

HB3118



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB3118

Introduced 2/23/2011, by Rep. Charles E. Jefferson

SYNOPSIS AS INTRODUCED:

605 ILCS 10/19

from Ch. 121, par. 100-19

Amends the Toll Highway Act. Provides that a vehicle is not required to pay a toll to use a toll highway if it bears Congressional Medal of Honor plates, Purple Heart plates, Bronze Star plates, Silver Star plates, Distinguished Service Cross Plates, or Distinguished Flying Cross plates. Provides that the Illinois State Toll Highway Authority shall adopt rules setting forth the procedures for granting those vehicles toll-free use of the toll highways, and the Secretary of State shall provide the Authority any information that the Authority may require in the implementation of those procedures. Effective January 1, 2012.

LRB097 08350 AEK 48477 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 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,
17 regulating and operating the toll highways including only the
18 necessary expenses of the Authority, and (c) the principal of
19 all bonds, interest thereon and all sinking fund requirements
20 and other requirements provided by resolutions authorizing the
21 issuance of the bonds as they shall become due. In fixing the
22 toll rates pursuant to this Section 19 and Section 10(c) of
23 this Act, the Authority shall take into account the effect of

1 the provisions of this Section 19 permitting the use of the
2 toll highway system without payment of the covenants of the
3 Authority contained in the resolutions and trust indentures
4 authorizing the issuance of bonds of the Authority. No such
5 provision permitting the use of the toll highway system without
6 payment of tolls after the date of this amendatory Act of the
7 95th General Assembly shall be applied in a manner that impairs
8 the rights of bondholders pursuant to any resolution or trust
9 indentures authorizing the issuance of bonds of the Authority.
10 The use and disposition of any sinking or reserve fund shall be
11 subject to such regulation as may be provided in the resolution
12 or trust indenture authorizing the issuance of the bonds.
13 Subject to the provisions of any resolution or trust indenture
14 authorizing the issuance of bonds any moneys in any such
15 sinking fund in excess of an amount equal to one year's
16 interest on the bonds then outstanding secured by such sinking
17 fund may be applied to the purchase or redemption of bonds. All
18 such bonds so redeemed or purchased shall forthwith be
19 cancelled and shall not again be issued.

20 Except as otherwise specified in this Section, no ~~no~~ person
21 shall be permitted to use any toll highway without paying the
22 toll established under this Section except when on official
23 Toll Highway Authority business which includes police and other
24 emergency vehicles. However, any law enforcement agency
25 vehicle, fire department vehicle, or other emergency vehicle
26 that is plainly marked shall not be required to pay a toll to

1 use a toll highway. A law enforcement, fire protection, or
2 emergency services officer driving a law enforcement, fire
3 protection, or emergency services agency vehicle that is not
4 plainly marked must present an Official Permit Card which the
5 law enforcement, fire protection, or emergency services
6 officer receives from his or her law enforcement, fire
7 protection, or emergency services agency in order to use a toll
8 highway without paying the toll. A law enforcement, fire
9 protection, or emergency services agency must apply to the
10 Authority to receive a permit, and the Authority shall adopt
11 rules for the issuance of a permit, that allows all law
12 enforcement, fire protection, or emergency services agency
13 vehicles of the law enforcement, fire protection, or emergency
14 services agency that are not plainly marked to use any toll
15 highway without paying the toll established under this Section.
16 The Authority shall maintain in its office a list of all
17 persons that are authorized to use any toll highway without
18 charge when on official business of the Authority and such list
19 shall be open to the public for inspection. In recognition of
20 the unique role of the Suburban Bus Division of the Regional
21 Transportation Authority in providing effective transportation
22 in the Authority's service region and to give effect to the
23 exemption set forth in subsection (b) of Section 2.06 of the
24 Regional Transportation Authority Act, a vehicle owned or
25 operated by the Suburban Bus Division of the Regional
26 Transportation Authority that is being used to transport

1 passengers for hire may use any toll highway without paying the
2 toll.

3 A vehicle is not required to pay a toll to use a toll
4 highway if it bears Congressional Medal of Honor plates issued
5 under Section 3-609.1 of the Illinois Vehicle Code, Purple
6 Heart plates issued under Section 3-623 of the Illinois Vehicle
7 Code, Bronze Star plates issued under Section 3-628 of the
8 Illinois Vehicle Code, Silver Star plates issued under Section
9 3-642 of the Illinois Vehicle Code, Distinguished Service Cross
10 plates issued under Section 3-683 of the Illinois Vehicle Code,
11 or Distinguished Flying Cross plates issued under Section 3-686
12 of the Illinois Vehicle Code. The Authority shall adopt rules
13 setting forth the procedures for granting those vehicles
14 toll-free use of the toll highways, and the Secretary of State
15 shall provide the Authority any information that the Authority
16 may require in the implementation of those procedures.

17 Among other matters, this amendatory Act of 1990 is
18 intended to clarify and confirm the prior intent of the General
19 Assembly to allow toll revenues from the toll highway system to
20 be used to pay a portion of the cost of the construction of the
21 North-South Toll Highway authorized by Senate Joint Resolution
22 122 of the 83rd General Assembly in 1984.

23 (Source: P.A. 95-327, eff. 1-1-08.)

24 Section 99. Effective date. This Act takes effect January
25 1, 2012.