

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 Illinois Highway Code is amended by
5 changing Sections 5-101.9, 6-107, and 7-101 as follows:

6 (605 ILCS 5/5-101.9) (from Ch. 121, par. 5-101.9)

7 Sec. 5-101.9. To exercise any other power and perform any
8 other duty prescribed in this Code.

9 A county shall not construct, reconstruct, improve, widen,
10 relocate, repair, alter, or maintain a highway, road, street,
11 alley, bridge, culvert, drainage structure, sidewalk, bicycle
12 path, parking lot, driveway, or any other
13 transportation-related facility that is outside of the
14 county's boundaries unless such construction, reconstruction,
15 improvement, widening, relocation, repair, alteration, or
16 maintenance is part of the county highway system, is jointly
17 performed with another county through the sharing of road
18 equipment pursuant to an intergovernmental agreement, or is
19 provided as necessary relief services following the occurrence
20 of a disaster as defined by the Illinois Emergency Management
21 Agency Act.

22 As used in this Section, "maintain" or "maintenance" does
23 not include mowing, gravel reclamation, snow removal or the

1 application of salt, sand, or any other substance applied for
2 the purpose of improving the safety of vehicular or pedestrian
3 traffic in response to the presence or prediction of ice or
4 snow.

5 (Source: Laws 1959, p. 196.)

6 (605 ILCS 5/6-107) (from Ch. 121, par. 6-107)

7 Sec. 6-107. Road districts have corporate capacity to
8 exercise the powers granted thereto, or necessarily implied
9 and no others. They have power: (1) to sue and be sued, (2) to
10 acquire by purchase, gift or legacy, and to hold property,
11 both real and personal, for the use of its inhabitants, and
12 again to sell and convey the same, (3) to make all such
13 contracts as may be necessary in the exercise of the powers of
14 the district.

15 A road district shall not construct, reconstruct, improve,
16 widen, relocate, repair, alter, or maintain a highway, road,
17 street, alley, bridge, culvert, drainage structure, sidewalk,
18 bicycle path, parking lot, driveway, or any other
19 transportation-related facility that is outside of its
20 county's boundaries unless such construction, reconstruction,
21 improvement, widening, relocation, repair, alteration, or
22 maintenance is part of the township and district road system,
23 in an adjacent road district, is jointly performed with
24 another road district through the sharing of road equipment
25 pursuant to an intergovernmental agreement, or provided as

1 necessary relief services following the occurrence of a
2 disaster as defined by the Illinois Emergency Management
3 Agency Act.

4 As used in this Section, "maintain" or "maintenance" does
5 not include mowing, gravel reclamation, snow removal or the
6 application of salt, sand, or any other substance applied for
7 the purpose of improving the safety of vehicular or pedestrian
8 traffic in response to the presence or prediction of ice or
9 snow.

10 (Source: P.A. 96-996, eff. 1-1-11.)

11 (605 ILCS 5/7-101) (from Ch. 121, par. 7-101)

12 Sec. 7-101. Streets and alleys, including bridges and
13 other structures, which are or will become part of the
14 municipal street system may be laid out, established,
15 constructed, reconstructed, altered, widened, relocated,
16 improved, maintained, repaired and vacated by the respective
17 municipalities in the manner provided in the Illinois
18 Municipal Code, as heretofore or hereafter amended; provided
19 that the Department and counties may locate and extend State
20 and county highways into or through a municipality in the
21 manner provided in this Code. In addition to the powers
22 granted to municipalities by the Illinois Municipal Code,
23 municipalities have powers granted and duties imposed by this
24 Code.

25 A municipality shall not construct, reconstruct, improve,

1 widen, relocate, repair, alter, or maintain a highway, road,
2 street, alley, bridge, culvert, drainage structure, sidewalk,
3 bicycle path, parking lot, driveway, or any other
4 transportation-related facility that is outside of its
5 county's boundaries unless such construction, reconstruction,
6 improvement, widening, relocation, repair, alteration, or
7 maintenance is part of the municipal street system, in an
8 adjacent municipality, or provided as necessary relief
9 services following the occurrence of a disaster as defined by
10 the Illinois Emergency Management Agency Act.

11 As used in this Section, "maintain" or "maintenance" does
12 not include mowing, gravel reclamation, snow removal or the
13 application of salt, sand, or any other substance applied for
14 the purpose of improving the safety of vehicular or pedestrian
15 traffic in response to the presence or prediction of ice or
16 snow.

17 (Source: Laws 1961, p. 1415.)