

1 AN ACT in relation to highways.

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 10 as follows:

6 (605 ILCS 10/10) (from Ch. 121, par. 100-10)

7 Sec. 10. The Authority shall have power:

8 (a) To pass resolutions, make by-laws, rules and
9 regulations for the management, regulation and control of its
10 affairs, and to fix tolls, and to make, enact and enforce all
11 needful rules and regulations in connection with the
12 construction, operation, management, care, regulation or
13 protection of its property or any toll highways, constructed,
14 or reconstructed under this Act hereunder.

15 (a-5) To fix, assess, and collect civil fines for a
16 vehicle's operation on a toll highway without the required
17 toll having been paid. The Authority may establish by rule a
18 system of civil administrative adjudication to adjudicate
19 only alleged instances of a vehicle's operation on a toll
20 highway without the required toll having been paid, as
21 detected by the Authority's video surveillance system. Rules
22 establishing a system of civil administrative adjudication
23 must provide for written notice of the alleged violation and
24 an opportunity to be heard on the question of the violation
25 and must provide for the establishment of a toll-free
26 telephone number to receive inquiries concerning alleged
27 violations. Only civil fines may be imposed by
28 administrative adjudication. A fine may be imposed under
29 this paragraph only if a violation is established by a
30 preponderance of the evidence. Judicial review of all final
31 orders of the Authority under this paragraph shall be

1 conducted in accordance with the Administrative Review Law.

2 (b) To prescribe rules and regulations applicable to
3 traffic on highways under the jurisdiction of the Authority,
4 concerning:

5 (1) Types of vehicles permitted to use such
6 highways or parts thereof, and classification of such
7 vehicles;

8 (2) Designation of the lanes of traffic to be used
9 by the different types of vehicles permitted upon said
10 highways;

11 (3) Stopping, standing, and parking of vehicles;

12 (4) Control of traffic by means of police officers
13 or traffic control signals;

14 (5) Control or prohibition of processions, convoys,
15 and assemblages of vehicles and persons;

16 (6) Movement of traffic in one direction only on
17 designated portions of said highways;

18 (7) Control of the access, entrance, and exit of
19 vehicles and persons to and from said highways; and

20 (8) Preparation, location and installation of all
21 traffic signs; and to prescribe further rules and
22 regulations applicable to such traffic, concerning
23 matters not provided for either in the foregoing
24 enumeration or in the Illinois Vehicle Code. Notice of
25 such rules and regulations shall be posted conspicuously
26 and displayed at appropriate points and at reasonable
27 intervals along said highways, by clearly legible markers
28 or signs, to provide notice of the existence of such
29 rules and regulations to persons traveling on said
30 highways. At each toll station, the Authority shall make
31 available, free of charge, pamphlets containing all of
32 such rules and regulations.

33 (c) The Authority, in fixing the rate for tolls for the
34 privilege of using the said toll highways, is authorized and

1 directed, in fixing such rates, to base the same upon annual
2 estimates to be made, recorded and filed with the Authority.
3 Said estimates shall include the following: The estimated
4 total amount of the use of the toll highways; the estimated
5 amount of the revenue to be derived therefrom, which said
6 revenue, when added to all other receipts and income, will be
7 sufficient to pay the expense of maintaining and operating
8 said toll highways, including the administrative expenses of
9 the Authority, and to discharge all obligations of the
10 Authority as they become due and payable.

11 (d) To accept from any municipality or political
12 subdivision any lands, easements or rights in land needed for
13 the operation, construction, relocation or maintenance of any
14 toll highways, with or without payment therefor, and in its
15 discretion to reimburse any such municipality or political
16 subdivision out of its funds for any cost or expense incurred
17 in the acquisition of land, easements or rights in land, in
18 connection with the construction and relocation of the said
19 toll highways, widening, extending roads, streets or avenues
20 in connection therewith, or for the construction of any roads
21 or streets forming extension to and connections with or
22 between any toll highways, or for the cost or expense of
23 widening, grading, surfacing or improving any existing
24 streets or roads or the construction of any streets and roads
25 forming extensions of or connections with any toll highways
26 constructed, relocated, operated, maintained or regulated
27 hereunder by the Authority. Where property owned by a
28 municipality or political subdivision is necessary to the
29 construction of an approved toll highway, if the Authority
30 cannot reach an agreement with such municipality or political
31 subdivision and if the use to which the property is being put
32 in the hands of the municipality or political subdivision is
33 not essential to the existence or the administration of such
34 municipality or political subdivision, the Authority may

- 1 acquire the property by condemnation.
- 2 (Source: P.A. 89-120, eff. 7-7-95.)