suburban Bus Board may
5 not pledge as security for such bonds the moneys, if any,
6 that the Suburban Bus Board receives from the Regional
7 Transportation Authority pursuant to Section 4.03.3(f) of
8 the Regional Transportation Authority Act. The bonds shall
9 bear interest at a rate not to exceed the maximum rate
10 authorized by the Bond Authorization Act and shall mature
11 at such time or times not exceeding 25 years from their
12 respective dates. Bonds issued pursuant to this paragraph
13 must be issued with scheduled principal or mandatory
14 redemption payments in equal amounts in each fiscal year
15 over the term of the bonds, with the first principal or
16 mandatory redemption payment scheduled within the fiscal
17 year in which bonds are issued or within the next
18 succeeding fiscal year. At least 25%, based on total
19 principal amount, of all bonds authorized pursuant to this
20 Section shall be sold pursuant to notice of sale and public
21 bid. No more than 75%, based on total principal amount, of
22 all bonds authorized pursuant to this Section shall be sold
23 by negotiated sale. The maximum principal amount of the
24 bonds that may be issued may not exceed \$100,000,000. The
25 bonds shall have all the qualities of negotiable
26 instruments under the laws of this State. To secure the

1 payment of any or all of such bonds and for the purpose of
2 setting forth the covenants and undertakings of the
3 Suburban Bus Board in connection with the issuance thereof
4 and the issuance of any additional bonds payable from such
5 revenue or income as well as the use and application of the
6 revenue or income received by the Suburban Bus Board, the
7 Suburban Bus Board may execute and deliver a trust
8 agreement or agreements; provided that no lien upon any
9 physical property of the Suburban Bus Board shall be
10 created thereby. A remedy for any breach or default of the
11 terms of any such trust agreement by the Suburban Bus Board
12 may be by mandamus proceedings in any court of competent
13 jurisdiction to compel performance and compliance
14 therewith, but the trust agreement may prescribe by whom or
15 on whose behalf such action may be instituted. Under no
16 circumstances shall any bonds issued by the Suburban Bus
17 Board or any other obligation of the Suburban Bus Board in
18 connection with the issuance of such bonds be or become an
19 indebtedness or obligation of the State of Illinois, the
20 Regional Transportation Authority, or any other political
21 subdivision of or municipality within the State, nor shall
22 any such bonds or obligations be or become an indebtedness
23 of the Suburban Bus Board within the purview of any
24 constitutional limitation or provision, and it shall be
25 plainly stated on the face of each bond that it does not
26 constitute such an indebtedness or obligation but is

1 payable solely from the revenues or income as aforesaid.

2 (Source: P.A. 97-770, eff. 1-1-13.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.