

# HB2314



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2314

Introduced 2/14/2023, by Rep. Camille Y. Lilly

### SYNOPSIS AS INTRODUCED:

605 ILCS 10/19

from Ch. 121, par. 100-19

Amends the Toll Highway Act. Provides that a person is permitted to use a toll highway without paying the toll on August 7 of each year, the designated Purple Heart Day, if the person is displaying a Purple Heart license plate on his or her vehicle. Effective immediately.

LRB103 30217 MXP 56645 b

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 Toll Highway Act is amended by changing  
5 Section 19 as follows:

6 (605 ILCS 10/19) (from Ch. 121, par. 100-19)

7 Sec. 19. Toll rates. The Authority shall fix and revise  
8 from time to time, tolls or charges or rates for the privilege  
9 of using each of the toll highways constructed pursuant to  
10 this Act. Such tolls shall be so fixed and adjusted at rates  
11 calculated to provide the lowest reasonable toll rates that  
12 will provide funds sufficient with other revenues of the  
13 Authority to pay, (a) the cost of the construction of a toll  
14 highway authorized by joint resolution of the General Assembly  
15 pursuant to Section 14.1 and the reconstruction, major repairs  
16 or improvements of toll highways, (b) the cost of maintaining,  
17 repairing, regulating and operating the toll highways  
18 including only the necessary expenses of the Authority, and  
19 (c) the principal of all bonds, interest thereon and all  
20 sinking fund requirements and other requirements provided by  
21 resolutions authorizing the issuance of the bonds as they  
22 shall become due. In fixing the toll rates pursuant to this  
23 Section 19 and Section 10(c) of this Act, the Authority shall

1 take into account the effect of the provisions of this Section  
2 19 permitting the use of the toll highway system without  
3 payment of the covenants of the Authority contained in the  
4 resolutions and trust indentures authorizing the issuance of  
5 bonds of the Authority. No such provision permitting the use  
6 of the toll highway system without payment of tolls after the  
7 date of this amendatory Act of the 95th General Assembly shall  
8 be applied in a manner that impairs the rights of bondholders  
9 pursuant to any resolution or trust indentures authorizing the  
10 issuance of bonds of the Authority. The use and disposition of  
11 any sinking or reserve fund shall be subject to such  
12 regulation as may be provided in the resolution or trust  
13 indenture authorizing the issuance of the bonds. Subject to  
14 the provisions of any resolution or trust indenture  
15 authorizing the issuance of bonds any moneys in any such  
16 sinking fund in excess of an amount equal to one year's  
17 interest on the bonds then outstanding secured by such sinking  
18 fund may be applied to the purchase or redemption of bonds. All  
19 such bonds so redeemed or purchased shall forthwith be  
20 cancelled and shall not again be issued. No person shall be  
21 permitted to use any toll highway without paying the toll  
22 established under this Section except: (i) when on official  
23 Toll Highway Authority business which includes police and  
24 other emergency vehicles; or (ii) for a vehicle displaying a  
25 Purple Heart special registration license plate issued under  
26 Section 3-623 of the Illinois Vehicle Code, on August 7 of each

1 year, the designated Purple Heart Day. However, any law  
2 enforcement agency vehicle, fire department vehicle, public or  
3 private ambulance service vehicle engaged in the performance  
4 of an emergency service or duty that necessitates the use of  
5 the toll highway system, or other emergency vehicle that is  
6 plainly marked shall not be required to pay a toll to use a  
7 toll highway. A law enforcement, fire protection, or emergency  
8 services officer driving a law enforcement, fire protection,  
9 emergency services agency vehicle, or public or private  
10 ambulance service vehicle engaging in the performance of  
11 emergency services or duties that is not plainly marked must  
12 present an Official Permit Card which the law enforcement,  
13 fire protection, or emergency services officer receives from  
14 his or her law enforcement, fire protection, emergency  
15 services agency, or public or private ambulance service in  
16 order to use a toll highway without paying the toll. A law  
17 enforcement, fire protection, emergency services agency, or  
18 public or private ambulance service engaging in the  
19 performance of emergency services or duties must apply to the  
20 Authority to receive a permit, and the Authority shall adopt  
21 rules for the issuance of a permit, that allows public or  
22 private ambulance service vehicles engaged in the performance  
23 of emergency services or duties that necessitate the use of  
24 the toll highway system and all law enforcement, fire  
25 protection, or emergency services agency vehicles of the law  
26 enforcement, fire protection, or emergency services agency to

1 use any toll highway without paying the toll established under  
2 this Section. The Authority shall maintain in its office a  
3 list of all persons that are authorized to use any toll highway  
4 without charge when on official business of the Authority and  
5 such list shall be open to the public for inspection. In  
6 recognition of the unique role of public transportation in  
7 providing effective transportation in the Authority's service  
8 region, and to give effect to the exemption set forth in  
9 subsection (b) of Section 2.06 of the Regional Transportation  
10 Authority Act, the following vehicles may use any toll highway  
11 without paying the toll: (1) a vehicle owned or operated by the  
12 Suburban Bus Division of the Regional Transportation Authority  
13 that is being used to transport passengers for hire; and (2)  
14 any revenue vehicle that is owned or operated by a Mass Transit  
15 District created under Section 3 of the Local Mass Transit  
16 District Act and running regular scheduled service.

17 Among other matters, this amendatory Act of 1990 is  
18 intended to clarify and confirm the prior intent of the  
19 General Assembly to allow toll revenues from the toll highway  
20 system to be used to pay a portion of the cost of the  
21 construction of the North-South Toll Highway authorized by  
22 Senate Joint Resolution 122 of the 83rd General Assembly in  
23 1984.

24 (Source: P.A. 100-739, eff. 1-1-19.)

25 Section 99. Effective date. This Act takes effect upon  
26 becoming law.