



Rep. Martin J. Moylan

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10000HB1620ham001

LRB100 03216 LNS 38206 a

1 AMENDMENT TO HOUSE BILL 1620

2 AMENDMENT NO. _____. Amend House Bill 1620 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Toll Highway Act is amended by changing
5 Section 19 as follows:

6 (605 ILCS 10/19) (from Ch. 121, par. 100-19)

7 Sec. 19. The Authority shall fix and revise from time to
8 time, tolls or charges or rates for the privilege of using each
9 of the toll highways constructed pursuant to this Act. Such
10 tolls shall be so fixed and adjusted at rates calculated to
11 provide the lowest reasonable toll rates that will provide
12 funds sufficient with other revenues of the Authority to pay,
13 (a) the cost of the construction of a toll highway authorized
14 by joint resolution of the General Assembly pursuant to Section
15 14.1 and the reconstruction, major repairs or improvements of
16 toll highways, (b) the cost of maintaining, repairing,

1 regulating and operating the toll highways including only the
2 necessary expenses of the Authority, and (c) the principal of
3 all bonds, interest thereon and all sinking fund requirements
4 and other requirements provided by resolutions authorizing the
5 issuance of the bonds as they shall become due. In fixing the
6 toll rates pursuant to this Section 19 and Section 10(c) of
7 this Act, the Authority shall take into account the effect of
8 the provisions of this Section 19 permitting the use of the
9 toll highway system without payment of the covenants of the
10 Authority contained in the resolutions and trust indentures
11 authorizing the issuance of bonds of the Authority. No such
12 provision permitting the use of the toll highway system without
13 payment of tolls after the date of this amendatory Act of the
14 95th General Assembly shall be applied in a manner that impairs
15 the rights of bondholders pursuant to any resolution or trust
16 indentures authorizing the issuance of bonds of the Authority.
17 The use and disposition of any sinking or reserve fund shall be
18 subject to such regulation as may be provided in the resolution
19 or trust indenture authorizing the issuance of the bonds.
20 Subject to the provisions of any resolution or trust indenture
21 authorizing the issuance of bonds any moneys in any such
22 sinking fund in excess of an amount equal to one year's
23 interest on the bonds then outstanding secured by such sinking
24 fund may be applied to the purchase or redemption of bonds. All
25 such bonds so redeemed or purchased shall forthwith be
26 cancelled and shall not again be issued. The Authority shall

1 not charge a toll for a motor vehicle of the first division, as
2 defined in the Illinois Vehicle Code, pulling a trailer, as
3 defined in the Illinois Vehicle Code, with no more than 2 axles
4 at a rate higher than an amount calculated by multiplying the
5 toll charged to passenger vehicles using an I-Pass device by
6 the total number of axles on the trailer. This toll rate shall
7 apply to both a driver that uses an I-Pass device or a driver
8 that uses cash to pay toll. No person shall be permitted to use
9 any toll highway without paying the toll established under this
10 Section except when on official Toll Highway Authority business
11 which includes police and other emergency vehicles. However,
12 any law enforcement agency vehicle, fire department vehicle,
13 public or private ambulance service vehicle engaged in the
14 performance of an emergency service or duty that necessitates
15 the use of the toll highway system, or other emergency vehicle
16 that is plainly marked shall not be required to pay a toll to
17 use a toll highway. A law enforcement, fire protection, or
18 emergency services officer driving a law enforcement, fire
19 protection, emergency services agency vehicle, or public or
20 private ambulance service vehicle engaging in the performance
21 of emergency services or duties that is not plainly marked must
22 present an Official Permit Card which the law enforcement, fire
23 protection, or emergency services officer receives from his or
24 her law enforcement, fire protection, emergency services
25 agency, or public or private ambulance service in order to use
26 a toll highway without paying the toll. A law enforcement, fire

1 protection, emergency services agency, or public or private
2 ambulance service engaging in the performance of emergency
3 services or duties must apply to the Authority to receive a
4 permit, and the Authority shall adopt rules for the issuance of
5 a permit, that allows public or private ambulance service
6 vehicles engaged in the performance of emergency services or
7 duties that necessitate the use of the toll highway system and
8 all law enforcement, fire protection, or emergency services
9 agency vehicles of the law enforcement, fire protection, or
10 emergency services agency to use any toll highway without
11 paying the toll established under this Section. The Authority
12 shall maintain in its office a list of all persons that are
13 authorized to use any toll highway without charge when on
14 official business of the Authority and such list shall be open
15 to the public for inspection. In recognition of the unique role
16 of the Suburban Bus Division of the Regional Transportation
17 Authority in providing effective transportation in the
18 Authority's service region and to give effect to the exemption
19 set forth in subsection (b) of Section 2.06 of the Regional
20 Transportation Authority Act, a vehicle owned or operated by
21 the Suburban Bus Division of the Regional Transportation
22 Authority that is being used to transport passengers for hire
23 may use any toll highway without paying the toll.

24 Among other matters, this amendatory Act of 1990 is
25 intended to clarify and confirm the prior intent of the General
26 Assembly to allow toll revenues from the toll highway system to

1 be used to pay a portion of the cost of the construction of the
2 North-South Toll Highway authorized by Senate Joint Resolution
3 122 of the 83rd General Assembly in 1984.
4 (Source: P.A. 97-784, eff. 1-1-13.)

5 Section 99. Effective date. This Act takes effect July 1,
6 2018.".