



Rep. Ed Sullivan Jr.

Filed: 2/28/2006

09400HB4405ham001

LRB094 16363 HLH 56613 a

1 AMENDMENT TO HOUSE BILL 4405

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 4405 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 adding  
6 Section 2705-555.5 as follows:

7 (20 ILCS 2705/2705-555.5 new)

8 Sec. 2705-555.5. Lease of vacant land to unit of local  
9 government or school district. If the Department owns vacant  
10 land within a unit of local government, forest preserve  
11 district, park district, or school district, the Department of  
12 Transportation may enter into a lease agreement for a term of  
13 one year with the unit of local government, forest preserve  
14 district, park district, or the school district for use of the  
15 vacant land. The lease agreement may be for less than fair  
16 market value and must prohibit the unit of local government,  
17 forest preserve district, park district, or school district  
18 from erecting any permanent structure upon the property.

19 For the purposes of this Section, "permanent structure"  
20 means any building that is not mobile.

21 Section 10. The Counties Code is amended by adding Section  
22 5-1083.5 as follows:

1 (55 ILCS 5/5-1083.5 new)

2 Sec. 5-1083.5. Lease with Department of Transportation for  
3 vacant lands. If the Department of Transportation owns vacant  
4 land within a county, the county may enter into a lease  
5 agreement with the Department for a term of one year for use of  
6 the vacant land. The lease agreement may be for less than fair  
7 market value and must prohibit the county from erecting any  
8 permanent structure upon the property.

9 For the purposes of this Section, "permanent structure"  
10 means any building that is not mobile.

11 Section 15. The Township Code is amended by adding Section  
12 105-5.5 as follows:

13 (60 ILCS 1/105-5.5 new)

14 Sec. 105-5.5. Lease with Department of Transportation for  
15 vacant lands. If the Department of Transportation owns vacant  
16 land within a township, the Department may enter into a lease  
17 agreement with the township for a term of one year for use of  
18 the vacant land. The lease agreement may be for less than fair  
19 market value and must prohibit the township from erecting any  
20 permanent structure upon the property.

21 For the purposes of this Section, "permanent structure"  
22 means any building that is not mobile.

23 Section 20. The Illinois Municipal Code is amended by  
24 adding Section 11-77-5 as follows:

25 (65 ILCS 5/11-77-5 new)

26 Sec. 11-77-5. Lease with Department of Transportation for  
27 vacant lands. If the Department of Transportation owns vacant  
28 land within a municipality, the Department of Transportation  
29 may enter into a lease agreement with the municipality for a  
30 term of one year for use of the vacant land. The lease

1 agreement may be for less than fair market value and must  
2 prohibit the municipality from erecting any permanent  
3 structure upon the property.

4 For the purposes of this Section, "permanent structure"  
5 means any building that is not mobile.

6 Section 22. The Downstate Forest Preserve District Act is  
7 amended by adding Section 6f as follows:

8 (70 ILCS 805/6f new)

9 Sec. 6f. Lease with Department of Transportation for vacant  
10 lands. If the Department of Transportation owns vacant land  
11 within a forest preserve district, the forest preserve district  
12 may enter into a lease agreement with the Department for a term  
13 of one year for use of the vacant land. The lease agreement may  
14 be for less than fair market value and must prohibit the forest  
15 preserve district from erecting any permanent structure upon  
16 the property.

17 For the purposes of this Section, "permanent structure"  
18 means any building that is not mobile.

19 Section 23. The Cook County Forest Preserve District Act is  
20 amended by adding Section 39.1 as follows:

21 (70 ILCS 810/39.1 new)

22 Sec. 39.1. Lease with Department of Transportation for  
23 vacant lands. If the Department of Transportation owns vacant  
24 land within a forest preserve district, the forest preserve  
25 district may enter into a lease agreement with the Department  
26 for a term of one year for use of the vacant land. The lease  
27 agreement may be for less than fair market value and must  
28 prohibit the forest preserve district from erecting any  
29 permanent structure upon the property.

30 For the purposes of this Section, "permanent structure"

1 means any building that is not mobile.

2 Section 25. The Park District Code is amended by adding  
3 Section 8-12a as follows:

4 (70 ILCS 1205/8-12a new)

5 Sec. 8-12a. Leases with Department of Transportation for  
6 vacant lands. If the Department of Transportation owns vacant  
7 land within a park district, the park district may enter into a  
8 lease agreement with the Department for a term of one year for  
9 use of the vacant land. The lease agreement may be for less  
10 than fair market value and must prohibit the park district from  
11 erecting any permanent structure upon the property.

12 For the purposes of this Section, "permanent structure"  
13 means any building that is not mobile.

14 Section 30. The School Code is amended by adding Section  
15 10-22-12a as follows:

16 (105 ILCS 5/10-22-12a new)

17 Sec. 10-22-12a. Leases with Department of Transportation  
18 for vacant lands. If the Department of Transportation owns  
19 vacant land within a school district, the school district may  
20 enter into a lease agreement with the Department for a term of  
21 one year for use of the vacant land. The lease agreement may be  
22 for less than fair market value and must prohibit the school  
23 district from erecting any permanent structure upon the  
24 property.

25 For the purposes of this Section, "permanent structure"  
26 means any building that is not mobile.

27 Section 99. Effective date. This Act takes effect upon  
28 becoming law."