



Sen. Michael W. Halpin

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10300SB0895sam001

LRB103 03367 MXP 60156 a

1 AMENDMENT TO SENATE BILL 895

2 AMENDMENT NO. _____. Amend Senate Bill 895 by replacing
3 everything after the enacting clause with the following:

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, or any
12 other transportation-related facility that is outside of the
13 county's boundaries unless such construction, reconstruction,
14 improvement, widening, relocation, repair, alteration, or
15 maintenance is provided as necessary relief services following
16 the occurrence of a disaster as defined by the Illinois

1 Emergency Management Agency Act.

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

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

8 (605 ILCS 5/6-107) (from Ch. 121, par. 6-107)

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

17 A road district shall not construct, reconstruct, improve,
18 widen, relocate, repair, alter, or maintain a highway, road,
19 street, alley, bridge, culvert, drainage structure, sidewalk,
20 or any other transportation-related facility that is outside
21 of its county's boundaries unless such construction,
22 reconstruction, improvement, widening, relocation, repair,
23 alteration, or maintenance is provided as necessary relief
24 services following the occurrence of a disaster as defined by
25 the Illinois Emergency Management Agency Act.

1 As used in this Section, "maintain" or "maintenance" does
2 not include snow removal or the application of salt, sand, or
3 any other substance applied for the purpose of improving the
4 safety of vehicular or pedestrian traffic in response to the
5 presence of prediction of ice or snow.

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

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

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

21 A municipality shall not construct, reconstruct, improve,
22 widen, relocate, repair, alter, or maintain a highway, road,
23 street, alley, bridge, culvert, drainage structure, sidewalk,
24 or any other transportation-related facility that is outside
25 of its county's boundaries unless such construction,

1 reconstruction, improvement, widening, relocation, repair,
2 alteration, or maintenance is provided as necessary relief
3 services following the occurrence of a disaster as defined by
4 the Illinois Emergency Management Agency Act.

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

10 (Source: Laws 1961, p. 1415.)".