



Sen. Michael W. Halpin

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10300SB0895sam002

LRB103 03367 MXP 60225 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 or 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 in an adjacent township or
24 provided as necessary relief services following the occurrence
25 of a disaster as defined by the Illinois Emergency Management

1 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 or prediction of ice or snow.

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

8 (605 ILCS 5/7-101) (from Ch. 121, par. 7-101)

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

22 A municipality shall not construct, reconstruct, improve,
23 widen, relocate, repair, alter, or maintain a highway, road,
24 street, alley, bridge, culvert, drainage structure, sidewalk,
25 or any other transportation-related facility that is outside

1 of its county's boundaries unless such construction,
2 reconstruction, improvement, widening, relocation, repair,
3 alteration, or maintenance is within its corporate limits in
4 an adjacent municipality or provided as necessary relief
5 services following the occurrence of a disaster as defined by
6 the Illinois Emergency Management Agency Act.

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

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