



Sen. Martin A. Sandoval

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10000HB2802sam001

LRB100 06136 JLS 26597 a

1 AMENDMENT TO HOUSE BILL 2802

2 AMENDMENT NO. _____. Amend House Bill 2802 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Transportation Benefits Program Act.

6 Section 5. Definitions. As used in this Act:

7 "Covered employee" means any person who performs an average
8 of at least 10 hours of work per week for compensation on a
9 full-time or part-time basis.

10 "Covered employer" means an employer:

11 (i) that is within: Cook County; Warren Township in
12 Lake County; Grant Township in Lake County; Frankfort
13 Township in Will County; Wheatland Township in Will County;
14 Addison Township; Bloomingdale Township; York Township;
15 Milton Township; Winfield Township; Downers Grove
16 Township; Lisle Township; Naperville Township; Dundee

1 Township; Elgin Township; St. Charles Township; Geneva
2 Township; Batavia Township; Aurora Township; Zion
3 Township; Benton Township; Waukegan Township; Avon
4 Township; Libertyville Township; Shields Township; Vernon
5 Township; West Deerfield Township; Deerfield Township;
6 McHenry Township; Nunda Township; Algonquin Township;
7 DuPage Township; Homer Township; Lockport Township;
8 Plainfield Township; New Lenox Township; Joliet Township;
9 or Troy Township; and

10 (ii) for which an average of 25 or more full-time
11 employees work for compensation.

12 "Employer" means any individual, partnership, association,
13 corporation, limited liability company, government, non-profit
14 organization, or business trust who directly or indirectly, or
15 through an agent or any other person, employs or exercises
16 control over wages, hours, or working conditions of an
17 employee.

18 "Public transit" means any transportation system within
19 the authority and jurisdiction of the Regional Transportation
20 Authority.

21 "Qualified parking" means parking provided to an employee
22 on or near the business premises of the employer or on or near
23 a location from which the employee commutes to work by
24 transportation on public transit. "Qualified parking" does not
25 include parking on or near property used by the employee for
26 residential purposes.

1 "Transit pass" means any pass, token, fare card, voucher,
2 or similar item entitling a person to transportation on public
3 transit.

4 Section 10. Transportation benefits program. All covered
5 employers shall provide a program consistent with 26 U.S.C.
6 132(f) that allows a covered employee to elect to exclude from
7 taxable wages and compensation the employee's commuting costs
8 incurred for the purchase of a transit pass to use public
9 transit or for the purchase of qualified parking, up to a
10 maximum level allowed by federal tax law. A covered employer
11 may comply with this Section by participating in a program
12 offered by the Chicago Transit Authority or the Regional
13 Transportation Authority.

14 This benefit must be offered to all employees starting on
15 the employees' first full pay period after 30 days of
16 employment. All transit agencies shall market the existence of
17 this program and this Act to their riders in order to inform
18 affected employees and their employers.

19 Section 99. Effective date. This Act takes effect January
20 1, 2018."