

1 AN ACT concerning transportation.

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

4 Section 5. The Bi-State Transit Safety Act is amended by  
5 changing Sections 10 and 15 as follows:

6 (45 ILCS 111/10)

7 Sec. 10. Powers. In further effectuation of the Bi-State  
8 Development Compact Act creating the Bi-State Development  
9 Agency, the State of Illinois hereby authorizes the St. Clair  
10 County Transit District to exercise the following powers:

11 (1) To regulate the safety and security of passengers,  
12 employees, and property of rail fixed guideway systems ~~and~~  
13 ~~the personal security of the passengers and employees~~ of  
14 the Bi-State Development Agency located and operated  
15 within the boundaries of the State of Illinois, to the  
16 extent required by ~~in a manner consistent with~~ "Rail Fixed  
17 Guideway Systems; State Safety Oversight", 49 CFR Part 659,  
18 as now or hereafter amended.

19 (2) To develop, adopt, and implement a system safety  
20 program standard meeting the compliance requirements  
21 prescribed in ~~Sections 659.31 and 659.33~~ of "Rail Fixed  
22 Guideway Systems; State Safety Oversight", 49 CFR Part 659,  
23 as now or hereafter amended.

1           (3) To require the Bi-State Development Agency to  
2 comply with the system safety program standard and report  
3 accidents and unacceptable hazardous conditions to the St.  
4 Clair County Transit District within a period of time  
5 specified by the District as required by Section 659.39 of  
6 "Rail Fixed Guideway Systems; State Safety Oversight", 49  
7 CFR Part 659, as now or hereafter amended.

8           (4) To perform all other necessary and incidental  
9 functions related to the effectuation of this Act as  
10 mandated by establish procedures to investigate accidents  
11 and unacceptable hazardous conditions as required by  
12 Section 659.41 of "Rail Fixed Guideway Systems; State  
13 Safety Oversight", 49 CFR Part 659, as now or hereafter  
14 amended.

15           ~~(5) To direct the Bi-State Development Agency to~~  
16 ~~minimize, control, correct, or eliminate any investigated~~  
17 ~~hazardous condition within a period of time specified by~~  
18 ~~the St. Clair County Transit District as required by~~  
19 ~~Section 659.43 of "Rail Fixed Guideway Systems; State~~  
20 ~~Safety Oversight".~~

21           ~~(6) To perform all other necessary and incidental~~  
22 ~~functions related to its effectuation of this Act and as~~  
23 ~~mandated by "Rail Fixed Guideway Systems; State Safety~~  
24 ~~Oversight".~~

25           (Source: P.A. 92-281, eff. 8-7-01; re-enacted by P.A. 92-788,  
26 eff. 8-6-02.)

1 (45 ILCS 111/15)

2 Sec. 15. Confidentiality of ~~investigation~~ reports. The  
3 system security ~~portion of the system safety program~~ plan,  
4 investigation reports, surveys, schedules, lists, or data  
5 compiled, collected, or prepared by the Bi-State Development  
6 Agency or the St. Clair County Transit District under this Act,  
7 shall not be subject to discovery or admitted into evidence in  
8 federal or State court or considered for other purposes in any  
9 civil action for damages arising from any matter mentioned or  
10 addressed in such plan, reports, surveys, schedules, lists, or  
11 data.

12 (Source: P.A. 92-281, eff. 8-7-01; re-enacted by P.A. 92-788,  
13 eff. 8-6-02.)

14 (45 ILCS 111/5 rep.)

15 Section 10. The Bi-State Transit Safety Act is amended by  
16 repealing Section 5.