

SB3763



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3763

Introduced 2/11/2010, by Sen. A. J. Wilhelmi

SYNOPSIS AS INTRODUCED:

605 ILCS 5/5-107

from Ch. 121, par. 5-107

Amends the Illinois Highway Code. Provides that upon completion of the relocated highway and its opening to public travel, the county shall have full authority over the relocated highway and that portion of the original location not incorporated into the new location (rather than requiring that the original location be considered abandoned). Provides that for any portion of the original location not incorporated into the new location of the highway, the county board may transfer road jurisdiction to another highway authority or vacate, transfer, or sell the property interest.

LRB096 16032 AJT 31280 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 Illinois Highway Code is amended by changing
5 Section 5-107 as follows:

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

7 Sec. 5-107. Relocations of county highways may be made
8 during the improvement thereof according to plans approved by
9 the county board and the Department. Upon completion of the
10 relocated highway and its opening to public travel, the new
11 location shall become the location of the county highway and
12 the county shall have full authority over the relocated highway
13 and that portion of the original location not incorporated into
14 the new location. For any portion of the original location not
15 incorporated into the new location, the county board, by the
16 process established by law, may transfer road jurisdiction to
17 another highway authority or vacate, transfer, or sell the
18 property interest. original location shall be considered
19 ~~abandoned as a county highway.~~

20 Pending the completion and opening of the relocation, the
21 county board shall have full authority over the existing county
22 highway and shall also have power to lay out the relocation,
23 acquire rights-of-way, by condemnation or otherwise, and take

1 whatever action is necessary to effect the laying out,
2 improving, and opening of the county highway upon the
3 relocation.

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