

1 AN ACT in relation to transportation.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The State Finance Act is amended by adding
5 Section 5.570 as follows:

6 (30 ILCS 105/5.570 new)

7 Sec. 5.570. The McKinley Bridge Fund.

8 Section 10. The Illinois Highway Code is amended by
9 changing Section 10-102 and adding Section 10-102.1 as
10 follows:

11 (605 ILCS 5/10-102) (from Ch. 121, par. 10-102)

12 Sec. 10-102. Before acquiring any bridge or part of a
13 bridge and its approaches as provided in this Division of
14 this Article, the Department shall ascertain, except as
15 otherwise provided in Section 10-102.1, that the bridge and
16 its approaches are structurally sound and in a good state of
17 repair, that all bonds or other obligations issued to finance
18 the cost of constructing or acquiring the bridge and its
19 approaches have been fully retired and that all interest
20 charges in connection therewith have been fully paid and that
21 there are no mortgages, liens or encumbrances of any nature
22 outstanding against the bridge and its approaches or the real
23 property acquired in connection therewith, and, in case the
24 bridge is across a navigable stream, that authority to
25 construct, maintain and operate the bridge and approaches was
26 granted by Act of Congress and that the Act, or a subsequent
27 Act or Acts of Congress in connection therewith, granted full
28 authority to sell, assign or transfer all rights, powers and
29 privileges conferred by the Act of Congress. The conveyance

1 shall be by warranty deed and run to the State of Illinois.
2 The conveyance shall include any interest in real property
3 acquired in connection with the bridge, and shall assign and
4 transfer to the State all rights, powers and privileges
5 conferred by any Act or Acts of Congress in connection with
6 the bridge and approaches.

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

8 (605 ILCS 5/10-102.1 new)

9 Sec. 10-102.1. Transfer of McKinley Bridge.

10 (a) Findings. The General Assembly makes the following
11 findings:

12 (1) The McKinley Bridge, which spans the
13 Mississippi River between Venice, Illinois and St. Louis,
14 Missouri, has historically played an important role in
15 the regional highway transportation system by carrying as
16 many as 15,000 vehicles per day over the Mississippi
17 River, with the majority of that traffic during rush
18 hour.

19 (2) The City of Venice, Illinois has owned and
20 operated the McKinley Bridge as a toll bridge since 1958.

21 (3) The City of Venice has not been able to collect
22 sufficient toll revenue from the McKinley Bridge to meet
23 the cost of operating it.

24 (4) The McKinley Bridge has deteriorated to the
25 point that the Illinois Department of Transportation
26 closed it to vehicular traffic due to safety concerns on
27 October 30, 2001.

28 (5) The City of Venice wants to transfer the
29 McKinley Bridge to the State of Illinois and the State of
30 Missouri.

31 (6) The City of Venice does not have the financial
32 resources to defease outstanding toll revenue bonds and
33 repair the McKinley Bridge to a structurally sound

1 condition.

2 (b) Transfer of funds. The Department shall determine
3 the sum of the amounts owing on all outstanding bonds
4 relating to the McKinley Bridge and certify that sum to the
5 Comptroller. The Comptroller shall transfer 50% of that sum
6 or \$2,100,000, whichever is less, from the Road Fund to the
7 McKinley Bridge Fund, which is hereby created as a special
8 fund in the State Treasury. All amounts not expended by the
9 Department as provided in this Section shall be retransferred
10 to the Road Fund.

11 (c) Payment by Department. Subject to appropriation,
12 moneys in the McKinley Bridge Fund may be used by the
13 Department for the purpose of paying or reimbursing up to 50%
14 of the sum of the amounts necessary to defease all
15 outstanding bonds relating to the McKinley Bridge.

16 (d) Transfer of bridge. Upon the payment of all
17 outstanding bonds, the release of all liens, and the payment
18 or release of all debts and other encumbrances relating to
19 the McKinley Bridge, the City of Venice, or the current owner
20 or owners, shall convey the McKinley Bridge and all
21 associated improvements, including approaches and roadways,
22 to the Department and the Missouri Department of
23 Transportation, jointly. The Department may not acquire the
24 McKinley Bridge until all of the outstanding bonds have been
25 paid in full, all of the liens have been released, and all
26 other debts and encumbrances relating to the McKinley Bridge
27 have been paid in full or otherwise extinguished.
28 Notwithstanding any provision in Section 10-102 or any other
29 provision of this Code to the contrary, the Department may
30 acquire the McKinley Bridge pursuant to this Section
31 regardless of whether it or its approaches are structurally
32 sound and in a good state of repair.

33 (e) Intergovernmental agreements. The Department is
34 authorized to enter into agreements with units of local

1 government within this State, with the State of Missouri, and
2 with units of local government in Missouri, and to enter into
3 any other agreements necessary or appropriate to carry out
4 the provisions of this Section.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.