



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB2839

Introduced 2/6/2025, by Rep. Dan Ugaste

SYNOPSIS AS INTRODUCED:

See Index

Amends the Metropolitan Transit Authority Act. Provides that, on January 1, 2026 the Chicago Transit Authority shall become a division of the Regional Transportation Authority. Abolishes the Chicago Transit Board and provides that the Board of Directors of the Regional Transportation Authority will serve as the Board of the Chicago Transit Authority. Makes conforming changes. Amends the Regional Transportation Authority Act. Provides that, on January 1, 2026 the Suburban Bus Board and the Commuter Rail Board are abolished and that the Board of Directors of the Regional Transportation Authority will directly operate the Suburban Bus Division and the Commuter Rail Division of the Regional Transit Authority. Creates various committees composed of Directors of the Board of the Regional Transportation Authority, including committees to oversee the operations of each Division of the Authority. Makes conforming changes. Amends the Open Meetings Act, State Employees Group Insurance Act of 1971, and the Illinois Municipal Code making conforming changes. Effective January 1, 2026.

LRB104 06148 BDA 16182 b

1 AN ACT concerning local government.

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

4 Section 5. The Open Meetings Act is amended by changing
5 Section 2 as follows:

6 (5 ILCS 120/2) (from Ch. 102, par. 42)

7 Sec. 2. Open meetings.

8 (a) Openness required. All meetings of public bodies shall
9 be open to the public unless excepted in subsection (c) and
10 closed in accordance with Section 2a.

11 (b) Construction of exceptions. The exceptions contained
12 in subsection (c) are in derogation of the requirement that
13 public bodies meet in the open, and therefore, the exceptions
14 are to be strictly construed, extending only to subjects
15 clearly within their scope. The exceptions authorize but do
16 not require the holding of a closed meeting to discuss a
17 subject included within an enumerated exception.

18 (c) Exceptions. A public body may hold closed meetings to
19 consider the following subjects:

20 (1) The appointment, employment, compensation,
21 discipline, performance, or dismissal of specific
22 employees, specific individuals who serve as independent
23 contractors in a park, recreational, or educational

1 setting, or specific volunteers of the public body or
2 legal counsel for the public body, including hearing
3 testimony on a complaint lodged against an employee, a
4 specific individual who serves as an independent
5 contractor in a park, recreational, or educational
6 setting, or a volunteer of the public body or against
7 legal counsel for the public body to determine its
8 validity. However, a meeting to consider an increase in
9 compensation to a specific employee of a public body that
10 is subject to the Local Government Wage Increase
11 Transparency Act may not be closed and shall be open to the
12 public and posted and held in accordance with this Act.

13 (2) Collective negotiating matters between the public
14 body and its employees or their representatives, or
15 deliberations concerning salary schedules for one or more
16 classes of employees.

17 (3) The selection of a person to fill a public office,
18 as defined in this Act, including a vacancy in a public
19 office, when the public body is given power to appoint
20 under law or ordinance, or the discipline, performance or
21 removal of the occupant of a public office, when the
22 public body is given power to remove the occupant under
23 law or ordinance.

24 (4) Evidence or testimony presented in open hearing,
25 or in closed hearing where specifically authorized by law,
26 to a quasi-adjudicative body, as defined in this Act,

1 provided that the body prepares and makes available for
2 public inspection a written decision setting forth its
3 determinative reasoning.

4 (4.5) Evidence or testimony presented to a school
5 board regarding denial of admission to school events or
6 property pursuant to Section 24-24 of the School Code,
7 provided that the school board prepares and makes
8 available for public inspection a written decision setting
9 forth its determinative reasoning.

10 (5) The purchase or lease of real property for the use
11 of the public body, including meetings held for the
12 purpose of discussing whether a particular parcel should
13 be acquired.

14 (6) The setting of a price for sale or lease of
15 property owned by the public body.

16 (7) The sale or purchase of securities, investments,
17 or investment contracts. This exception shall not apply to
18 the investment of assets or income of funds deposited into
19 the Illinois Prepaid Tuition Trust Fund.

20 (8) Security procedures, school building safety and
21 security, and the use of personnel and equipment to
22 respond to an actual, a threatened, or a reasonably
23 potential danger to the safety of employees, students,
24 staff, the public, or public property.

25 (9) Student disciplinary cases.

26 (10) The placement of individual students in special

1 education programs and other matters relating to
2 individual students.

3 (11) Litigation, when an action against, affecting or
4 on behalf of the particular public body has been filed and
5 is pending before a court or administrative tribunal, or
6 when the public body finds that an action is probable or
7 imminent, in which case the basis for the finding shall be
8 recorded and entered into the minutes of the closed
9 meeting.

10 (12) The establishment of reserves or settlement of
11 claims as provided in the Local Governmental and
12 Governmental Employees Tort Immunity Act, if otherwise the
13 disposition of a claim or potential claim might be
14 prejudiced, or the review or discussion of claims, loss or
15 risk management information, records, data, advice or
16 communications from or with respect to any insurer of the
17 public body or any intergovernmental risk management
18 association or self insurance pool of which the public
19 body is a member.

20 (13) Conciliation of complaints of discrimination in
21 the sale or rental of housing, when closed meetings are
22 authorized by the law or ordinance prescribing fair
23 housing practices and creating a commission or
24 administrative agency for their enforcement.

25 (14) Informant sources, the hiring or assignment of
26 undercover personnel or equipment, or ongoing, prior or

1 future criminal investigations, when discussed by a public
2 body with criminal investigatory responsibilities.

3 (15) Professional ethics or performance when
4 considered by an advisory body appointed to advise a
5 licensing or regulatory agency on matters germane to the
6 advisory body's field of competence.

7 (16) Self evaluation, practices and procedures or
8 professional ethics, when meeting with a representative of
9 a statewide association of which the public body is a
10 member.

11 (17) The recruitment, credentialing, discipline or
12 formal peer review of physicians or other health care
13 professionals, or for the discussion of matters protected
14 under the federal Patient Safety and Quality Improvement
15 Act of 2005, and the regulations promulgated thereunder,
16 including 42 C.F.R. Part 3 (73 FR 70732), or the federal
17 Health Insurance Portability and Accountability Act of
18 1996, and the regulations promulgated thereunder,
19 including 45 C.F.R. Parts 160, 162, and 164, by a
20 hospital, or other institution providing medical care,
21 that is operated by the public body.

22 (18) Deliberations for decisions of the Prisoner
23 Review Board.

24 (19) Review or discussion of applications received
25 under the Experimental Organ Transplantation Procedures
26 Act.

1 (20) The classification and discussion of matters
2 classified as confidential or continued confidential by
3 the State Government Suggestion Award Board.

4 (21) Discussion of minutes of meetings lawfully closed
5 under this Act, whether for purposes of approval by the
6 body of the minutes or semi-annual review of the minutes
7 as mandated by Section 2.06.

8 (22) Deliberations for decisions of the State
9 Emergency Medical Services Disciplinary Review Board.

10 (23) The operation by a municipality of a municipal
11 utility or the operation of a municipal power agency or
12 municipal natural gas agency when the discussion involves
13 (i) contracts relating to the purchase, sale, or delivery
14 of electricity or natural gas or (ii) the results or
15 conclusions of load forecast studies.

16 (24) Meetings of a residential health care facility
17 resident sexual assault and death review team or the
18 Executive Council under the Abuse Prevention Review Team
19 Act.

20 (25) Meetings of an independent team of experts under
21 Brian's Law.

22 (26) Meetings of a mortality review team appointed
23 under the Department of Juvenile Justice Mortality Review
24 Team Act.

25 (27) (Blank).

26 (28) Correspondence and records (i) that may not be

1 disclosed under Section 11-9 of the Illinois Public Aid
2 Code or (ii) that pertain to appeals under Section 11-8 of
3 the Illinois Public Aid Code.

4 (29) Meetings between internal or external auditors
5 and governmental audit committees, finance committees, and
6 their equivalents, when the discussion involves internal
7 control weaknesses, identification of potential fraud risk
8 areas, known or suspected frauds, and fraud interviews
9 conducted in accordance with generally accepted auditing
10 standards of the United States of America.

11 (30) (Blank).

12 (31) Meetings and deliberations for decisions of the
13 Concealed Carry Licensing Review Board under the Firearm
14 Concealed Carry Act.

15 (32) Meetings of ~~between~~ the Regional Transportation
16 Authority Board ~~and its Service Boards~~ when the discussion
17 involves review by the Regional Transportation Authority
18 Board of employment contracts under ~~Section 28d of the~~
19 ~~Metropolitan Transit Authority Act and~~ Sections 3A.18 and
20 3B.26 of the Regional Transportation Authority Act.

21 (33) Those meetings or portions of meetings of the
22 advisory committee and peer review subcommittee created
23 under Section 320 of the Illinois Controlled Substances
24 Act during which specific controlled substance prescriber,
25 dispenser, or patient information is discussed.

26 (34) Meetings of the Tax Increment Financing Reform

1 Task Force under Section 2505-800 of the Department of
2 Revenue Law of the Civil Administrative Code of Illinois.

3 (35) Meetings of the group established to discuss
4 Medicaid capitation rates under Section 5-30.8 of the
5 Illinois Public Aid Code.

6 (36) Those deliberations or portions of deliberations
7 for decisions of the Illinois Gaming Board in which there
8 is discussed any of the following: (i) personal,
9 commercial, financial, or other information obtained from
10 any source that is privileged, proprietary, confidential,
11 or a trade secret; or (ii) information specifically
12 exempted from the disclosure by federal or State law.

13 (37) Deliberations for decisions of the Illinois Law
14 Enforcement Training Standards Board, the Certification
15 Review Panel, and the Illinois State Police Merit Board
16 regarding certification and decertification.

17 (38) Meetings of the Ad Hoc Statewide Domestic
18 Violence Fatality Review Committee of the Illinois
19 Criminal Justice Information Authority Board that occur in
20 closed executive session under subsection (d) of Section
21 35 of the Domestic Violence Fatality Review Act.

22 (39) Meetings of the regional review teams under
23 subsection (a) of Section 75 of the Domestic Violence
24 Fatality Review Act.

25 (40) Meetings of the Firearm Owner's Identification
26 Card Review Board under Section 10 of the Firearm Owners

1 Identification Card Act.

2 (d) Definitions. For purposes of this Section:

3 "Employee" means a person employed by a public body whose
4 relationship with the public body constitutes an
5 employer-employee relationship under the usual common law
6 rules, and who is not an independent contractor.

7 "Public office" means a position created by or under the
8 Constitution or laws of this State, the occupant of which is
9 charged with the exercise of some portion of the sovereign
10 power of this State. The term "public office" shall include
11 members of the public body, but it shall not include
12 organizational positions filled by members thereof, whether
13 established by law or by a public body itself, that exist to
14 assist the body in the conduct of its business.

15 "Quasi-adjudicative body" means an administrative body
16 charged by law or ordinance with the responsibility to conduct
17 hearings, receive evidence or testimony and make
18 determinations based thereon, but does not include local
19 electoral boards when such bodies are considering petition
20 challenges.

21 (e) Final action. No final action may be taken at a closed
22 meeting. Final action shall be preceded by a public recital of
23 the nature of the matter being considered and other
24 information that will inform the public of the business being
25 conducted.

26 (Source: P.A. 102-237, eff. 1-1-22; 102-520, eff. 8-20-21;

1 102-558, eff. 8-20-21; 102-813, eff. 5-13-22; 103-311, eff.
2 7-28-23; 103-626, eff. 1-1-25.)

3 (5 ILCS 375/2.6 rep.)

4 (5 ILCS 375/2.7 rep.)

5 Section 10. The State Employees Group Insurance Act of
6 1971 is amended by repealing Sections 2.6 and 2.7.

7 Section 15. The Illinois Municipal Code is amended by
8 changing Section 11-122.2-1 as follows:

9 (65 ILCS 5/11-122.2-1) (from Ch. 24, par. 11-122.2-1)

10 Sec. 11-122.2-1. In addition to all its other powers,
11 every municipality shall, in all its dealings with the
12 Regional Transportation Authority established by the "Regional
13 Transportation Authority Act", ~~enacted by the 78th General~~
14 ~~Assembly~~, have the following powers:

15 (a) to cooperate with the Regional Transportation
16 Authority in the exercise by the Regional Transportation
17 Authority of all the powers granted it by the Act;

18 (b) to receive funds from the Regional Transportation
19 Authority upon such terms and conditions as shall be set forth
20 in an agreement between the municipality and the Suburban Bus
21 Division Board ~~Board~~ or the Commuter Rail Division Board ~~Board~~, which
22 contract or agreement may be for such number of years or
23 duration as they may agree, all as provided in the "Regional

1 Transportation Authority Act";

2 (c) to receive financial grants from the Suburban Bus
3 Division, Commuter Rail Division, or Chicago Transit Authority
4 ~~a Service Board, as defined in the "Regional Transportation~~
5 ~~Authority Act",~~ upon such terms and conditions as shall be set
6 forth in a Purchase of Service Agreement or other grant
7 contract between the municipality and the Suburban Bus
8 Division, Commuter Rail Division, or Chicago Transit Authority
9 ~~Service Board,~~ which contract or agreement may be for such
10 number of years or duration as the Suburban Bus Division,
11 Commuter Rail Division, or Chicago Transit Authority Service
12 ~~Board~~ and the municipality may agree, all as provided in the
13 "Regional Transportation Authority Act";

14 (d) to acquire from the Regional Transportation Authority,
15 Suburban Bus Division, Commuter Rail Division, or Chicago
16 Transit Authority ~~or a Service Board~~ any Public Transportation
17 Facility, as defined in the "Regional Transportation Authority
18 Act", by purchase contract, gift, grant, exchange for other
19 property or rights in property, lease (or sublease) or
20 installment or conditional purchase contracts, which contracts
21 or leases may provide for consideration to be paid in annual
22 installments during a period not exceeding 40 years; such
23 property may be acquired subject to such conditions,
24 restrictions, liens or security or other interests of other
25 parties as the municipality may deem appropriate and in each
26 case the municipality may acquire a joint, leasehold,

1 easement, license or other partial interest in such property;

2 (e) to sell, sell by installment contract, lease (or
3 sublease) as lessor, or transfer to, or grant to or provide for
4 the use by the Regional Transportation Authority, Suburban Bus
5 Division, Commuter Rail Division, or Chicago Transit Authority
6 ~~or a Service Board~~ any Public Transportation Facility, as
7 defined in the "Regional Transportation Authority Act" upon
8 such terms and for such consideration, or for no
9 consideration, as the municipality may deem proper;

10 (f) to cooperate with the Regional Transportation
11 Authority, Suburban Bus Division, Commuter Rail Division, or
12 Chicago Transit Authority ~~or a Service Board~~ for the
13 protection of employees and users of public transportation
14 facilities against crime and also to protect such facilities;
15 such cooperation may include, without limitation, agreements
16 for the coordination of police or security forces;

17 (g) to file such reports with and transfer such records,
18 papers or documents to the Regional Transportation Authority,
19 Suburban Bus Division, Commuter Rail Division, or Chicago
20 Transit Authority ~~or a Service Board~~ as may be agreed upon
21 with, or required by, the Regional Transportation Authority,
22 Suburban Bus Division, Commuter Rail Division, or Chicago
23 Transit Authority ~~or a Service Board~~.

24 In exercising any of the powers granted in this Section
25 the municipality shall not be subject to the provisions of
26 this Code or any Act making public bidding or notice a

1 requirement for any purchase or sale by a municipality.
2 Notwithstanding any provision of this Code to the contrary,
3 every municipality may enter into Purchase of Service
4 Agreements, grant contracts, other contracts, agreements or
5 leases, as provided in this Section, and may incur obligations
6 and expenses thereunder without making a previous
7 appropriation therefor.

8 (Source: P.A. 83-886.)

9 Section 20. The Metropolitan Transit Authority Act is
10 amended by changing Sections 2, 3, 9a, 12a, 12b, 12c, 19, 24,
11 27, 27a, 28, 28a, 30, and 34 as follows:

12 (70 ILCS 3605/2) (from Ch. 111 2/3, par. 302)

13 Sec. 2. When used in this Act:

14 "Transportation System" means all plants, equipment,
15 property and rights useful for transportation of passengers
16 for hire except taxicabs and includes, without limiting the
17 generality of the foregoing, street railways, elevated
18 railroads, subways and underground railroads, motor vehicles,
19 trolley buses, motor buses and any combination thereof.

20 "Metropolitan area of Cook County" embraces all the
21 territory in the County of Cook, State of Illinois East of the
22 east line of Range Eleven (11), East of the Third Principal
23 Meridian of the United States Government survey.

24 "Metropolitan area" means the metropolitan area of Cook

1 County, as above defined.

2 "Authority" means the Chicago Transit Authority, a
3 division of the Regional Transportation Authority ~~created by~~
4 ~~this Act.~~

5 "Board" means the Board of Directors of the Regional
6 Transportation Authority ~~Chicago Transit Board.~~

7 "Governor" means Governor of the State of Illinois.

8 "Mayor" means Mayor of the City of Chicago.

9 "Motor vehicle" means every vehicle which is
10 self-propelled or which is propelled by electric power
11 obtained from overhead trolley wires but not operated on
12 rails.

13 "Municipal government" means a "municipality" as defined
14 in Section 1 of Article VII of the Illinois Constitution.

15 "Service Board" means the Suburban Bus Division or
16 Commuter Rail Division of the Regional Transportation
17 Authority.

18 "Unit of local government" has the meaning ascribed to it
19 in Section 1 of Article VII of the Illinois Constitution.

20 (Source: P.A. 98-709, eff. 7-16-14.)

21 (70 ILCS 3605/3) (from Ch. 111 2/3, par. 303)

22 Sec. 3. All the territory in the County of Cook, State of
23 Illinois, lying east of the east line of Range Eleven, East of
24 the Third Principal Meridian of the United States Government
25 Survey is hereby created a political subdivision, body politic

1 and municipal corporation under the name of Chicago Transit
2 Authority, which, on and after January 1, 2026, shall be a
3 division of the Regional Transportation Authority.

4 (Source: Laws 1945, p. 1171.)

5 (70 ILCS 3605/9a) (from Ch. 111 2/3, par. 309a)

6 Sec. 9a. In addition to all its other powers, the
7 Authority shall, ~~in all its dealings with the Regional~~
8 ~~Transportation Authority established by the "Regional~~
9 ~~Transportation Authority Act", enacted by the 78th General~~
10 ~~Assembly,~~ have the following powers and duties:

11 (a) (blank); ~~to cooperate with the Regional Transportation~~
12 ~~Authority in the exercise by the Regional Transportation~~
13 ~~Authority of all the powers granted it by such Act;~~

14 (b) to receive funds from the Regional Transportation
15 Authority pursuant to Sections 2.02, 4.01, 4.02, 4.09 and 4.10
16 of the "Regional Transportation Authority Act", all as
17 provided in the "Regional Transportation Authority Act";

18 (c) to receive financial grants from the Regional
19 Transportation Authority or a Service Board, as defined in the
20 "Regional Transportation Authority Act", upon such terms and
21 conditions as shall be set forth in a grant contract ~~between~~
22 ~~either the Authority and the Regional Transportation Authority~~
23 ~~or the Authority and another Service Board,~~ which contract or
24 agreement may be for such number of years or duration as the
25 parties may agree, all as provided in the "Regional

1 Transportation Authority Act";

2 (d) to acquire from the Regional Transportation Authority
3 any Public Transportation Facility, as defined in the
4 "Regional Transportation Authority Act", by purchase contract,
5 gift, grant, exchange for other property or rights in
6 property, lease (or sublease) or installment or conditional
7 purchase contracts, which contracts or leases may provide for
8 consideration to be paid in annual installments during a
9 period not exceeding 40 years; such property may be acquired
10 subject to such conditions, restrictions, liens or security or
11 other interests of other parties as the Authority may deem
12 appropriate and in each case the Authority may acquire or
13 dispose of a joint, leasehold, easement, license or other
14 partial interest in such property;

15 (e) to sell, sell by installment contract, lease (or
16 sublease) as lessor, or transfer to, or grant to or provide for
17 the use by the Regional Transportation Authority any Public
18 Transportation Facility, as defined in the "Regional
19 Transportation Authority Act", upon such terms and for such
20 consideration, or for no consideration, as the Authority may
21 deem proper;

22 (f) to protect ~~cooperate with the Regional Transportation~~
23 ~~Authority for the protection of~~ employees of the Authority and
24 users of public transportation facilities against crime and
25 unsafe conditions and also to protect such facilities; such
26 protection ~~cooperation~~ may include, without limitation,

1 agreements for the coordination or merger of police or
2 security forces;

3 (g) to file such budgets, financial plans and reports with
4 and transfer such records, papers or documents to the Regional
5 Transportation Authority as may be agreed upon with, or
6 required by the Regional Transportation Authority, all as
7 provided in the "Regional Transportation Authority Act".

8 (Source: P.A. 90-273, eff. 7-30-97.)

9 (70 ILCS 3605/12a) (from Ch. 111 2/3, par. 312a)

10 Sec. 12a. (a) In addition to other powers provided in
11 Section 12b, the Authority may issue its notes from time to
12 time, in anticipation of tax receipts of the Regional
13 Transportation Authority allocated to the Authority or of
14 other revenues or receipts of the Authority, in order to
15 provide money for the Authority to cover any cash flow deficit
16 which the Authority anticipates incurring. ~~Provided, however,~~
17 ~~that no such notes may be issued unless the annual cost thereof~~
18 ~~is incorporated in a budget or revised budget of the Authority~~
19 ~~which has been approved by the Regional Transportation~~
20 ~~Authority.~~ Any such notes are referred to as "Working Cash
21 Notes". Provided further that, the Board ~~board~~ shall not issue
22 and have outstanding ~~or demand and direct that the Board of the~~
23 ~~Regional Transportation Authority issue and have outstanding~~
24 more than an aggregate of \$40,000,000 in Working Cash Notes.
25 No Working Cash Notes shall be issued for a term of longer than

1 18 months. Proceeds of Working Cash Notes may be used to pay
2 day to day operating expenses of the Authority, consisting of
3 wages, salaries and fringe benefits, professional and
4 technical services (including legal, audit, engineering and
5 other consulting services), office rental, furniture, fixtures
6 and equipment, insurance premiums, claims for self-insured
7 amounts under insurance policies, public utility obligations
8 for telephone, light, heat and similar items, travel expenses,
9 office supplies, postage, dues, subscriptions, public hearings
10 and information expenses, fuel purchases, and payments of
11 grants and payments under purchase of service agreements for
12 operations of transportation agencies, prior to the receipt by
13 the Authority from time to time of funds for paying such
14 expenses. Proceeds of the Working Cash Notes shall not be used
15 (i) to increase or provide a debt service reserve fund for any
16 bonds or notes other than Working Cash Notes of the same
17 Series, or (ii) to pay principal of or interest or redemption
18 premium on any capital bonds or notes, whether as such amounts
19 become due or by earlier redemption, issued by the Authority
20 or a transportation agency to construct or acquire public
21 transportation facilities, or to provide funds to purchase
22 such capital bonds or notes.

23 (b) The ordinance providing for the issuance of any such
24 notes shall fix the date or dates of maturity, the dates on
25 which interest is payable, any sinking fund account or reserve
26 fund account provisions and all other details of such notes

1 and may provide for such covenants or agreements necessary or
2 desirable with regard to the issue, sale and security of such
3 notes. The Authority shall determine and fix the rate or rates
4 of interest of its notes issued under this Act in an ordinance
5 adopted by the Board prior to the issuance thereof, none of
6 which rates of interest shall exceed that permitted in the
7 Bond Authorization Act. Interest may be payable annually or
8 semi-annually, or at such other times as determined by the
9 Board. Notes issued under this Section may be issued as serial
10 or term obligations, shall be of such denomination or
11 denominations and form, including interest coupons to be
12 attached thereto, be executed in such manner, shall be payable
13 at such place or places and bear such date as the Board shall
14 fix by the ordinance authorizing such note and shall mature at
15 such time or times, within a period not to exceed 18 months
16 from the date of issue, and may be redeemable prior to maturity
17 with or without premium, at the option of the Board, upon such
18 terms and conditions as the Board shall fix by the ordinance
19 authorizing the issuance of such notes. The Board may provide
20 for the registration of notes in the name of the owner as to
21 the principal alone or as to both principal and interest, upon
22 such terms and conditions as the Board may determine. The
23 ordinance authorizing notes may provide for the exchange of
24 such notes which are fully registered, as to both principal
25 and interest, with notes which are registerable as to
26 principal only. All notes issued under this Section by the

1 Board shall be sold at a price which may be at a premium or
2 discount but such that the interest cost (excluding any
3 redemption premium) to the Board of the proceeds of an issue of
4 such notes, computed to stated maturity according to standard
5 tables of bond values, shall not exceed that permitted in the
6 Bond Authorization Act. Such notes shall be sold at such time
7 or times as the Board shall determine. The notes may be sold
8 either upon competitive bidding or by negotiated sale (without
9 any requirement of publication of intention to negotiate the
10 sale of such notes), as the Board shall determine by ordinance
11 adopted with the affirmative votes of at least 9 4 Directors.
12 In case any officer whose signature appears on any notes or
13 coupons authorized pursuant to this Section shall cease to be
14 such officer before delivery of such notes, such signature
15 shall nevertheless be valid and sufficient for all purposes,
16 the same as if such officer had remained in office until such
17 delivery. Neither the Directors of the Regional Transportation
18 Authority, ~~the Directors of the Authority~~ nor any person
19 executing any bonds or notes thereof shall be liable
20 personally on any such bonds or notes or coupons by reason of
21 the issuance thereof.

22 (c) All notes of the Authority issued pursuant to this
23 Section shall be general obligations of the Authority to which
24 shall be pledged the full faith and credit of the Authority, as
25 provided in this Section. Such notes shall be secured as
26 provided in the authorizing ordinance, which may,

1 notwithstanding any other provision of this Act, include in
2 addition to any other security, a specific pledge or
3 assignment of and lien on or security interest in any or all
4 tax receipts of the Regional Transportation Authority
5 allocated to the Authority and on any or all other revenues or
6 moneys of the Authority from whatever source which may by law
7 be utilized for debt service purposes and a specific pledge or
8 assignment of and lien on or security interest in any funds or
9 accounts established or provided for by the ordinance of the
10 Board authorizing the issuance of such notes. Any such pledge,
11 assignment, lien or security interest for the benefit of
12 holders of notes of the Authority shall be valid and binding
13 from the time the notes are issued without any physical
14 delivery or further act, and shall be valid and binding as
15 against and prior to the claims of all other parties having
16 claims of any kind against the Authority or any other person
17 irrespective of whether such other parties have notice of such
18 pledge, assignment, lien or security interest. The obligations
19 of the Authority incurred pursuant to this Section shall be
20 superior to and have priority over any other obligations of
21 the Authority except for obligations under Section 12. The
22 Board may provide in the ordinance authorizing the issuance of
23 any notes issued pursuant to this Section for the creation of,
24 deposits in, and regulation and disposition of sinking fund or
25 reserve accounts relating to such notes. The ordinance
26 authorizing the issuance of any notes pursuant to this Section

1 may contain provisions as part of the contract with the
2 holders of the notes, for the creation of a separate fund to
3 provide for the payment of principal and interest on such
4 notes and for the deposit in such fund from any or all the tax
5 receipts of the Regional Transportation Authority allocated to
6 the Authority and from any or all such other moneys or revenues
7 of the Authority from whatever source which may by law be
8 utilized for debt service purposes, all as provided in such
9 ordinance, of amounts to meet the debt service requirements on
10 such notes, including principal and interest, and any sinking
11 fund or reserve fund account requirements as may be provided
12 by such ordinance, and all expenses incident to or in
13 connection with such fund and accounts or the payment of such
14 notes. Such ordinance may also provide limitations on the
15 issuance of additional notes of the Authority. No such notes
16 of the Authority shall constitute a debt of the State of
17 Illinois.

18 (d) The ordinance of the Board authorizing the issuance of
19 any notes may provide additional security for such notes by
20 providing for appointment of a corporate trustee (which may be
21 any trust company or bank having the powers of a trust company
22 within the State) with respect to such notes. The ordinance
23 shall prescribe the rights, duties and powers of the trustee
24 to be exercised for the benefit of the Authority and the
25 protection of the holders of such notes. The ordinance may
26 provide for the trustee to hold in trust, invest and use

1 amounts in funds and accounts created as provided by the
2 ordinance with respect to the notes. The ordinance shall
3 provide that amounts so paid to the trustee which are not
4 required to be deposited, held or invested in funds and
5 accounts created by the ordinance with respect to notes or
6 used for paying notes to be paid by the trustee to the
7 Authority.

8 (e) Any notes of the Authority issued pursuant to this
9 Section shall constitute a contract between the Authority and
10 the holders from time to time of such notes. In issuing any
11 note, the Board may include in the ordinance authorizing such
12 issue a covenant as part of the contract with the holders of
13 the notes, that as long as such obligations are outstanding,
14 it shall make such deposits, as provided in paragraph (c) of
15 this Section. A certified copy of the ordinance authorizing
16 the issuance of any such obligations shall be filed at or prior
17 to the issuance of such obligations with the ~~Regional~~
18 ~~Transportation Authority,~~ Comptroller of the State of Illinois
19 and the Illinois Department of Revenue.

20 (f) The State of Illinois pledges to and agrees with the
21 holders of the notes of the Authority issued pursuant to this
22 Section that the State will not limit or alter the rights and
23 powers vested in the Authority by this Act or in the Regional
24 Transportation Authority by the Regional Transportation
25 Authority Act so as to impair the terms of any contract made by
26 the Authority with such holders or in any way impair the rights

1 and remedies of such holders until such notes, together with
2 interest thereon, with interest on any unpaid installments of
3 interest, and all costs and expenses in connection with any
4 action or proceedings by or on behalf of such holders, are
5 fully met and discharged. In addition, the State pledges to
6 and agrees with the holders of the notes of the Authority
7 issued pursuant to this Section that the State will not limit
8 or alter the basis on which State funds are to be paid to the
9 Authority as provided in the Regional Transportation Authority
10 Act, or the use of such funds, so as to impair the terms of any
11 such contract. The Board is authorized to include these
12 pledges and agreements of the State in any contract with the
13 holders of bonds or notes issued pursuant to this Section.

14 (g) The Board shall not at any time issue, sell or deliver
15 any Interim Financing Notes pursuant to this Section which
16 will cause it to have issued and outstanding at any time in
17 excess of \$40,000,000 of Working Cash Notes. Notes which are
18 being paid or retired by such issuance, sale or delivery of
19 notes, and notes for which sufficient funds have been
20 deposited with the paying agency of such notes to provide for
21 payment of principal and interest thereon or to provide for
22 the redemption thereof, all pursuant to the ordinance
23 authorizing the issuance of such notes, shall not be
24 considered to be outstanding for the purposes of this
25 paragraph.

26 (h) The Board, subject to the terms of any agreements with

1 noteholders as may then exist, shall have power, out of any
2 funds available therefor, to purchase notes of the Authority
3 which shall thereupon be cancelled.

4 (i) In addition to any other authority granted by law, the
5 State Treasurer may, with the approval of the Governor, invest
6 or reinvest, at a price not to exceed par, any State money in
7 the State Treasury which is not needed for current
8 expenditures due or about to become due in Interim Financing
9 Notes. In the event of a default on an interim financing note
10 issued by the Chicago Transit Authority in which State money
11 in the State treasury was invested, the Treasurer may, after
12 giving notice to the Authority, certify to the Comptroller the
13 amounts of the defaulted interim financing note, in accordance
14 with any applicable rules of the Comptroller, and the
15 Comptroller must deduct and remit to the State treasury the
16 certified amounts or a portion of those amounts from the
17 following proportions of payments of State funds to the
18 Authority:

19 (1) in the first year after default, one-third of the
20 total amount of any payments of State funds to the
21 Authority;

22 (2) in the second year after default, two-thirds of
23 the total amount of any payments of State funds to the
24 Authority; and

25 (3) in the third year after default and for each year
26 thereafter until the total invested amount is repaid, the

1 total amount of any payments of State funds to the
2 Authority.

3 (Source: P.A. 100-201, eff. 8-18-17; 101-485, eff. 8-23-19.)

4 (70 ILCS 3605/12b) (from Ch. 111 2/3, par. 312b)

5 Sec. 12b. Working Cash Borrowing. In addition to the
6 powers provided in Section 12a, the Board with the affirmative
7 vote of 11 ~~5~~ of its Directors may ~~demand and direct the Board~~
8 ~~of the Regional Transportation Authority to~~ issue Working Cash
9 Notes at such time and in such amounts and having such
10 maturities as the Authority deems proper, provided however any
11 such borrowing shall have been specifically identified in the
12 budget of the Authority as approved by the Board of the
13 Regional Transportation Authority. Provided further, that the
14 Board may not issue and have outstanding ~~or demand and direct~~
15 ~~the Board of the Regional Transportation Authority to issue~~
16 ~~and have outstanding~~ more than an aggregate of \$40,000,000 in
17 Working Cash Notes for the Authority.

18 (Source: P.A. 83-885; 83-886.)

19 (70 ILCS 3605/12c)

20 Sec. 12c. Retiree Benefits Bonds and Notes.

21 (a) In addition to all other bonds or notes that it is
22 authorized to issue, the Authority is authorized to issue its
23 bonds or notes for the purposes of providing funds for the
24 Authority to make the deposits described in Section 12c(b)(1)

1 and (2), for refunding any bonds authorized to be issued under
2 this Section, as well as for the purposes of paying costs of
3 issuance, obtaining bond insurance or other credit enhancement
4 or liquidity facilities, paying costs of obtaining related
5 swaps as authorized in the Bond Authorization Act ("Swaps"),
6 providing a debt service reserve fund, paying Debt Service (as
7 defined in paragraph (i) of this Section 12c), and paying all
8 other costs related to any such bonds or notes.

9 (b) (1) After its receipt of a certified copy of a report of
10 the Auditor General of the State of Illinois meeting the
11 requirements of Section 3-2.3 of the Illinois State Auditing
12 Act, the Authority may issue \$1,348,550,000 aggregate original
13 principal amount of bonds and notes. After payment of the
14 costs of issuance and necessary deposits to funds and accounts
15 established with respect to debt service, the net proceeds of
16 such bonds or notes shall be deposited only in the Retirement
17 Plan for Chicago Transit Authority Employees and used only for
18 the purposes required by Section 22-101 of the Illinois
19 Pension Code. Provided that no less than \$1,110,500,000 has
20 been deposited in the Retirement Plan, remaining proceeds of
21 bonds issued under this subparagraph (b) (1) may be used to pay
22 costs of issuance and make necessary deposits to funds and
23 accounts with respect to debt service for bonds and notes
24 issued under this subparagraph or subparagraph (b) (2).

25 (2) After its receipt of a certified copy of a report of
26 the Auditor General of the State of Illinois meeting the

1 requirements of Section 3-2.3 of the Illinois State Auditing
2 Act, the Authority may issue \$639,680,000 aggregate original
3 principal amount of bonds and notes. After payment of the
4 costs of issuance and necessary deposits to funds and accounts
5 established with respect to debt service, the net proceeds of
6 such bonds or notes shall be deposited only in the Retiree
7 Health Care Trust and used only for the purposes required by
8 Section 22-101B of the Illinois Pension Code. Provided that no
9 less than \$528,800,000 has been deposited in the Retiree
10 Health Care Trust, remaining proceeds of bonds issued under
11 this subparagraph (b) (2) may be used to pay costs of issuance
12 and make necessary deposits to funds and accounts with respect
13 to debt service for bonds and notes issued under this
14 subparagraph or subparagraph (b) (1).

15 (3) In addition, refunding bonds are authorized to be
16 issued for the purpose of refunding outstanding bonds or notes
17 issued under this Section 12c.

18 (4) The bonds or notes issued under 12c(b) (1) shall be
19 issued as soon as practicable after the Auditor General issues
20 the report provided in Section 3-2.3(b) of the Illinois State
21 Auditing Act. The bonds or notes issued under 12c(b) (2) shall
22 be issued as soon as practicable after the Auditor General
23 issues the report provided in Section 3-2.3(c) of the Illinois
24 State Auditing Act.

25 (5) With respect to bonds and notes issued under
26 subparagraph (b), scheduled aggregate annual payments of

1 interest or deposits into funds and accounts established for
2 the purpose of such payment shall commence within one year
3 after the bonds and notes are issued. With respect to
4 principal and interest, scheduled aggregate annual payments of
5 principal and interest or deposits into funds and accounts
6 established for the purpose of such payment shall be not less
7 than 70% in 2009, 80% in 2010, and 90% in 2011, respectively,
8 of scheduled payments or deposits of principal and interest in
9 2012 and shall be substantially equal beginning in 2012 and
10 each year thereafter. For purposes of this subparagraph (b),
11 "substantially equal" means that debt service in any full year
12 after calendar year 2011 is not more than 115% of debt service
13 in any other full year after calendar year 2011 during the term
14 of the bonds or notes. For the purposes of this subsection (b),
15 with respect to bonds and notes that bear interest at a
16 variable rate, interest shall be assumed at a rate equal to the
17 rate for United States Treasury Securities - State and Local
18 Government Series for the same maturity, plus 75 basis points.
19 If the Authority enters into a Swap with a counterparty
20 requiring the Authority to pay a fixed interest rate on a
21 notional amount, and the Authority has made a determination
22 that such Swap was entered into for the purpose of providing
23 substitute interest payments for variable interest rate bonds
24 or notes of a particular maturity or maturities in a principal
25 amount equal to the notional amount of the Swap, then during
26 the term of the Swap for purposes of any calculation of

1 interest payable on such bonds or notes, the interest rate on
2 the bonds or notes of such maturity or maturities shall be
3 determined as if such bonds or notes bore interest at the fixed
4 interest rate payable by the Authority under such Swap.

5 (6) No bond or note issued under this Section 12c shall
6 mature later than December 31, 2040.

7 (c) The ~~Chicago Transit~~ Board shall provide for the
8 issuance of bonds or notes as authorized in this Section 12c by
9 the adoption of an ordinance. The ordinance, together with the
10 bonds or notes, shall constitute a contract among the
11 Authority, the owners from time to time of the bonds or notes,
12 any bond trustee with respect to the bonds or notes, any
13 related credit enhancer and any provider of any related Swaps.

14 (d) The Authority is authorized to cause the proceeds of
15 the bonds or notes, and any interest or investment earnings on
16 the bonds or notes, and of any Swaps, to be invested until the
17 proceeds and any interest or investment earnings have been
18 deposited with the Retirement Plan or the Retiree Health Care
19 Trust.

20 (e) Bonds or notes issued pursuant to this Section 12c may
21 be general obligations of the Authority, to which shall be
22 pledged the full faith and credit of the Authority, or may be
23 obligations payable solely from particular sources of funds
24 all as may be provided in the authorizing ordinance. The
25 authorizing ordinance for the bonds and notes, whether or not
26 general obligations of the Authority, may provide for the Debt

1 Service (as defined in paragraph (i) of this Section 12c) to
2 have a claim for payment from particular sources of funds,
3 including, without limitation, amounts to be paid to the
4 Authority or a bond trustee. The authorizing ordinance may
5 provide for the means by which the bonds or notes (and any
6 related Swaps) may be secured, which may include, a pledge of
7 any revenues or funds of the Authority from whatever source
8 which may by law be utilized for paying Debt Service. In
9 addition to any other security, upon ordinance of the ~~written~~
10 ~~approval of the~~ Regional Transportation Authority by the
11 affirmative vote of 12 of its ~~then~~ Directors, the ordinance
12 may provide a specific pledge or assignment of and lien on or
13 security interest in amounts to be paid to the Authority by the
14 Regional Transportation Authority and direct payment thereof
15 to the bond trustee for payment of Debt Service with respect to
16 the bonds or notes, subject to the provisions of existing
17 lease agreements of the Authority with any public building
18 commission. The authorizing ordinance may also provide a
19 specific pledge or assignment of and lien on or security
20 interest in and direct payment to the trustee of all or a
21 portion of the moneys otherwise payable to the Authority from
22 the City of Chicago pursuant to an intergovernmental agreement
23 with the Authority to provide financial assistance to the
24 Authority. Any such pledge, assignment, lien or security
25 interest for the benefit of owners of bonds or notes shall be
26 valid and binding from the time the bonds or notes are issued,

1 without any physical delivery or further act, and shall be
2 valid and binding as against and prior to the claims of all
3 other parties having claims of any kind against the Authority
4 or any other person, irrespective of whether such other
5 parties have notice of such pledge, assignment, lien or
6 security interest, all as provided in the Local Government
7 Debt Reform Act, as it may be amended from time to time. The
8 bonds or notes of the Authority issued pursuant to this
9 Section 12c shall have such priority of payment and as to their
10 claim for payment from particular sources of funds, including
11 their priority with respect to obligations of the Authority
12 issued under other Sections of this Act, all as shall be
13 provided in the ordinances authorizing the issuance of the
14 bonds or notes. The ordinance authorizing the issuance of any
15 bonds or notes under this Section may provide for the creation
16 of, deposits in, and regulation and disposition of sinking
17 fund or reserve accounts relating to those bonds or notes and
18 related agreements. The ordinance authorizing the issuance of
19 any such bonds or notes authorized under this Section 12c may
20 contain provisions for the creation of a separate fund to
21 provide for the payment of principal of and interest on those
22 bonds or notes and related agreements. The ordinance may also
23 provide limitations on the issuance of additional bonds or
24 notes of the Authority.

25 (f) Bonds or notes issued under this Section 12c shall not
26 constitute an indebtedness of the Regional Transportation

1 Authority, the State of Illinois, or of any other political
2 subdivision of or municipality within the State, except the
3 Authority.

4 (g) The ordinance of the ~~Chicago Transit~~ Board authorizing
5 the issuance of bonds or notes pursuant to this Section 12c may
6 provide for the appointment of a corporate trustee (which may
7 be any trust company or bank having the powers of a trust
8 company within Illinois) with respect to bonds or notes issued
9 pursuant to this Section 12c. The ordinance shall prescribe
10 the rights, duties, and powers of the trustee to be exercised
11 for the benefit of the Authority and the protection of the
12 owners of bonds or notes issued pursuant to this Section 12c.
13 The ordinance may provide for the trustee to hold in trust,
14 invest and use amounts in funds and accounts created as
15 provided by the ordinance with respect to the bonds or notes in
16 accordance with this Section 12c. The Authority may apply, as
17 it shall determine, any amounts received upon the sale of the
18 bonds or notes to pay any Debt Service on the bonds or notes.
19 The ordinance may provide for a trust indenture to set forth
20 terms of, sources of payment for and security for the bonds and
21 notes.

22 (h) The State of Illinois pledges to and agrees with the
23 owners of the bonds or notes issued pursuant to Section 12c
24 that the State of Illinois will not limit the powers vested in
25 the Authority by this Act to pledge and assign its revenues and
26 funds as security for the payment of the bonds or notes, or

1 vested in the Regional Transportation Authority by the
2 Regional Transportation Authority Act or this Act, so as to
3 materially impair the payment obligations of the Authority
4 under the terms of any contract made by the Authority with
5 those owners or to materially impair the rights and remedies
6 of those owners until those bonds or notes, together with
7 interest and any redemption premium, and all costs and
8 expenses in connection with any action or proceedings by or on
9 behalf of such owners are fully met and discharged. The
10 Authority is authorized to include these pledges and
11 agreements of the State of Illinois in any contract with
12 owners of bonds or notes issued pursuant to this Section 12c.

13 (i) For purposes of this Section, "Debt Service" with
14 respect to bonds or notes includes, without limitation,
15 principal (at maturity or upon mandatory redemption),
16 redemption premium, interest, periodic, upfront, and
17 termination payments on Swaps, fees for bond insurance or
18 other credit enhancement, liquidity facilities, the funding of
19 bond or note reserves, bond trustee fees, and all other costs
20 of providing for the security or payment of the bonds or notes.

21 (j) The Authority shall adopt a procurement program with
22 respect to contracts relating to the following service
23 providers in connection with the issuance of debt for the
24 benefit of the Retirement Plan for Chicago Transit Authority
25 Employees: underwriters, bond counsel, financial advisors, and
26 accountants. The program shall include goals for the payment

1 of not less than 30% of the total dollar value of the fees from
2 these contracts to minority-owned businesses and women-owned
3 businesses as defined in the Business Enterprise for
4 Minorities, Women, and Persons with Disabilities Act. The
5 Authority shall conduct outreach to minority-owned businesses
6 and women-owned businesses. Outreach shall include, but is not
7 limited to, advertisements in periodicals and newspapers,
8 mailings, and other appropriate media. The Authority shall
9 submit to the General Assembly a comprehensive report that
10 shall include, at a minimum, the details of the procurement
11 plan, outreach efforts, and the results of the efforts to
12 achieve goals for the payment of fees. The ~~service providers~~
13 ~~selected by the Authority pursuant to such program shall not~~
14 ~~be subject to approval by the Regional Transportation~~
15 ~~Authority, and the Regional Transportation Authority's~~
16 approval pursuant to subsection (e) of this Section 12c
17 related to the issuance of debt shall not be based in any way
18 on the service providers selected by the Authority pursuant to
19 this Section.

20 (k) No person holding an elective office in this State,
21 holding a seat in the General Assembly, serving as a director,
22 trustee, officer, or employee of the Regional Transportation
23 Authority or the Chicago Transit Authority, including the
24 spouse or minor child of that person, may receive a legal,
25 banking, consulting, or other fee related to the issuance of
26 any bond issued by the Chicago Transit Authority pursuant to

1 this Section.

2 (Source: P.A. 100-391, eff. 8-25-17.)

3 (70 ILCS 3605/19) (from Ch. 111 2/3, par. 319)

4 Sec. 19. On January 1, 2026: (1) the terms of the members
5 of the Chicago Transit Board are terminated; (2) the powers
6 and duties of the Chicago Transit Board shall be exercised and
7 performed by the Regional Transportation Authority Board; and
8 (3) the powers and duties of the Chicago Transit Authority
9 shall be exercised and performed by the Regional
10 Transportation Authority. The governing and administrative
11 body of the Authority shall be a board consisting of seven
12 members, to be known as Chicago Transit Board. Members of the
13 Board shall be residents of the metropolitan area and persons
14 of recognized business ability. No member of the Board of the
15 Authority shall hold any other office or employment under the
16 Federal, State or any County or any municipal government, or
17 any other unit of local government, except an honorary office
18 without compensation or an office in the National Guard. No
19 employee of the Authority shall hold any other office or
20 employment under the Federal, State or any County or any
21 municipal government, or any other unit of local government,
22 except an office with compensation not exceeding \$15,000
23 annually or a position in the National Guard or the United
24 States military reserves. Provided, however, that the Chairman
25 may be a member of the Board of the Regional Transportation

1 ~~Authority. No member of the Board or employee of the Authority~~
2 ~~shall have any private financial interest, profit or benefit~~
3 ~~in any contract, work or business of the Authority nor in the~~
4 ~~sale or lease of any property to or from the Authority. The~~
5 ~~salary of each member of the initial Board shall be \$15,000.00~~
6 ~~per annum, and such salary shall not be increased or~~
7 ~~diminished during his or her term of office. The salaries of~~
8 ~~successor members of the Board shall be fixed by the Board and~~
9 ~~shall not be increased or diminished during their respective~~
10 ~~terms of office. No Board member shall be allowed any fees,~~
11 ~~perquisites or emoluments, reward or compensation for his or~~
12 ~~her services as a member or officer of the Authority aside from~~
13 ~~his or her salary or pension, but he or she shall be reimbursed~~
14 ~~for actual expenses incurred by him or her in the performance~~
15 ~~of his or her duties.~~

16 (Source: P.A. 98-709, eff. 7-16-14.)

17 (70 ILCS 3605/24) (from Ch. 111 2/3, par. 324)

18 Sec. 24. The Board shall appoint a secretary and a
19 treasurer of the Authority, who need not be members of the
20 Board, to hold office during the pleasure of the Board, and fix
21 their duties and compensation. The Secretary shall not be
22 engaged in any other business or employment during his or her
23 tenure of office as Secretary of the Authority ~~Board~~. Before
24 entering upon the duties of their respective offices they
25 shall take and subscribe the constitutional oath of office,

1 and the treasurer shall execute a bond with corporate sureties
2 to be approved by the Board. The bond shall be payable to the
3 Authority in whatever penal sum may be directed by the Board
4 conditioned upon the faithful performance of the duties of the
5 office and the payment of all money received by him or her
6 according to law and the orders of the Board. The Board may, at
7 any time, require a new bond from the treasurer in such penal
8 sum as may then be determined by the Board. The obligation of
9 the sureties shall not extend to any loss sustained by the
10 insolvency, failure or closing of any savings and loan
11 association or national or State bank wherein the treasurer
12 has deposited funds if the bank has been approved by the Board
13 as a depository for these funds. The oaths of office and the
14 treasurer's bond shall be filed in the principal office of the
15 Authority. A person appointed under this Section whose term
16 has not expired on January 1, 2026 shall continue in his or her
17 position with the Authority until the expiration of his or her
18 appointment, resignation, or removal by the Board.

19 (Source: P.A. 83-541.)

20 (70 ILCS 3605/27) (from Ch. 111 2/3, par. 327)

21 Sec. 27. The Executive Director of the Regional
22 Transportation Authority, with the advice and consent of the
23 Chicago Transit Authority Committee, ~~Board~~ may appoint an
24 Executive Director of the Authority who shall be a person of
25 recognized ability and experience in the operation of

1 transportation systems to hold office during the pleasure of
2 the Chicago Transit Authority Committee Board. The Executive
3 Director shall have management of the properties and business
4 of the Authority and the employees thereof, subject to the
5 general control of the Chicago Transit Authority Committee
6 Board, shall direct the enforcement of all ordinances,
7 resolutions, rules and regulations of the Board and the
8 Chicago Transit Authority Committee, and shall perform such
9 other duties as may be prescribed from time to time by the
10 Board and the Chicago Transit Authority Committee. The Board
11 may appoint a General Counsel and a Chief Engineer of the
12 Authority, and shall provide for the appointment of other
13 officers, attorneys, engineers, consultants, agents and
14 employees as may be necessary for the construction, extension,
15 operation, maintenance, and policing of its properties. It
16 shall define their duties and require bonds of such of them as
17 the Board may designate. The Executive Director, General
18 Counsel, Chief Engineer, and all other officers provided for
19 pursuant to this section shall be exempt from taking and
20 subscribing any oath of office. The compensation of the
21 Executive Director, General Counsel, Chief Engineer, and all
22 other officers, attorneys, consultants, agents and employees
23 shall be fixed by the Board. A person appointed under this
24 Section whose term has not expired on January 1, 2026 shall
25 continue in his or her position with the Authority until the
26 expiration of his or her appointment, resignation, or removal

1 by the Chicago Transit Authority Committee.

2 In the policing of its properties the Board may provide
3 for the appointment and maintenance, from time to time, of
4 such police force as it may find necessary and practicable to
5 aid and supplement the police forces of any municipality in
6 the protection of its property and the protection of the
7 persons and property of its passengers and employees, or
8 otherwise in furtherance of the purposes for which such
9 Authority was organized. The members of such police force
10 shall have and exercise like police powers to those conferred
11 upon the police of cities. Neither the Authority, the Regional
12 Transit Authority, the members of its Board, nor its officers
13 or employees shall be held liable for failure to provide a
14 security or police force or, if a security or police force is
15 provided, for failure to provide adequate police protection or
16 security, failure to prevent the commission of crimes by
17 fellow passengers or other third persons or for the failure to
18 apprehend criminals.

19 (Source: P.A. 84-939; 87-597.)

20 (70 ILCS 3605/27a) (from Ch. 111 2/3, par. 327a)

21 Sec. 27a. In addition to annually expending moneys equal
22 to moneys expended by the Authority in the fiscal year ending
23 December 31, 1988 for the protection against crime of its
24 properties, employees and consumers of its public
25 transportation services, the Authority also shall annually

1 expend for the protection against crime of its employees and
2 consumers, an amount that is equal to not less than 15 percent
3 of all direct grants it receives from the State of Illinois as
4 reimbursement for providing reduced fares for mass
5 transportation services to students, persons with
6 disabilities, and the elderly. ~~The Authority shall provide to~~
7 ~~the Regional Transportation Authority such information as is~~
8 ~~required by the Regional Transportation Authority in~~
9 ~~determining whether the Authority has expended moneys in~~
10 ~~compliance with the provisions of this Section.~~ The provisions
11 of this Section shall apply in any fiscal year of the Authority
12 only after all debt service requirements are met for that
13 fiscal year.

14 (Source: P.A. 99-143, eff. 7-27-15.)

15 (70 ILCS 3605/28) (from Ch. 111 2/3, par. 328)

16 Sec. 28. The Board shall classify all the offices,
17 positions, and grades of regular and exempt employment
18 required, ~~excepting that of the Chairman of the Board,~~ the
19 Executive Director, Secretary, Treasurer, General Counsel, and
20 Chief Engineer, with reference to the duties, job title, job
21 schedule number, and the compensation fixed therefor, and
22 adopt rules governing appointments to any of such offices or
23 positions on the basis of merit and efficiency. The job title
24 shall be generally descriptive of the duties performed in that
25 job, and the job schedule number shall be used to identify a

1 job title and to further classify positions within a job
2 title. No discrimination shall be made in any appointment or
3 promotion to any office, position, or grade of regular
4 employment because of race, creed, color, sex, national
5 origin, physical or mental disability unrelated to ability, or
6 political or religious affiliations. No officer or employee in
7 regular employment shall be discharged or demoted except for
8 cause which is detrimental to the service. Any officer or
9 employee in regular employment who is discharged or demoted
10 may file a complaint in writing with the Board within ten days
11 after notice of his or her discharge or demotion. If an
12 employee is a member of a labor organization the complaint may
13 be filed by such organization for and in behalf of such
14 employee. The Board shall grant a hearing on such complaint
15 within thirty (30) days after it is filed. The time and place
16 of the hearing shall be fixed by the Board and due notice
17 thereof given to the complainant, the labor organization by or
18 through which the complaint was filed and the Executive
19 Director. The hearing shall be conducted by the Board, or any
20 member thereof or any officers' committee or employees'
21 committee appointed by the Board. The complainant may be
22 represented by counsel. If the Board finds, or approves a
23 finding of the member or committee appointed by the Board,
24 that the complainant has been unjustly discharged or demoted,
25 he or she shall be restored to his or her office or position
26 with back pay. The decision of the Board shall be final and not

1 subject to review. The Board may designate such offices,
2 positions, and grades of employment as exempt as it deems
3 necessary for the efficient operation of the business of the
4 Authority. The total number of employees occupying exempt
5 offices, positions, or grades of employment may not exceed 3%
6 of the total employment of the Authority. All exempt offices,
7 positions, and grades of employment shall be at will. No
8 discrimination shall be made in any appointment or promotion
9 to any office, position, or grade of exempt employment because
10 of race, creed, color, sex, national origin, physical or
11 mental disability unrelated to ability, or religious or
12 political affiliation. The Board may abolish any vacant or
13 occupied office or position. Additionally, the Board may
14 reduce the force of employees for lack of work or lack of funds
15 as determined by the Board. When the number of positions or
16 employees holding positions of regular employment within a
17 particular job title and job schedule number are reduced,
18 those employees with the least company seniority in that job
19 title and job schedule number shall be first released from
20 regular employment service. For a period of one year, an
21 employee released from service shall be eligible for
22 reinstatement to the job title and job schedule number from
23 which he or she was released, in order of company seniority, if
24 additional force of employees is required. "Company seniority"
25 as used in this Section means the overall employment service
26 credited to an employee by the Authority since the employee's

1 most recent date of hire irrespective of job titles held. If 2
2 or more employees have the same company seniority date, time
3 in the affected job title and job schedule number shall be used
4 to break the company seniority tie. For purposes of this
5 Section, company seniority shall be considered a working
6 condition. When employees are represented by a labor
7 organization that has a labor agreement with the Authority,
8 the wages, hours, and working conditions (including, but not
9 limited to, seniority rights) shall be governed by the terms
10 of the agreement. Exempt employment shall not include any
11 employees who are represented by a labor organization that has
12 a labor agreement with the Authority.

13 No employee, officer, or agent of the Chicago Transit
14 Authority Board may receive a bonus that exceeds 10% of his or
15 her annual salary unless that bonus has been reviewed for a
16 period of 14 days by the Regional Transportation Authority
17 Board. After 14 days, the bonus shall be considered reviewed.
18 This Section does not apply to usual and customary salary
19 adjustments.

20 (Source: P.A. 98-1027, eff. 1-1-15; 99-143, eff. 7-27-15.)

21 (70 ILCS 3605/28a) (from Ch. 111 2/3, par. 328a)

22 Sec. 28a. (a) The Board may deal with and enter into
23 written contracts with the employees of the Authority through
24 accredited representatives of such employees or
25 representatives of any labor organization authorized to act

1 for such employees, concerning wages, salaries, hours, working
2 conditions and pension or retirement provisions; provided,
3 nothing herein shall be construed to permit hours of labor in
4 excess of those provided by law or to permit working
5 conditions prohibited by law. In case of dispute over wages,
6 salaries, hours, working conditions, or pension or retirement
7 provisions the Board may arbitrate any question or questions
8 and may agree with such accredited representatives or labor
9 organization that the decision of a majority of any
10 arbitration board shall be final, provided each party shall
11 agree in advance to pay half of the expense of such
12 arbitration.

13 No contract or agreement shall be made with any labor
14 organization, association, group or individual for the
15 employment of members of such organization, association, group
16 or individual for the construction, improvement, maintenance,
17 operation or administration of any property, plant or
18 facilities under the jurisdiction of the Authority, where such
19 organization, association, group or individual denies on the
20 ground of race, creed, color, sex, religion, physical or
21 mental disability unrelated to ability, or national origin
22 membership and equal opportunities for employment to any
23 citizen of Illinois.

24 (b)(1) The provisions of this paragraph (b) apply to
25 collective bargaining agreements (including extensions and
26 amendments of existing agreements) entered into on or after

1 January 1, 1984.

2 (2) The Board shall deal with and enter into written
3 contracts with their employees of the Authority, through
4 accredited representatives of such employees authorized to act
5 for such employees concerning wages, salaries, hours, working
6 conditions, and pension or retirement provisions about which a
7 collective bargaining agreement has been entered prior to the
8 effective date of this amendatory Act of the 104th General
9 Assembly 1983. ~~Any such agreement of the Authority shall~~
10 ~~provide that the agreement may be reopened if the amended~~
11 ~~budget submitted pursuant to Section 2.18a of the Regional~~
12 ~~Transportation Authority Act is not approved by the Board of~~
13 ~~the Regional Transportation Authority~~. The agreement may not
14 include a provision requiring the payment of wage increases
15 based on changes in the Consumer Price Index. The Board shall
16 not have the authority to enter into collective bargaining
17 agreements with respect to inherent management rights, which
18 include such areas of discretion or policy as the functions of
19 the employer, standards of services, its overall budget, the
20 organizational structure and selection of new employees and
21 direction of personnel. Employers, however, shall be required
22 to bargain collectively with regard to policy matters directly
23 affecting wages, hours and terms and conditions of employment,
24 as well as the impact thereon upon request by employee
25 representatives. To preserve the rights of employers and
26 exclusive representatives which have established collective

1 bargaining relationships or negotiated collective bargaining
2 agreements prior to the effective date of this amendatory Act
3 of the 104th General Assembly 1983, employers shall be
4 required to bargain collectively with regard to any matter
5 concerning wages, hours or conditions of employment about
6 which they have bargained prior to the effective date of this
7 amendatory Act of the 104th General Assembly 1983.

8 (3) The collective bargaining agreement may not include a
9 prohibition on the use of part-time operators on any service
10 operated by or funded by the Board, except where prohibited by
11 federal law.

12 (4) Within 30 days of the signing of any such collective
13 bargaining agreement, the Board shall determine the costs of
14 each provision of the agreement and, prepare an amended budget
15 incorporating the costs of the agreement, ~~and present the~~
16 ~~amended budget to the Board of the Regional Transportation~~
17 ~~Authority for its approval under Section 4.11 of the Regional~~
18 ~~Transportation Act. The Board of the Regional Transportation~~
19 ~~Authority may approve the amended budget by an affirmative~~
20 ~~vote of 12 of its then Directors. If the budget is not approved~~
21 ~~by the Board of the Regional Transportation Authority, the~~
22 ~~agreement may be reopened and its terms may be renegotiated.~~
23 ~~Any amended budget which may be prepared following~~
24 ~~renegotiation shall be presented to the Board of the Regional~~
25 ~~Transportation Authority for its approval in like manner.~~

26 (Source: P.A. 99-143, eff. 7-27-15.)

1 (70 ILCS 3605/30) (from Ch. 111 2/3, par. 330)

2 Sec. 30. The Board shall make all rules and regulations
3 governing the operation of the transportation system of the
4 Authority, shall determine all routings and change the same
5 whenever it is deemed advisable by the Board, subject to the
6 provisions of any ordinance granting rights to the Authority.
7 Except as provided in Sections 2.04 and 4.11(b)(5) of the
8 Regional Transportation Authority Act, the Board shall fix
9 rates, fares and charges for transportation, provided that
10 they shall be at all times sufficient in the aggregate to
11 provide revenues (a) for the payment of the interest on and
12 principal of all bonds, certificates and other obligations
13 payable from said revenues and to meet all other charges upon
14 such revenues as provided by any trust agreement executed by
15 the Authority in connection with the issuance of bonds or
16 certificates under this Act, (b) for the payment of all
17 operating costs including all charges which may be incurred
18 pursuant to Sections 29 and 39 of this Act and all other costs
19 and charges incidental to the operation of the transportation
20 system, (c) for the payment of all costs and charges incurred
21 pursuant to Sections 37 and 38 of this Act and any other costs
22 and charges for acquisition, installation, construction or for
23 replacement or reconstruction of equipment, structures or
24 rights of way not financed through issuance of bonds or
25 certificates under Section 12 of this Act, and (d) for any

1 compensation required to be paid to any municipality for the
2 use of streets, subways and other public ways. The Board may
3 provide free transportation within any municipality in and by
4 which they are employed for firemen and public health nurses,
5 when in uniform, and policemen when in uniform or, when not in
6 uniform, upon presentation of identification as policemen, and
7 shall provide free transportation to sworn law enforcement
8 personnel of the Cook County Sheriff's Department when in
9 uniform or, when not in uniform, upon presentation of
10 identification as sworn law enforcement personnel of the Cook
11 County Sheriff's Department, and may provide free
12 transportation for employees of the Authority when in uniform
13 or upon presentation of identification as such employees, and
14 may enter into agreements with the United States Post Office
15 Department for the transportation of mail, and the payment of
16 compensation to the Authority in lieu of fares for the
17 transportation of letter carriers, when in uniform at all
18 times.

19 The Board may also provide free transportation, or
20 transportation at reduced fares, to all or designated classes
21 of pupils in attendance at public schools of school districts
22 within or partly within the territorial limits of the
23 Authority, or in attendance at private schools offering grades
24 of instruction comparable to those offered in public schools,
25 under such conditions as shall be prescribed by the Board,
26 and, if otherwise authorized by law, the Board may contract

1 with public school boards and representatives of private
2 schools, for reimbursement of pupil transportation costs from
3 public funds.

4 (Source: P.A. 97-85, eff. 7-7-11.)

5 (70 ILCS 3605/34) (from Ch. 111 2/3, par. 334)

6 Sec. 34. Budget and Program. The ~~Authority, subject to the~~
7 ~~powers of the~~ Regional Transportation Authority ~~in Section~~
8 ~~4.11 of the Regional Transportation Authority Act,~~ shall
9 control the finances of the Authority. The Regional
10 Transportation Authority ~~It~~ shall by ordinance appropriate
11 money to perform the Authority's purposes and provide for
12 payment of debts and expenses of the Authority. Each year the
13 Authority shall prepare and publish a comprehensive annual
14 budget and five-year capital program document, and a financial
15 plan for the 2 years thereafter describing the state of the
16 Authority and presenting for the forthcoming fiscal year and
17 the two following years the Authority's plans for such
18 operations and capital expenditures as it intends to undertake
19 and the means by which it intends to finance them. The proposed
20 budget, financial plan, and five-year capital program shall be
21 based on the Regional Transportation Authority's estimate of
22 funds to be made available to the Authority by or through the
23 Regional Transportation Authority and shall conform in all
24 respects to the requirements established by the Regional
25 Transportation Authority. The proposed budget, financial plan,

1 and five-year capital program shall contain a statement of the
2 funds estimated to be on hand at the beginning of the fiscal
3 year, the funds estimated to be received from all sources for
4 such year and the funds estimated to be on hand at the end of
5 such year. The proposed budget, financial plan, and five-year
6 capital program shall be available at no cost for public
7 inspection at the Authority's main office and at the Regional
8 Transportation Authority's main office at least 3 weeks prior
9 to any public hearing. Before the proposed budget, financial
10 plan, and five-year capital program are approved by ~~submitted~~
11 ~~to~~ the Regional Transportation Authority, the Authority shall
12 hold at least one public hearing thereon in each of the
13 counties in which the Authority provides service. All Board
14 members of the Regional Transportation Authority shall attend
15 a majority of the public hearings unless reasonable cause is
16 given for their absence. After the public hearings, the Board
17 ~~of the Authority~~ shall hold at least one meeting for
18 consideration of the proposed program and budget with the Cook
19 County Board. After conducting such hearings and holding such
20 meetings and after making such changes in the proposed budget,
21 financial plan, and five-year capital program as the Board
22 deems appropriate, it shall adopt an annual budget ordinance
23 at least by November 15th preceding the beginning of each
24 fiscal year. ~~The budget, financial plan, and five-year capital~~
25 ~~program shall then be submitted to the Regional Transportation~~
26 ~~Authority as provided in Section 4.11 of the Regional~~

1 ~~Transportation Authority Act. In the event that the Board of~~
2 ~~the Regional Transportation Authority determines that the~~
3 ~~budget, financial plan, and five year capital program do not~~
4 ~~meet the standards of said Section 4.11, the Board of the~~
5 ~~Authority shall make such changes as are necessary to meet~~
6 ~~such requirements and adopt an amended budget ordinance. The~~
7 ~~amended budget ordinance shall be resubmitted to the Regional~~
8 ~~Transportation Authority pursuant to said Section 4.11. The~~
9 budget ordinance shall appropriate such sums of money as are
10 deemed necessary to defray all necessary expenses and
11 obligations of the Authority, specifying purposes and the
12 objects or programs for which appropriations are made and the
13 amount appropriated for each object or program. Additional
14 appropriations, transfers between items and other changes in
15 such ordinance which do not alter the basis upon which the
16 balanced budget determination was made by the Regional
17 Transportation Authority may be made from time to time by the
18 Board.

19 The budget shall:

20 (i) show a balance between (A) anticipated revenues
21 from all sources including operating subsidies and (B) the
22 costs of providing the services specified and of funding
23 any operating deficits or encumbrances incurred in prior
24 periods, including provision for payment when due of
25 principal and interest on outstanding indebtedness;

26 (ii) show cash balances including the proceeds of any

1 anticipated cash flow borrowing sufficient to pay with
2 reasonable promptness all costs and expenses as incurred;

3 (iii) provide for a level of fares or charges and
4 operating or administrative costs for the public
5 transportation provided by or subject to the jurisdiction
6 of the Board sufficient to allow the Authority Board to
7 meet its required system generated revenue recovery ratio
8 as determined by the Board ~~in accordance with subsection~~
9 ~~(a) of Section 4.11 of the Regional Transportation~~
10 ~~Authority Act;~~

11 (iv) be based upon and employ assumptions and
12 projections which are reasonable and prudent;

13 (v) have been prepared in accordance with sound
14 financial practices as determined by the Board of the
15 Regional Transportation Authority;

16 (vi) meet such other financial, budgetary, or fiscal
17 requirements that the Board of the Regional Transportation
18 Authority may by rule or regulation establish; and

19 (vii) be consistent with the goals and objectives
20 adopted by the Regional Transportation Authority in the
21 Strategic Plan.

22 The Board shall establish a fiscal operating year. At
23 least thirty days prior to the beginning of the first full
24 fiscal year after the creation of the Authority, and annually
25 thereafter, the Board shall cause to be prepared a tentative
26 budget which shall include all operation and maintenance

1 expense for the ensuing fiscal year. The tentative budget
2 shall be considered by the Board and, subject to any revision
3 and amendments as may be determined, shall be adopted prior to
4 the first day of the ensuing fiscal year as the budget for that
5 year. No expenditures for operations and maintenance in excess
6 of the budget shall be made during any fiscal year except by
7 the affirmative vote of at least five members of the Board. It
8 shall not be necessary to include in the annual budget any
9 statement of necessary expenditures for pensions or retirement
10 annuities, or for interest or principal payments on bonds or
11 certificates, or for capital outlays, but it shall be the duty
12 of the Board to make provision for payment of same from
13 appropriate funds. ~~The Board may not alter its fiscal year
14 without the prior approval of the Board of the Regional
15 Transportation Authority.~~

16 (Source: P.A. 95-708, eff. 1-18-08.)

17 (70 ILCS 3605/4 rep.)

18 (70 ILCS 3605/6.1 rep.)

19 (70 ILCS 3605/9b rep.)

20 (70 ILCS 3605/20 rep.)

21 (70 ILCS 3605/21 rep.)

22 (70 ILCS 3605/22 rep.)

23 (70 ILCS 3605/23 rep.)

24 (70 ILCS 3605/28d rep.)

25 (70 ILCS 3605/44 rep.)

1 Section 25. The Metropolitan Transit Authority Act is
2 amended by repealing Sections 4, 6.1, 9b, 20, 21, 22, 23, 28d,
3 and 44.

4 Section 30. The Regional Transportation Authority Act is
5 amended by changing Sections 1.03, 2.01, 2.01a, 2.01b, 2.01c,
6 2.01d, 2.01e, 2.20, 2.21, 2.30, 3.01, 3.04, 3.08, 3A.01,
7 3A.02, 3A.05, 3A.09, 3A.10, 3A.11, 3A.12, 3A.14, 3A.15, 3A.16,
8 3A.17, 3A.18, 3B.01, 3B.02, 3B.05, 3B.09, 3B.10, 3B.11, 3B.12,
9 3B.13, 3B.14, 3B.15, 3B.26, 4.01, 4.02b, 4.03.3, 4.04, 4.11,
10 4.15, and 5.05 and by adding Article III-C and Sections 1.06
11 and 3.13 as follows:

12 (70 ILCS 3615/1.03) (from Ch. 111 2/3, par. 701.03)

13 Sec. 1.03. Definitions. As used in this Act:

14 "Authority" means the Regional Transportation Authority;

15 "Board" means the Board of Directors of the Regional
16 Transportation Authority;

17 "Construct or acquire" means plan, design, construct,
18 reconstruct, improve, modify, extend, landscape, expand or
19 acquire;

20 "Metropolitan Region" means all territory included within
21 the territory of the Authority as provided in this Act, and
22 such territory as may be annexed to the Authority;

23 "Municipality", "County" and "Unit of Local Government"
24 have the meanings given to such terms in Section 1 of Article

1 VII of the Illinois Constitution;

2 "Operate" means operate, maintain, administer, repair,
3 promote and any other acts necessary or proper with regard to
4 such matters;

5 "Public Transportation" means the transportation or
6 conveyance of persons within the metropolitan region by means
7 available to the general public, including groups of the
8 general public with special needs, except for transportation
9 by automobiles not used for conveyance of the general public
10 as passengers;

11 "Public Transportation Facilities" means all equipment or
12 property, real or personal, or rights therein, useful or
13 necessary for providing, maintaining or administering public
14 transportation within the metropolitan region or otherwise
15 useful for carrying out or meeting the purposes or powers of
16 the Authority, except it shall not include roads, streets,
17 highways or bridges or toll highways or toll bridges for
18 general public use; and

19 "Service Boards" means the ~~Board of the~~ Commuter Rail
20 Division of the Authority, the ~~Board of the~~ Suburban Bus
21 Division of the Authority and the ~~Board of the~~ Chicago Transit
22 Authority established pursuant to the "~~Metropolitan Transit~~
23 ~~Authority Act~~", ~~approved April 12, 1945, as now or hereafter~~
24 ~~amended~~.

25 "Transportation Agency" means any individual, firm,
26 partnership, corporation, association, body politic, municipal

1 corporation, public authority, unit of local government or
2 other person, other than the Authority and the Service Boards,
3 which provides public transportation, any local mass transit
4 district created pursuant to the "Local Mass Transit District
5 Act", as now or hereafter amended, and any urban
6 transportation district created pursuant to the "Urban
7 Transportation District Act", as now or hereafter amended,
8 which districts are located in whole or in part within the
9 metropolitan region.

10 (Source: P.A. 83-885; 83-886.)

11 (70 ILCS 3615/1.06 new)

12 Sec. 1.06. Authority of the Regional Transportation
13 Authority and Service Boards. On and after January 1, 2026:

14 (1) Notwithstanding any other provision of law, the
15 Authority is primarily responsible for setting policy and
16 strategic direction, determining allocation of funds, and
17 prioritizing investments for the operation of public
18 transportation in the metropolitan region by the Commuter
19 Rail Division, Suburban Bus Division, and the Chicago
20 Transit Authority.

21 (2) Notwithstanding any other provision of law, the
22 Commuter Rail Committee, Suburban Bus Committee, and the
23 Chicago Transit Authority Committee are primarily
24 responsible for the day-to-day operation of public
25 transportation in the metropolitan region in each of those

1 Committee's respective Divisions.

2 (70 ILCS 3615/2.01) (from Ch. 111 2/3, par. 702.01)

3 Sec. 2.01. General Allocation of Responsibility for Public
4 Transportation.

5 (a) In order to accomplish the purposes as set forth in
6 this Act, the responsibility for planning, operating, and
7 funding public transportation in the metropolitan region shall
8 be allocated as described in this Act. The Authority shall:

9 (i) adopt plans that implement the public policy of
10 the State to provide adequate, efficient, geographically
11 equitable and coordinated public transportation throughout
12 the metropolitan region;

13 (ii) set goals, objectives, and standards for the
14 Authority, the Service Boards, and transportation
15 agencies;

16 (iii) develop performance measures to inform the
17 public about the extent to which the provision of public
18 transportation in the metropolitan region meets those
19 goals, objectives, and standards;

20 (iv) allocate operating and capital funds made
21 available to support public transportation in the
22 metropolitan region;

23 (v) provide financial oversight of the Service Boards;
24 and

25 (vi) coordinate the provision of public transportation

1 and the investment in public transportation facilities to
2 enhance the integration of public transportation
3 throughout the metropolitan region, all as provided in
4 this Act.

5 The Service Boards shall, on a continuing basis determine
6 the level, nature and kind of public transportation which
7 should be provided for the metropolitan region in order to
8 meet the plans, goals, objectives, and standards adopted by
9 the Authority. The Service Boards may provide public
10 transportation by purchasing such service from transportation
11 agencies through purchase of service agreements, by grants to
12 such agencies or by operating such service, all pursuant to
13 this Act and the "Metropolitan Transit Authority Act", as now
14 or hereafter amended. Certain of its actions to implement the
15 responsibilities allocated to the Authority in this subsection
16 (a) shall be taken in 3 public documents adopted by the
17 affirmative vote of at least 12 of its then Directors: A
18 Strategic Plan; a Five-Year Capital Program; and an Annual
19 Budget and Two-Year Financial Plan.

20 (b) The Authority shall subject the operating and capital
21 plans and expenditures of the Service Boards in the
22 metropolitan region with regard to public transportation to
23 continuing review so that the Authority may budget and expend
24 its funds with maximum effectiveness and efficiency. The
25 Authority shall conduct audits of each of the Service Boards
26 no less than every 5 years. Such audits may include

1 management, performance, financial, and infrastructure
2 condition audits. The Authority may conduct management,
3 performance, financial, and infrastructure condition audits of
4 transportation agencies that receive funds from the Authority.
5 The Authority may ~~direct a Service Board to~~ conduct any such
6 audit of a transportation agency that receives funds from a
7 ~~such Service Board, and the Service Board shall comply with~~
8 ~~such request to the extent it has the right to do so.~~ These
9 audits of the Service Boards or transportation agencies may be
10 project or service specific audits to evaluate their
11 achievement of the goals and objectives of that project or
12 service and their compliance with any applicable requirements.
13 (Source: P.A. 98-1027, eff. 1-1-15.)

14 (70 ILCS 3615/2.01a)

15 Sec. 2.01a. Strategic Plan.

16 (a) By the affirmative vote of at least 12 of its then
17 Directors, the Authority shall adopt a Strategic Plan, no less
18 than every 5 years, ~~after consultation with the Service Boards~~
19 and after holding a minimum of 3 public hearings in Cook County
20 and one public hearing in each of the other counties in the
21 region. The Executive Director of the Authority shall review
22 the Strategic Plan on an ongoing basis and make
23 recommendations to the Board of the Authority with respect to
24 any update or amendment of the Strategic Plan. The Strategic
25 Plan shall describe the specific actions to be taken by the

1 Authority and the Service Boards to provide adequate,
2 efficient, and coordinated public transportation.

3 (b) The Strategic Plan shall identify goals and objectives
4 with respect to:

5 (i) increasing ridership and passenger miles on public
6 transportation funded by the Authority;

7 (ii) coordination of public transportation services
8 and the investment in public transportation facilities to
9 enhance the integration of public transportation
10 throughout the metropolitan region;

11 (iii) coordination of fare and transfer policies to
12 promote transfers by riders among Service Boards,
13 transportation agencies, and public transportation modes,
14 which may include goals and objectives for development of
15 a universal fare instrument that riders may use
16 interchangeably on all public transportation funded by the
17 Authority, and methods to be used to allocate revenues
18 from transfers;

19 (iv) improvements in public transportation facilities
20 to bring those facilities into a state of good repair,
21 enhancements that attract ridership and improve customer
22 service, and expansions needed to serve areas with
23 sufficient demand for public transportation;

24 (v) access for transit-dependent populations,
25 including access by low-income communities to places of
26 employment, utilizing analyses provided by the Chicago

1 Metropolitan Agency for Planning regarding employment and
2 transportation availability, and giving consideration to
3 the location of employment centers in each county and the
4 availability of public transportation at off-peak hours
5 and on weekends;

6 (vi) the financial viability of the public
7 transportation system, including both operating and
8 capital programs;

9 (vii) limiting road congestion within the metropolitan
10 region and enhancing transit options to improve mobility;
11 and

12 (viii) such other goals and objectives that advance
13 the policy of the State to provide adequate, efficient,
14 geographically equitable and coordinated public
15 transportation in the metropolitan region.

16 (c) The Strategic Plan shall establish the process and
17 criteria by which proposals for capital improvements by a
18 Service Board or a transportation agency will be evaluated by
19 the Authority for inclusion in the Five-Year Capital Program,
20 which may include criteria for:

21 (i) allocating funds among maintenance, enhancement,
22 and expansion improvements;

23 (ii) projects to be funded from the Innovation,
24 Coordination, and Enhancement Fund;

25 (iii) projects intended to improve or enhance
26 ridership or customer service;

1 (iv) design and location of station or transit
2 improvements intended to promote transfers, increase
3 ridership, and support transit-oriented land development;

4 (v) assessing the impact of projects on the ability to
5 operate and maintain the existing transit system; and

6 (vi) other criteria that advance the goals and
7 objectives of the Strategic Plan.

8 (d) The Strategic Plan shall establish performance
9 standards and measurements regarding the adequacy, efficiency,
10 geographic equity and coordination of public transportation
11 services in the region and the implementation of the goals and
12 objectives in the Strategic Plan. At a minimum, such standards
13 and measures shall include customer-related performance data
14 measured by line, route, or sub-region, as determined by the
15 Authority, on the following:

16 (i) travel times and on-time performance;

17 (ii) ridership data;

18 (iii) equipment failure rates;

19 (iv) employee and customer safety; and

20 (v) customer satisfaction.

21 The Service Boards and transportation agencies that
22 receive funding from the Authority or Service Boards shall
23 prepare, publish, and submit to the Authority such reports
24 with regard to these standards and measurements in the
25 frequency and form required by the Authority; however, the
26 frequency of such reporting shall be no less than annual. The

1 Service Boards shall publish such reports on their respective
2 websites. The Authority shall compile and publish such reports
3 on its website. Such performance standards and measures shall
4 not be used as the basis for disciplinary action against any
5 employee of the Authority or Service Boards, except to the
6 extent the employment and disciplinary practices of the
7 Authority or Service Board provide for such action.

8 (e) The Strategic Plan shall identify innovations to
9 improve the delivery of public transportation and the
10 construction of public transportation facilities.

11 (f) The Strategic Plan shall describe the expected
12 financial condition of public transportation in the
13 metropolitan region prospectively over a 10-year period, which
14 may include information about the cash position and all known
15 obligations of the Authority and the Service Boards including
16 operating expenditures, debt service, contributions for
17 payment of pension and other post-employment benefits, the
18 expected revenues from fares, tax receipts, grants from the
19 federal, State, and local governments for operating and
20 capital purposes and issuance of debt, the availability of
21 working capital, and the resources needed to achieve the goals
22 and objectives described in the Strategic Plan.

23 (g) In developing the Strategic Plan, the Authority shall
24 rely on such demographic and other data, forecasts, and
25 assumptions developed by the Chicago Metropolitan Agency for
26 Planning with respect to the patterns of population density

1 and growth, projected commercial and residential development,
2 and environmental factors, within the metropolitan region and
3 in areas outside the metropolitan region that may impact
4 public transportation utilization in the metropolitan region.
5 The Authority shall also consult with the Illinois Department
6 of Transportation's Office of Planning and Programming when
7 developing the Strategic Plan. Before adopting or amending any
8 Strategic Plan, the Authority shall consult with the Chicago
9 Metropolitan Agency for Planning regarding the consistency of
10 the Strategic Plan with the Regional Comprehensive Plan
11 adopted pursuant to the Regional Planning Act.

12 (h) The Authority may adopt, by the affirmative vote of at
13 least 12 of its then Directors, sub-regional or corridor plans
14 for specific geographic areas of the metropolitan region in
15 order to improve the adequacy, efficiency, geographic equity
16 and coordination of existing, or the delivery of new, public
17 transportation. Such plans may also address areas outside the
18 metropolitan region that may impact public transportation
19 utilization in the metropolitan region. In preparing a
20 sub-regional or corridor plan, the Authority may identify
21 changes in operating practices or capital investment in the
22 sub-region or corridor that could increase ridership, reduce
23 costs, improve coordination, or enhance transit-oriented
24 development. The Authority shall consult with any affected
25 Service Boards in the preparation of any sub-regional or
26 corridor plans.

1 (i) If the Authority determines, by the affirmative vote
2 of at least 12 of its then Directors, that, with respect to any
3 proposed new public transportation service or facility, (i)
4 multiple Service Boards or transportation agencies are
5 potential service providers and (ii) the public transportation
6 facilities to be constructed or purchased to provide that
7 service have an expected construction cost of more than
8 \$25,000,000, the Authority shall have sole responsibility for
9 conducting any alternatives analysis and preliminary
10 environmental assessment required by federal or State law.
11 Nothing in this subparagraph (i) shall prohibit a Service
12 Board from undertaking alternatives analysis and preliminary
13 environmental assessment for any public transportation service
14 or facility identified in items (i) and (ii) above that is
15 included in the Five-Year Capital Program as of the effective
16 date of this amendatory Act of the 95th General Assembly;
17 however, any expenditure related to any such public
18 transportation service or facility must be included in a
19 Five-Year Capital Program under the requirements of Sections
20 2.01b and 4.02 of this Act.

21 (Source: P.A. 98-1027, eff. 1-1-15.)

22 (70 ILCS 3615/2.01b)

23 Sec. 2.01b. The Five-Year Capital Program. By the
24 affirmative vote of at least 12 of its then Directors, the
25 Authority, ~~after consultation with the Service Boards and~~

1 after holding a minimum of 3 public hearings in Cook County and
2 one public hearing in each of the other counties in the
3 metropolitan region, shall each year adopt a Five-Year Capital
4 Program that shall include each capital improvement to be
5 undertaken by or on behalf of a Service Board provided that the
6 Authority finds that the improvement meets any criteria for
7 capital improvements contained in the Strategic Plan, is not
8 inconsistent with any sub-regional or corridor plan adopted by
9 the Authority, and can be funded within amounts available with
10 respect to the capital and operating costs of such
11 improvement. In reviewing proposals for improvements to be
12 included in a Five-Year Capital Program, the Authority may
13 give priority to improvements that are intended to bring
14 public transportation facilities into a state of good repair.
15 The Five-Year Capital Program shall also identify capital
16 improvements to be undertaken by a Service Board, a
17 transportation agency, or a unit of local government and
18 funded by the Authority from amounts in the Innovation,
19 Coordination, and Enhancement Fund, provided that no
20 improvement that is included in the Five-Year Capital Program
21 as of the effective date of this amendatory Act of the 95th
22 General Assembly may receive funding from the Innovation,
23 Coordination, and Enhancement Fund. Before adopting a
24 Five-Year Capital Program, the Authority shall consult with
25 the Chicago Metropolitan Agency for Planning regarding the
26 consistency of the Five-Year Capital Program with the Regional

1 Comprehensive Plan adopted pursuant to the Regional Planning
2 Act.

3 (Source: P.A. 95-708, eff. 1-18-08.)

4 (70 ILCS 3615/2.01c)

5 Sec. 2.01c. Innovation, Coordination, and Enhancement
6 Fund.

7 (a) The Authority shall establish an Innovation,
8 Coordination, and Enhancement Fund and deposit into the Fund
9 an amount equal to \$10,000,000 in 2008, and, each year
10 thereafter, an amount equal to the amount deposited in the
11 previous year increased or decreased by the percentage growth
12 or decline in revenues received by the Authority from taxes
13 imposed under Section 4.03 in the previous year. Amounts on
14 deposit in such Fund and interest and other earnings on those
15 amounts may be used by the Authority, upon the affirmative
16 vote of 12 of its then Directors, and after a public
17 participation process, for operating or capital grants ~~or~~
18 ~~loans~~ to Service Boards, transportation agencies, or units of
19 local government that advance the goals and objectives
20 identified by the Authority in its Strategic Plan, provided
21 that no improvement that has been included in a Five-Year
22 Capital Program as of the effective date of this amendatory
23 Act of the 95th General Assembly may receive any funding from
24 the Innovation, Coordination, and Enhancement Fund. Unless the
25 Board has determined by a vote of 12 of its then Directors that

1 an emergency exists requiring the use of some or all of the
2 funds then in the Innovation, Coordination, and Enhancement
3 Fund, such funds may only be used to enhance the coordination
4 and integration of public transportation and develop and
5 implement innovations to improve the quality and delivery of
6 public transportation.

7 (b) Any grantee that receives funds from the Innovation,
8 Coordination, and Enhancement Fund for the operation of
9 eligible programs must (i) implement such programs within one
10 year of receipt of such funds and (ii) within 2 years following
11 commencement of any program utilizing such funds, determine
12 whether it is desirable to continue the program, and upon such
13 a determination, either incorporate such program into its
14 annual operating budget and capital program or discontinue
15 such program. No additional funds from the Innovation,
16 Coordination, and Enhancement Fund may be distributed to a
17 grantee for any individual program beyond 2 years unless the
18 Authority by the affirmative vote of at least 12 of its then
19 Directors waives this limitation. Any such waiver will be with
20 regard to an individual program and with regard to a one
21 year-period, and any further waivers for such individual
22 program require a subsequent vote of the Board.

23 (Source: P.A. 97-399, eff. 8-16-11.)

24 (70 ILCS 3615/2.01d)

25 Sec. 2.01d. ADA Paratransit Fund. The Authority shall

1 establish an ADA Paratransit Fund and, each year, deposit into
2 that Fund the following amounts: (i) a base amount equal to
3 \$115,000,000 in 2012, and, each year thereafter, an amount
4 equal to the final budgeted funding for ADA paratransit
5 services for the current year, (ii) any funds received from
6 the State pursuant to appropriations for the purpose of
7 funding ADA paratransit services, and (iii) any additional
8 funds necessary to fund the budget or amended budget for ADA
9 paratransit services adopted or approved by the Board for the
10 current year. The amounts on deposit in the Fund and interest
11 and other earnings on those amounts shall be used by the
12 Authority to make grants to the Suburban Bus Division ~~Board~~
13 for ADA paratransit services provided pursuant to plans
14 approved by the Authority under Section 2.30 of this Act.
15 Funds received by the Suburban Bus Division ~~Board~~ from the
16 Authority's ADA Paratransit Fund shall be used only to provide
17 ADA paratransit services to individuals who are determined to
18 be eligible for such services by the Authority under the
19 Americans with Disabilities Act of 1990 and its implementing
20 regulations. Revenues from and costs of services provided by
21 the Suburban Bus Division ~~Board~~ with grants made under this
22 Section shall be included in the Annual Budget and Two-Year
23 Financial Program of the Suburban Bus Division ~~Board~~ and shall
24 be subject to all budgetary and financial requirements under
25 this Act that apply to ADA paratransit services. Beginning in
26 2008, the Executive Director shall, no later than August 15 of

1 each year, provide to the Board a written determination of the
2 projected annual costs of ADA paratransit services that are
3 required to be provided pursuant to the Americans with
4 Disabilities Act of 1990 and its implementing regulations for
5 the current year. The Authority shall conduct triennial
6 financial, compliance, and performance audits of ADA
7 paratransit services to assist in this determination.

8 (Source: P.A. 97-399, eff. 8-16-11.)

9 (70 ILCS 3615/2.01e)

10 Sec. 2.01e. Suburban Community Mobility Fund. The
11 Authority shall establish a Suburban Community Mobility Fund
12 and deposit into that Fund an amount equal to \$20,000,000 in
13 2008, and, each year thereafter, an amount equal to the amount
14 deposited in the previous year increased or decreased by the
15 percentage growth or decline in revenues received by the
16 Authority from taxes imposed under Section 4.03 in the
17 previous year. The amounts on deposit in the Fund and interest
18 and other earnings on those amounts shall be used by the
19 Authority to make grants to the Suburban Bus Division ~~Board~~
20 for the purpose of operating transit services, other than
21 traditional fixed-route services, that enhance suburban
22 mobility, including, but not limited to, demand-responsive
23 transit services, ride sharing, van pooling, service
24 coordination, centralized dispatching and call taking, reverse
25 commuting, service restructuring, and bus rapid transit.

1 Revenues from and costs of services provided by the Suburban
2 Bus Division ~~Board~~ with moneys from the Suburban Community
3 Mobility Fund shall be included in the Annual Budget and
4 Two-Year Financial Program of the Suburban Bus Division ~~Board~~
5 and shall be subject to all budgetary and financial
6 requirements under this Act.

7 (Source: P.A. 97-399, eff. 8-16-11.)

8 (70 ILCS 3615/2.20) (from Ch. 111 2/3, par. 702.20)

9 Sec. 2.20. General Powers.

10 (a) Except as otherwise limited by this Act, the Authority
11 shall also have all powers necessary to meet its
12 responsibilities and to carry out its purposes, including, but
13 not limited to, the following powers:

14 (i) To sue and be sued;

15 (ii) To invest any funds or any monies not required
16 for immediate use or disbursement, as provided in "An Act
17 relating to certain investments of public funds by public
18 agencies", approved July 23, 1943, as now or hereafter
19 amended;

20 (iii) To make, amend and repeal by-laws, rules and
21 regulations, and ordinances not inconsistent with this
22 Act;

23 (iv) To hold, sell, sell by installment contract,
24 lease as lessor, transfer or dispose of such real or
25 personal property as it deems appropriate in the exercise

1 of its powers or to provide for the use thereof by any
2 transportation agency and to mortgage, pledge or otherwise
3 grant security interests in any such property;

4 (v) To enter at reasonable times upon such lands,
5 waters or premises as in the judgment of the Authority may
6 be necessary, convenient or desirable for the purpose of
7 making surveys, soundings, borings and examinations to
8 accomplish any purpose authorized by this Act after having
9 given reasonable notice of such proposed entry to the
10 owners and occupants of such lands, waters or premises,
11 the Authority being liable only for actual damage caused
12 by such activity;

13 (vi) To make and execute all contracts and other
14 instruments necessary or convenient to the exercise of its
15 powers;

16 (vii) To enter into contracts of group insurance for
17 the benefit of its employees and to provide for retirement
18 or pensions or other employee benefit arrangements for
19 such employees, and to assume obligations for pensions or
20 other employee benefit arrangements for employees of
21 transportation agencies, all or part of the facilities of
22 which are acquired by the Authority;

23 (viii) To provide for the insurance of any property,
24 directors, officers, employees or operations of the
25 Authority against any risk or hazard, and to self-insure
26 or participate in joint self-insurance pools or entities

1 to insure against such risk or hazard;

2 (ix) To appear before the Illinois Commerce Commission
3 in all proceedings concerning the Authority, a Service
4 Board or any transportation agency; and

5 (x) To pass all ordinances and make all rules and
6 regulations proper or necessary to regulate the use,
7 operation and maintenance of its property and facilities
8 and, by ordinance, to prescribe fines or penalties for
9 violations thereof. No fine or penalty shall exceed \$1,000
10 per offense. Any ordinance providing for any fine or
11 penalty shall be published in a newspaper of general
12 circulation in the metropolitan region. No such ordinance
13 shall take effect until 10 days after its publication.

14 The Authority may enter into arbitration arrangements,
15 which may be final and binding.

16 The ~~Commuter Rail~~ Board shall continue the separate public
17 corporation, known as the Northeast Illinois Regional Commuter
18 Railroad Corporation, as a separate operating unit to operate
19 on behalf of the Commuter Rail Division ~~Board~~ commuter
20 railroad facilities, subject at all times to the supervision
21 and direction of the ~~Commuter Rail~~ Board and may, by
22 ordinance, dissolve such Corporation. Such Corporation shall
23 be governed by a Board of Directors which shall consist of the
24 ~~members of the Transition Board until such time as all of the~~
25 ~~members of the Commuter Rail Board are appointed and qualified~~
26 ~~and thereafter the members of the Commuter Rail Board.~~ Such

1 Corporation shall have all the powers given the Authority and
2 the Commuter Rail Division ~~Board~~ under Article II of this Act
3 (other than under Section 2.13) as are delegated to it by
4 ordinance of the ~~Commuter Rail~~ Board with regard to such
5 operation of facilities and the same exemptions, restrictions
6 and limitations as are provided by law with regard to the
7 Authority shall apply to such Corporation. Such Corporation
8 shall be a transportation agency as provided in this Act
9 except for purposes of paragraph (e) of Section 3.01 of this
10 Act.

11 The Authority shall cooperate with the Illinois Commerce
12 Commission and local law enforcement agencies in establishing
13 a two year pilot program in DuPage County to determine the
14 effectiveness of an automated railroad grade crossing
15 enforcement system.

16 (b) In each case in which this Act gives the Authority the
17 power to construct or acquire real or personal property, the
18 Authority shall have the power to acquire such property by
19 contract, purchase, gift, grant, exchange for other property
20 or rights in property, lease (or sublease) or installment or
21 conditional purchase contracts, which leases or contracts may
22 provide for consideration therefor to be paid in annual
23 installments during a period not exceeding 40 years. Property
24 may be acquired subject to such conditions, restrictions,
25 liens, or security or other interests of other parties as the
26 Authority may deem appropriate, and in each case the Authority

1 may acquire a joint, leasehold, easement, license or other
2 partial interest in such property. Any such acquisition may
3 provide for the assumption of, or agreement to pay, perform or
4 discharge outstanding or continuing duties, obligations or
5 liabilities of the seller, lessor, donor or other transferor
6 of or of the trustee with regard to such property. In
7 connection with the acquisition of public transportation
8 equipment, including, but not limited to, rolling stock,
9 vehicles, locomotives, buses or rapid transit equipment, the
10 Authority may also execute agreements concerning such
11 equipment leases, equipment trust certificates, conditional
12 purchase agreements and such other security agreements and may
13 make such agreements and covenants as required, in the form
14 customarily used in such cases appropriate to effect such
15 acquisition. Obligations of the Authority incurred pursuant to
16 this Section shall not be considered bonds or notes within the
17 meaning of Section 4.04 of this Act.

18 (c) The Authority shall assume all costs of rights,
19 benefits and protective conditions to which any employee is
20 entitled under this Act from any transportation agency in the
21 event of the inability of the transportation agency to meet
22 its obligations in relation thereto due to bankruptcy or
23 insolvency, provided that the Authority shall retain the right
24 to proceed against the bankrupt or insolvent transportation
25 agency or its successors, trustees, assigns or debtors for the
26 costs assumed. The Authority may mitigate its liability under

1 this paragraph (c) and under Section 2.16 to the extent of
2 employment and employment benefits which it tenders.

3 (Source: P.A. 97-333, eff. 8-12-11.)

4 (70 ILCS 3615/2.21) (from Ch. 111 2/3, par. 702.21)

5 Sec. 2.21. (a) The Authority or the Commuter Rail Division
6 ~~Board~~ may not in the exercise of its powers to provide
7 effective public transportation as provided by this Act:

8 (i) require or authorize the operation of, or operate
9 or acquire by eminent domain or otherwise, any public
10 transportation facility or service on terms or in a manner
11 which unreasonably interferes with the ability of a
12 railroad to provide efficient freight or inter-city
13 passenger service. This subparagraph shall not bar the
14 Authority from acquiring title to any property pursuant to
15 Section 2.13 in a manner consistent with this
16 subparagraph.

17 (ii) obtain by eminent domain any interest in any
18 right of way or any other real property of a railroad which
19 is not a public body in excess of the interest to be used
20 for public transportation as provided in this Act.

21 (iii) prohibit the operation of public transportation
22 by a private carrier that does not receive a grant or
23 purchase of service contract from the Authority or a
24 Service Board.

25 (b) If in connection with any construction, acquisition,

1 or other activity undertaken by or for the Authority or a
2 Service Board, or pursuant to any purchase of service or grant
3 agreement with the Authority or a Service Board, any facility
4 of a public utility (as defined in the Public Utilities Act),
5 is removed or relocated from its then-existing site all costs
6 and expenses of such relocation or removal, including the cost
7 of installing such facilities in a new location or locations,
8 and the cost of any land or lands, or interest in land, or any
9 rights required to accomplish such relocation or removal,
10 shall be paid by the Authority or a Service Board. If any such
11 facilities are so relocated onto the properties of the
12 Authority or the Service Board or onto properties made
13 available for that purpose by the Authority or the Service
14 Board, there shall be no rent, fee, or other charge of any kind
15 imposed upon the public utility owning or operating such
16 facilities in excess of that imposed prior to such relocation
17 and such public utility, and its successors and assigns, shall
18 be granted the right to operate such facilities in the new
19 location or locations for as long a period and upon the same
20 terms and conditions as it had the right to maintain and
21 operate such facilities in their former location. Nothing in
22 this paragraph (b) shall prevent the Authority or the Service
23 Board and a transportation agency from agreeing in a purchase
24 of service agreement or otherwise to make different
25 arrangements for such relocations or the costs thereof.

26 (Source: P.A. 100-863, eff. 8-14-18.)

1 (70 ILCS 3615/2.30)

2 Sec. 2.30. Paratransit services.

3 (a) For purposes of this Act, "ADA paratransit services"
4 shall mean those comparable or specialized transportation
5 services provided by, or under grant or purchase of service
6 contracts of, the Service Boards to individuals with
7 disabilities who are unable to use fixed route transportation
8 systems and who are determined to be eligible, for some or all
9 of their trips, for such services under the Americans with
10 Disabilities Act of 1990 and its implementing regulations.

11 (b) Beginning July 1, 2005, the Authority is responsible
12 for the funding, from amounts on deposit in the ADA
13 Paratransit Fund established under Section 2.01d of this Act,
14 financial review and oversight of all ADA paratransit services
15 that are provided by the Authority or by any of the Service
16 Boards. The Suburban Bus Division ~~Board~~ shall operate or
17 provide for the operation of all ADA paratransit services by
18 no later than July 1, 2006, except that this date may be
19 extended to the extent necessary to obtain approval from the
20 Federal Transit Administration of the plan prepared pursuant
21 to subsection (c).

22 (c) No later than January 1, 2006, the Authority, in
23 collaboration with the Suburban Bus Division ~~Board~~ and the
24 Chicago Transit Authority, shall develop a plan for the
25 provision of ADA paratransit services and submit such plan to

1 the Federal Transit Administration for approval. Approval of
2 such plan by the Authority shall require the affirmative votes
3 of 12 of the then Directors. The Suburban Bus Division Board,
4 the Chicago Transit Authority and the Authority shall comply
5 with the requirements of the Americans with Disabilities Act
6 of 1990 and its implementing regulations in developing and
7 approving such plan including, without limitation, consulting
8 with individuals with disabilities and groups representing
9 them in the community, and providing adequate opportunity for
10 public comment and public hearings. The plan shall include the
11 contents required for a paratransit plan pursuant to the
12 Americans with Disabilities Act of 1990 and its implementing
13 regulations. The plan shall also include, without limitation,
14 provisions to:

15 (1) maintain, at a minimum, the levels of ADA
16 paratransit service that are required to be provided by
17 the Service Boards pursuant to the Americans with
18 Disabilities Act of 1990 and its implementing regulations;

19 (2) transfer the appropriate ADA paratransit services,
20 management, personnel, service contracts and assets from
21 the Chicago Transit Authority to the Authority or the
22 Suburban Bus Division Board, as necessary, by no later
23 than July 1, 2006, except that this date may be extended to
24 the extent necessary to obtain approval from the Federal
25 Transit Administration of the plan prepared pursuant to
26 this subsection (c);

1 (3) provide for consistent policies throughout the
2 metropolitan region for scheduling of ADA paratransit
3 service trips to and from destinations, with consideration
4 of scheduling of return trips on a "will-call" open-ended
5 basis upon request of the rider, if practicable, and with
6 consideration of an increased number of trips available by
7 subscription service than are available as of the
8 effective date of this amendatory Act;

9 (4) provide that service contracts and rates, entered
10 into or set after the approval by the Federal Transit
11 Administration of the plan prepared pursuant to subsection
12 (c) of this Section, with private carriers and taxicabs
13 for ADA paratransit service are procured by means of an
14 open procurement process;

15 (5) provide for fares, fare collection and billing
16 procedures for ADA paratransit services throughout the
17 metropolitan region;

18 (6) provide for performance standards for all ADA
19 paratransit service transportation carriers, with
20 consideration of door-to-door service;

21 (7) provide, in cooperation with the Illinois
22 Department of Transportation, the Illinois Department of
23 Public Aid and other appropriate public agencies and
24 private entities, for the application and receipt of
25 grants, including, without limitation, reimbursement from
26 Medicaid or other programs for ADA paratransit services;

1 (8) provide for a system of dispatch of ADA
2 paratransit services transportation carriers throughout
3 the metropolitan region, with consideration of
4 county-based dispatch systems already in place as of the
5 effective date of this amendatory Act;

6 (9) provide for a process of determining eligibility
7 for ADA paratransit services that complies with the
8 Americans with Disabilities Act of 1990 and its
9 implementing regulations;

10 (10) provide for consideration of innovative methods
11 to provide and fund ADA paratransit services; and

12 (11) provide for the creation of one or more ADA
13 advisory boards, or the reconstitution of the existing ADA
14 advisory boards for the Service Boards, to represent the
15 diversity of individuals with disabilities in the
16 metropolitan region and to provide appropriate ongoing
17 input from individuals with disabilities into the
18 operation of ADA paratransit services.

19 (d) All revisions and annual updates to the ADA
20 paratransit services plan developed pursuant to subsection (c)
21 of this Section, or certifications of continued compliance in
22 lieu of plan updates, that are required to be provided to the
23 Federal Transit Administration shall be developed by the
24 Authority, in collaboration with the Suburban Bus Division
25 ~~Board~~ and the Chicago Transit Authority, and the Authority
26 shall submit such revision, update or certification to the

1 Federal Transit Administration for approval. Approval of such
2 revisions, updates or certifications by the Authority shall
3 require the affirmative votes of 12 of the then Directors.

4 (e) The Illinois Department of Transportation, the
5 Illinois Department of Public Aid, the Authority, the Suburban
6 Bus Division ~~Board~~ and the Chicago Transit Authority shall
7 enter into intergovernmental agreements as may be necessary to
8 provide funding and accountability for, and implementation of,
9 the requirements of this Section.

10 (f) By no later than April 1, 2007, the Authority shall
11 develop and submit to the General Assembly and the Governor a
12 funding plan for ADA paratransit services. Approval of such
13 plan by the Authority shall require the affirmative votes of
14 12 of the then Directors. The funding plan shall, at a minimum,
15 contain an analysis of the current costs of providing ADA
16 paratransit services, projections of the long-term costs of
17 providing ADA paratransit services, identification of and
18 recommendations for possible cost efficiencies in providing
19 ADA paratransit services, and identification of and
20 recommendations for possible funding sources for providing ADA
21 paratransit services. The Illinois Department of
22 Transportation, the Illinois Department of Public Aid, the
23 Suburban Bus Division ~~Board~~, the Chicago Transit Authority and
24 other State and local public agencies as appropriate shall
25 cooperate with the Authority in the preparation of such
26 funding plan.

1 (g) Any funds derived from the federal Medicaid program
2 for reimbursement of the costs of providing ADA paratransit
3 services within the metropolitan region shall be directed to
4 the Authority and shall be used to pay for or reimburse the
5 costs of providing such services.

6 (h) Nothing in this amendatory Act shall be construed to
7 conflict with the requirements of the Americans with
8 Disabilities Act of 1990 and its implementing regulations.

9 (Source: P.A. 94-370, eff. 7-29-05; 95-708, eff. 1-18-08.)

10 (70 ILCS 3615/3.01) (from Ch. 111 2/3, par. 703.01)

11 Sec. 3.01. Board of Directors. The corporate authorities
12 and governing body of the Authority shall be a Board
13 consisting of ~~13 Directors until April 1, 2008, and 16~~
14 ~~Directors thereafter,~~ appointed as follows:

15 (a) Four Directors appointed by the Mayor of the City of
16 Chicago, with the advice and consent of the City Council of the
17 City of Chicago, ~~and, only until April 1, 2008, a fifth~~
18 ~~director who shall be the Chairman of the Chicago Transit~~
19 ~~Authority. After April 1, 2008, the Mayor of the City of~~
20 ~~Chicago, with the advice and consent of the City Council of the~~
21 ~~City of Chicago, shall appoint a fifth Director. The Directors~~
22 ~~appointed by the Mayor of the City of Chicago shall not be the~~
23 ~~Chairman or a Director of the Chicago Transit Authority.~~ Each
24 such Director shall reside in the City of Chicago.

25 (b) Four Directors ~~appointed by the votes of a majority of~~

1 ~~the members of the Cook County Board elected from districts, a~~
2 ~~majority of the electors of which reside outside Chicago.~~
3 ~~After April 1, 2008, a fifth Director appointed by the~~
4 ~~President of the Cook County Board with the advice and consent~~
5 ~~of the members of the Cook County Board. Each Director~~
6 ~~appointed under this subparagraph shall reside in that part of~~
7 ~~Cook County outside Chicago.~~

8 (c) Four Directors appointed by the Governor, with the
9 advice and consent of the Mayor of the City of Chicago, the
10 President of the Cook County Board, and a majority of the
11 county boards of DuPage, Kane, Lake, McHenry, and Will
12 Counties as follows: Until April 1, 2008, 3 Directors
13 ~~appointed by the Chairmen of the County Boards of DuPage,~~
14 ~~Kane, Lake, McHenry, and Will Counties, as follows:~~

15 (i) Three Directors who reside in the metropolitan
16 region ~~Two Directors appointed by the Chairmen of the~~
17 ~~county boards of Kane, Lake, McHenry and Will Counties,~~
18 ~~with the concurrence of not less than a majority of the~~
19 ~~Chairmen from such counties, from nominees by the~~
20 ~~Chairmen. Each such Chairman may nominate not more than 2~~
21 ~~persons for each position. Each such Director shall reside~~
22 ~~in a county in the metropolitan region other than Cook or~~
23 ~~DuPage Counties.~~

24 (ii) One Director who shall be the Chairman of the
25 Board ~~One Director appointed by the Chairman of the DuPage~~
26 ~~County Board with the advice and consent of the DuPage~~

1 ~~County Board. Such Director shall reside in DuPage County.~~

2 (d) ~~Five~~ After April 1, 2008, 5 Directors appointed by the
3 Chairmen of the County Boards of DuPage, Kane, Lake and
4 McHenry Counties and the County Executive of Will County, as
5 follows:

6 (i) One Director appointed by the Chairman of the Kane
7 County Board with the advice and consent of the Kane
8 County Board. Such Director shall reside in Kane County.

9 (ii) One Director appointed by the County Executive of
10 Will County with the advice and consent of the Will County
11 Board. Such Director shall reside in Will County.

12 (iii) One Director appointed by the Chairman of the
13 DuPage County Board with the advice and consent of the
14 DuPage County Board. Such Director shall reside in DuPage
15 County.

16 (iv) One Director appointed by the Chairman of the
17 Lake County Board with the advice and consent of the Lake
18 County Board. Such Director shall reside in Lake County.

19 (v) One Director appointed by the Chairman of the
20 McHenry County Board with the advice and consent of the
21 McHenry County Board. Such Director shall reside in
22 McHenry County.

23 (vi) To implement the changes in appointing authority
24 under this subparagraph (d) the three Directors
25 appointed under subparagraph (c) and residing in Lake
26 County, DuPage County, and Kane County respectively shall

1 each continue to serve as Director until the expiration of
2 their respective term of office and until his or her
3 successor is appointed and qualified or a vacancy occurs
4 in the office. Thereupon, the appointment shall be made by
5 the officials given appointing authority with respect to
6 the Director whose term has expired or office has become
7 vacant.

8 (e) The Chairman serving on January 1, 2026 ~~the effective~~
9 ~~date of this amendatory Act of the 95th General Assembly~~ shall
10 continue to serve as Chairman until the earlier of: the
11 expiration of his or her term of office; ~~and until~~ his or her
12 successor is appointed and qualified; ~~or a vacancy occurs in~~
13 ~~the office. Upon the expiration or vacancy of the term of the~~
14 ~~Chairman then serving upon the effective date of this~~
15 ~~amendatory Act of the 95th General Assembly, the Chairman~~
16 ~~shall be appointed by the other Directors, by the affirmative~~
17 ~~vote of at least 11 of the then Directors with at least 2~~
18 ~~affirmative votes from Directors who reside in the City of~~
19 ~~Chicago, at least 2 affirmative votes from Directors who~~
20 ~~reside in Cook County outside the City of Chicago, and at least~~
21 ~~2 affirmative votes from Directors who reside in the Counties~~
22 ~~of DuPage, Lake, Will, Kane, or McHenry. The chairman shall~~
23 ~~not be appointed from among the other Directors. The chairman~~
24 ~~shall be a resident of the metropolitan region.~~

25 (f) Except as otherwise provided by this Act no Director
26 shall, while serving as such, be an officer, a member of the

1 Board of Directors or Trustees or an employee of any Service
2 Board or transportation agency, or be an employee of the State
3 of Illinois or any department or agency thereof, or of any
4 municipality, county, or any other unit of local government or
5 receive any compensation from any elected or appointed office
6 under the Constitution and laws of Illinois; except that a
7 Director may be a member of a school board.

8 (g) Each appointment made under this Section and under
9 Section 3.03 shall be certified by the appointing authority to
10 the Board, which shall maintain the certifications as part of
11 the official records of the Authority.

12 (h) (Blank).

13 (Source: P.A. 98-709, eff. 7-16-14.)

14 (70 ILCS 3615/3.04) (from Ch. 111 2/3, par. 703.04)

15 Sec. 3.04. Compensation. Each Director, including the
16 Chairman, ~~except for the Chairman of the Chicago Transit~~
17 ~~Authority who shall not be compensated by the Authority,~~ shall
18 be compensated at the rate of \$25,000 per year.

19 Officers of the Authority shall not be required to comply
20 with the requirements of the Public Funds Statement
21 Publication Act ~~"An Act requiring certain custodians of public~~
22 ~~moneys to file and publish statements of the receipts and~~
23 ~~disbursements thereof", approved June 24, 1919, as now or~~
24 ~~hereafter amended.~~

25 (Source: P.A. 83-885; 83-886.)

1 (70 ILCS 3615/3.08) (from Ch. 111 2/3, par. 703.08)

2 Sec. 3.08. There is established a Regional Citizens
3 Advisory Board. This board shall be comprised of the Chairmen
4 of the Citizens Advisory Boards of the Chicago Transit
5 Authority, the Commuter Rail Division, ~~Board~~ and the Suburban
6 Bus Division ~~Board~~. This Board shall meet at least quarterly
7 and shall advise the Board of the impact of its policies and
8 programs on the communities within the metropolitan region.
9 Members shall serve without compensation.

10 (Source: P.A. 83-886.)

11 (70 ILCS 3615/3.13 new)

12 Sec. 3.13. Committees. The Chairman of the Board shall
13 appoint members of the following committees, composed only of
14 Directors of the Board, with the advice and consent of the
15 applicable persons or entities who have the authority to
16 appoint each category of Directors:

17 (1) The Chicago Transit Authority Committee shall be
18 composed of the following Directors: 3 Directors residing
19 in the City of Chicago not appointed by the Governor; one
20 Director residing in Cook County outside of the City of
21 Chicago; one Director residing in DuPage County, Kane
22 County, Lake County, McHenry County, or Will County; and 2
23 of the Directors appointed by the Governor.

24 (2) The Commuter Rail Committee shall be composed of

1 the following Directors: 2 Directors residing in the City
2 of Chicago not appointed by the Governor; 2 Directors
3 residing in Cook County outside of the City of Chicago; 2
4 Directors residing in DuPage County, Kane County, Lake
5 County, McHenry County, or Will County; and one of the
6 Directors appointed by the Governor.

7 (3) The Suburban Bus Committee shall be composed of
8 the following Directors: one Director residing in the City
9 of Chicago not appointed by the Governor; 2 Directors
10 residing in Cook County outside of the City of Chicago; 3
11 Directors residing in DuPage County, Kane County, Lake
12 County, McHenry County, or Will County; and one of the
13 Directors appointed by the Governor.

14 (4) The Paratransit and Innovations Committee shall be
15 composed of the following Directors: 2 Directors residing
16 in the City of Chicago not appointed by the Governor; 2
17 Directors residing in Cook County outside of the City of
18 Chicago; 2 Directors residing in DuPage County, Kane
19 County, Lake County, McHenry County, or Will County; and
20 one of the Directors appointed by the Governor.

21 (5) The Budget and Finance Committee shall be composed
22 of the following Directors: 2 Directors residing in the
23 City of Chicago not appointed by the Governor; 2 Directors
24 residing in Cook County outside of the City of Chicago; 2
25 Directors residing in DuPage County, Kane County, Lake
26 County, McHenry County, or Will County; and 2 of the

1 Directors appointed by the Governor.

2 (6) The Planning and Capital Program Committee shall
3 be composed of the following Directors: 2 Directors
4 residing in the City of Chicago not appointed by the
5 Governor; 2 Directors residing in Cook County outside of
6 the City of Chicago; 2 Directors residing in DuPage
7 County, Kane County, Lake County, McHenry County, or Will
8 County; and 2 of the Directors appointed by the Governor.

9 (7) The Audit and Compliance Committee shall be
10 composed of the following Directors: one Director residing
11 in the City of Chicago not appointed by the Governor; one
12 Director residing in Cook County outside of the City of
13 Chicago; one Director residing in DuPage County, Kane
14 County, Lake County, McHenry County, or Will County; and
15 one of the Directors appointed by the Governor.

16 The Chicago Transit Authority Committee, Commuter Rail
17 Committee, and Suburban Bus Committee shall oversee operations
18 of each of those respective divisions of the Authority and
19 provided recommendations to the Board relating to those
20 respective divisions. The other committees shall oversee
21 operations in the respective areas of each committee and
22 provide recommendations to the Board relating to those
23 respective areas.

24 (70 ILCS 3615/3A.01) (from Ch. 111 2/3, par. 703A.01)
25 Sec. 3A.01. Suburban Bus Division. There is established

1 within the Authority the Suburban Bus Division as the
2 operating division responsible for providing public
3 transportation by bus and as may be provided in this Act.
4 Purchase of service agreements between a transportation agency
5 and the Authority in effect on the effective date of this
6 amendatory Act shall remain in full force and effect in
7 accordance with the terms of such agreement. Such agreements,
8 on and after January 1, 2026, ~~shall first be the~~
9 ~~responsibility of the Transition Board and, on the date of its~~
10 ~~creation,~~ shall be the responsibility of the Regional
11 Transportation Authority ~~the Suburban Bus Division~~ and its
12 Board.

13 (Source: P.A. 83-885; 83-886.)

14 (70 ILCS 3615/3A.02) (from Ch. 111 2/3, par. 703A.02)

15 Sec. 3A.02. Suburban Bus Board. On and after January 1,
16 2026: (1) the powers and duties of the Suburban Bus Board shall
17 be exercised and performed by the Regional Transportation
18 Authority Board, and any references to the Suburban Bus Board
19 in this Article shall be construed as references to the
20 Regional Transportation Authority Board; (2) the Suburban Bus
21 Board is dissolved; and (3) all terms of the directors of the
22 Suburban Bus Board are terminated. ~~The governing body of the~~
23 ~~Suburban Bus Division shall be a board consisting of 13~~
24 ~~directors appointed as follows:~~

25 ~~(a) Six Directors appointed by the members of the Cook~~

1 ~~County Board elected from that part of Cook County outside~~
2 ~~of Chicago, or in the event such Board of Commissioners~~
3 ~~becomes elected from single member districts, by those~~
4 ~~Commissioners elected from districts, a majority of the~~
5 ~~residents of which reside outside of Chicago from the~~
6 ~~chief executive officers of the municipalities, of that~~
7 ~~portion of Cook County outside of Chicago. Provided~~
8 ~~however, that:~~

9 ~~(i) One of the Directors shall be the chief~~
10 ~~executive officer of a municipality within the area of~~
11 ~~the Northwest Region defined in Section 3A.13;~~

12 ~~(ii) One of the Directors shall be the chief~~
13 ~~executive officer of a municipality within the area of~~
14 ~~the North Central Region defined in Section 3A.13;~~

15 ~~(iii) One of the Directors shall be the chief~~
16 ~~executive officer of a municipality within the area of~~
17 ~~the North Shore Region defined in Section 3A.13;~~

18 ~~(iv) One of the Directors shall be the chief~~
19 ~~executive officer of a municipality within the area of~~
20 ~~the Central Region defined in Section 3A.13;~~

21 ~~(v) One of the Directors shall be the chief~~
22 ~~executive officer of a municipality within the area of~~
23 ~~the Southwest Region defined in Section 3A.13;~~

24 ~~(vi) One of the Directors shall be the chief~~
25 ~~executive officer of a municipality within the area of~~
26 ~~the South Region defined in Section 3A.13;~~

1 ~~(b) One Director by the Chairman of the Kane County~~
2 ~~Board who shall be a chief executive officer of a~~
3 ~~municipality within Kane County;~~

4 ~~(c) One Director by the Chairman of the Lake County~~
5 ~~Board who shall be a chief executive officer of a~~
6 ~~municipality within Lake County;~~

7 ~~(d) One Director by the Chairman of the DuPage County~~
8 ~~Board who shall be a chief executive officer of a~~
9 ~~municipality within DuPage County;~~

10 ~~(e) One Director by the Chairman of the McHenry County~~
11 ~~Board who shall be a chief executive officer of a~~
12 ~~municipality within McHenry County;~~

13 ~~(f) One Director by the Chairman of the Will County~~
14 ~~Board who shall be a chief executive officer of a~~
15 ~~municipality within Will County;~~

16 ~~(g) The Commissioner of the Mayor's Office for People~~
17 ~~with Disabilities, from the City of Chicago, who shall~~
18 ~~serve as an ex officio member; and~~

19 ~~(h) The Chairman by the Governor for the initial term,~~
20 ~~and thereafter by a majority of the Chairmen of the~~
21 ~~DuPage, Kane, Lake, McHenry and Will County Boards and the~~
22 ~~members of the Cook County Board elected from that part of~~
23 ~~Cook County outside of Chicago, or in the event such Board~~
24 ~~of Commissioners is elected from single member districts,~~
25 ~~by those Commissioners elected from districts, a majority~~
26 ~~of the electors of which reside outside of Chicago; and~~

1 ~~who after the effective date of this amendatory Act of the~~
2 ~~95th General Assembly may not be a resident of the City of~~
3 ~~Chicago.~~

4 ~~Each appointment made under paragraphs (a) through (g) and~~
5 ~~under Section 3A.03 shall be certified by the appointing~~
6 ~~authority to the Suburban Bus Board which shall maintain the~~
7 ~~certifications as part of the official records of the Suburban~~
8 ~~Bus Board; provided that the initial appointments shall be~~
9 ~~certified to the Secretary of State, who shall transmit the~~
10 ~~certifications to the Suburban Bus Board following its~~
11 ~~organization.~~

12 ~~For the purposes of this Section, "chief executive officer~~
13 ~~of a municipality" includes a former chief executive officer~~
14 ~~of a municipality within the specified Region or County,~~
15 ~~provided that the former officer continues to reside within~~
16 ~~such Region or County.~~

17 (Source: P.A. 95-906, eff. 8-26-08.)

18 (70 ILCS 3615/3A.05) (from Ch. 111 2/3, par. 703A.05)

19 Sec. 3A.05. Appointment of officers and employees. The
20 Executive Director of the Authority, with the advice and
21 consent of the Suburban Bus Committee, Board shall appoint an
22 Executive Director who shall be the chief executive officer of
23 the Division, appointed, retained or dismissed with the
24 concurrence of 4 ~~9~~ of the directors of the Suburban Bus
25 Committee Board. The Executive Director shall appoint, retain

1 and employ officers, attorneys, agents, engineers, employees
2 and shall organize the staff, shall allocate their functions
3 and duties, fix compensation and conditions of employment, and
4 consistent with the policies of and direction from the
5 ~~Suburban Bus~~ Board and the Suburban Bus Committee take all
6 actions necessary to achieve its purposes, fulfill its
7 responsibilities and carry out its powers, and shall have such
8 other powers and responsibilities as the ~~Suburban Bus~~ Board
9 and the Suburban Bus Committee shall determine. The Executive
10 Director shall be an individual of proven transportation and
11 management skills and may not be a member of the ~~Suburban Bus~~
12 Board. The Division may employ its own professional management
13 personnel to provide professional and technical expertise
14 concerning its purposes and powers and to assist it in
15 assessing the performance of transportation agencies in the
16 metropolitan region. A person appointed or employed under this
17 Section whose term or employment has not been terminated on
18 January 1, 2026 shall continue in his or her position with the
19 Suburban Bus Division until the expiration of his or her
20 appointment or employment, resignation, or removal.

21 No employee, officer, or agent of the Suburban Bus
22 Division ~~Board~~ may receive a bonus that exceeds 10% of his or
23 her annual salary unless that bonus has been reviewed by the
24 Regional Transportation Authority Board for a period of 14
25 days. After 14 days, the contract shall be considered
26 reviewed. This Section does not apply to usual and customary

1 salary adjustments.

2 No unlawful discrimination, as defined and prohibited in
3 the Illinois Human Rights Act, shall be made in any term or
4 aspect of employment nor shall there be discrimination based
5 upon political reasons or factors. The Suburban Bus Division
6 ~~Board~~ shall establish regulations to insure that its
7 discharges shall not be arbitrary and that hiring and
8 promotion are based on merit.

9 The Division shall be subject to the "Illinois Human
10 Rights Act", as now or hereafter amended, and the remedies and
11 procedure established thereunder. The Suburban Bus Division
12 ~~Board~~ shall file an affirmative action program for employment
13 by it with the Department of Human Rights to ensure that
14 applicants are employed and that employees are treated during
15 employment, without regard to unlawful discrimination. Such
16 affirmative action program shall include provisions relating
17 to hiring, upgrading, demotion, transfer, recruitment,
18 recruitment advertising, selection for training and rates of
19 pay or other forms of compensation.

20 (Source: P.A. 98-1027, eff. 1-1-15.)

21 (70 ILCS 3615/3A.09) (from Ch. 111 2/3, par. 703A.09)

22 Sec. 3A.09. General powers. In addition to any powers
23 elsewhere provided to the Suburban Bus Division or the former
24 Suburban Bus Board, the Regional Transportation Authority
25 Board ~~it~~ shall have all of the powers specified in Section 2.20

1 of this Act except for the powers specified in Section
2 2.20(a)(v). The Board shall also have the power:

3 (a) (blank); ~~to cooperate with the Regional~~
4 ~~Transportation Authority in the exercise by the Regional~~
5 ~~Transportation Authority of all the powers granted it by~~
6 ~~such Act;~~

7 (b) to receive funds for the Division from the
8 Regional Transportation Authority pursuant to Sections
9 2.02, 4.01, 4.02, 4.09 and 4.10 of the Regional
10 Transportation Authority Act, all as provided in the
11 Regional Transportation Authority Act;

12 (c) to receive financial grants from the Regional
13 Transportation Authority or a Service Board, as defined in
14 the Regional Transportation Authority Act, upon such terms
15 and conditions as shall be set forth in a grant contract
16 between either the Division and the Regional
17 Transportation Authority or the Division and another
18 Service Board, which contract or agreement may be for such
19 number of years or duration as the parties agree, all as
20 provided in the Regional Transportation Authority Act;

21 (d) to perform all functions necessary for the
22 provision of paratransit services under Section 2.30 of
23 this Act;

24 (e) to borrow money for the purposes of: (i)
25 constructing a new garage in the northwestern Cook County
26 suburbs, (ii) converting the South Cook garage in Markham

1 to a Compressed Natural Gas facility, (iii) constructing a
2 new paratransit garage in DuPage County, (iv) expanding
3 the North Shore garage in Evanston to accommodate
4 additional indoor bus parking, and (v) purchasing new
5 transit buses. For the purpose of evidencing the
6 obligation of the Suburban Bus Division Board to repay any
7 money borrowed as provided in this subsection, the
8 Suburban Bus Division Board may issue revenue bonds from
9 time to time pursuant to ordinance adopted by the ~~Suburban~~
10 ~~Bus~~ Board, subject to the approval of the Regional
11 Transportation Authority of each such issuance by the
12 affirmative vote of 12 of its then Directors; provided
13 that the Suburban Bus Division Board may not issue bonds
14 for the purpose of financing the acquisition,
15 construction, or improvement of any facility other than
16 those listed in this subsection (e). All such bonds shall
17 be payable solely from the revenues or income or any other
18 funds that the Suburban Bus Division Board may receive,
19 provided that the ~~Suburban Bus~~ Board may not pledge as
20 security for such bonds the moneys, if any, that the
21 Suburban Bus Division Board receives from the Regional
22 Transportation Authority pursuant to Section 4.03.3(f) of
23 the Regional Transportation Authority Act. The bonds shall
24 bear interest at a rate not to exceed the maximum rate
25 authorized by the Bond Authorization Act and shall mature
26 at such time or times not exceeding 25 years from their

1 respective dates. Bonds issued pursuant to this paragraph
2 must be issued with scheduled principal or mandatory
3 redemption payments in equal amounts in each fiscal year
4 over the term of the bonds, with the first principal or
5 mandatory redemption payment scheduled within the fiscal
6 year in which bonds are issued or within the next
7 succeeding fiscal year. At least 25%, based on total
8 principal amount, of all bonds authorized pursuant to this
9 Section shall be sold pursuant to notice of sale and
10 public bid. No more than 75%, based on total principal
11 amount, of all bonds authorized pursuant to this Section
12 shall be sold by negotiated sale. The maximum principal
13 amount of the bonds that may be issued may not exceed
14 \$100,000,000. The bonds shall have all the qualities of
15 negotiable instruments under the laws of this State. To
16 secure the payment of any or all of such bonds and for the
17 purpose of setting forth the covenants and undertakings of
18 the Suburban Bus Division Board in connection with the
19 issuance thereof and the issuance of any additional bonds
20 payable from such revenue or income as well as the use and
21 application of the revenue or income received by the
22 Suburban Bus Division Board, the ~~Suburban Bus~~ Board may
23 execute and deliver a trust agreement or agreements;
24 provided that no lien upon any physical property of the
25 Suburban Bus Division Board shall be created thereby. A
26 remedy for any breach or default of the terms of any such

1 trust agreement by the Suburban Bus Division ~~Board~~ may be
2 by mandamus proceedings in any court of competent
3 jurisdiction to compel performance and compliance
4 therewith, but the trust agreement may prescribe by whom
5 or on whose behalf such action may be instituted. Under no
6 circumstances shall any bonds issued by the Suburban Bus
7 Division ~~Board~~ or any other obligation of the Suburban Bus
8 Division ~~Board~~ in connection with the issuance of such
9 bonds be or become an indebtedness or obligation of the
10 State of Illinois, the Regional Transportation Authority,
11 or any other political subdivision of or municipality
12 within the State, nor shall any such bonds or obligations
13 be or become an indebtedness of the Suburban Bus Division
14 ~~Board~~ within the purview of any constitutional limitation
15 or provision, and it shall be plainly stated on the face of
16 each bond that it does not constitute such an indebtedness
17 or obligation but is payable solely from the revenues or
18 income as aforesaid; and

19 (f) to adopt ordinances and make all rules and
20 regulations proper or necessary to regulate the use,
21 operation, and maintenance of its property and facilities
22 and to carry into effect the powers granted to the
23 Suburban Bus Division ~~Board~~, with any necessary fines or
24 penalties, such as the suspension of riding privileges or
25 confiscation of fare media under Section 2.40, as the
26 Board deems proper.

1 (Source: P.A. 103-281, eff. 1-1-24.)

2 (70 ILCS 3615/3A.10) (from Ch. 111 2/3, par. 703A.10)

3 Sec. 3A.10. Budget and Program. The Board ~~Suburban Bus~~
4 ~~Board, subject to the powers of the Authority in Section 4.11,~~
5 shall control the finances of the Division. It shall by
6 ordinance appropriate money to perform the Division's purposes
7 and provide for payment of debts and expenses of the Division.
8 Each year the ~~Suburban Bus~~ Board shall prepare and publish a
9 comprehensive annual budget and proposed five-year capital
10 program document, and a financial plan for the 2 years
11 thereafter describing the state of the Division and presenting
12 for the forthcoming fiscal year and the 2 following years the
13 ~~Suburban Bus~~ Board's plans for such operations and capital
14 expenditures as it intends to undertake and the means by which
15 it intends to finance them. The proposed budget, financial
16 plan, and five-year capital program shall be based on the
17 Authority's estimate of funds to be made available to the
18 Suburban Bus Division ~~Board~~ by or through the Authority and
19 shall conform in all respects to the requirements established
20 by the Authority. The proposed budget, financial plan, and
21 five-year capital program shall contain a statement of the
22 funds estimated to be on hand at the beginning of the fiscal
23 year, the funds estimated to be received from all sources for
24 such year and the funds estimated to be on hand at the end of
25 such year. The fiscal year of the Division shall be the same as

1 the fiscal year of the Authority. Before the proposed budget,
2 financial plan, and five-year capital program are approved by
3 ~~submitted to~~ the Authority, the Suburban Bus Division Board
4 shall hold at least one public hearing thereon in each of the
5 counties in the metropolitan region in which the Division
6 provides service. The Suburban Bus Division Board shall hold
7 at least one meeting for consideration of the proposed budget,
8 financial plan, and five-year capital program with the county
9 board of each of the several counties in the metropolitan
10 region in which the Division provides service. After
11 conducting such hearings and holding such meetings and after
12 making such changes in the proposed budget, financial plan,
13 and five-year capital program as the ~~Suburban Bus~~ Board deems
14 appropriate, the ~~it shall adopt an annual budget ordinance at~~
15 ~~least by November 15 next preceding the beginning of each~~
16 ~~fiscal year. The budget, financial plan, and five-year capital~~
17 program shall then be submitted to the Authority as provided
18 in Section 4.11. ~~In the event that the Board of the Authority~~
19 ~~determines that the budget and financial plan do not meet the~~
20 ~~standards of Section 4.11, the Suburban Bus Board shall make~~
21 ~~such changes as are necessary to meet such requirements and~~
22 ~~adopt an amended budget ordinance. The amended budget~~
23 ~~ordinance shall be resubmitted to the Authority pursuant to~~
24 ~~Section 4.11.~~ The ordinance shall appropriate such sums of
25 money as are deemed necessary to defray all necessary expenses
26 and obligations of the Division, specifying purposes and the

1 objects or programs for which appropriations are made and the
2 amount appropriated for each object or program. Additional
3 appropriations, transfers between items and other changes in
4 such ordinance which do not alter the basis upon which the
5 balanced budget determination was made by the Board of the
6 Authority may be made from time to time by the Suburban Bus
7 Division Board.

8 The budget shall:

9 (i) show a balance between (A) anticipated revenues
10 from all sources including operating subsidies and (B) the
11 costs of providing the services specified and of funding
12 any operating deficits or encumbrances incurred in prior
13 periods, including provision for payment when due of
14 principal and interest on outstanding indebtedness;

15 (ii) show cash balances including the proceeds of any
16 anticipated cash flow borrowing sufficient to pay with
17 reasonable promptness all costs and expenses as incurred;

18 (iii) provide for a level of fares or charges and
19 operating or administrative costs for the public
20 transportation provided by or subject to the jurisdiction
21 of the Suburban Bus Division Board sufficient to allow the
22 Suburban Bus Division Board to meet its required system
23 generated revenues recovery ratio and, beginning with the
24 2007 fiscal year, its system generated ADA paratransit
25 services revenue recovery ratio;

26 (iv) be based upon and employ assumptions and

1 projections which are reasonable and prudent;

2 (v) have been prepared in accordance with sound
3 financial practices as determined by the Board of the
4 Authority;

5 (vi) meet such other uniform financial, budgetary, or
6 fiscal requirements that the Board of the Authority may by
7 rule or regulation establish; and

8 (vii) be consistent with the goals and objectives
9 adopted by the Regional Transportation Authority in the
10 Strategic Plan.

11 (Source: P.A. 94-370, eff. 7-29-05; 95-708, eff. 1-18-08.)

12 (70 ILCS 3615/3A.11) (from Ch. 111 2/3, par. 703A.11)

13 Sec. 3A.11. Citizens Advisory Board. The ~~Suburban Bus~~
14 Board shall establish a citizens advisory board composed of 10
15 residents of those portions of the metropolitan region in
16 which the Suburban Bus Division ~~Board~~ provides service who
17 have an interest in public transportation. The members of the
18 advisory board shall be named for 2 year terms, shall select
19 one of their members to serve as chairman and shall serve
20 without compensation. The citizens advisory board shall meet
21 with the ~~Suburban Bus~~ Board at least quarterly and advise the
22 ~~Suburban Bus~~ Board of the impact of its policies and programs
23 on the communities it serves. Appointments to the citizens
24 advisory board should, to the greatest extent possible,
25 reflect the ethnic, cultural, and geographic diversity of all

1 persons residing within the Suburban Bus Division's ~~Board's~~
2 jurisdiction.

3 (Source: P.A. 95-708, eff. 1-18-08.)

4 (70 ILCS 3615/3A.12) (from Ch. 111 2/3, par. 703A.12)

5 Sec. 3A.12. Working Cash Borrowing. The ~~Suburban Bus~~ Board
6 with the affirmative vote of 11 ~~9~~ of its Directors may ~~demand~~
7 ~~and direct the Board of the Authority to~~ issue Working Cash
8 Notes at such time and in such amounts and having such
9 maturities as the ~~Suburban Bus~~ Board deems proper, provided
10 however any such borrowing shall have been specifically
11 identified in the budget of the ~~Suburban Bus~~ Board ~~as approved~~
12 ~~by the Board of the Authority. Provided further, that the~~
13 ~~Suburban Bus Board may not demand and direct the Board of the~~
14 ~~Authority to have issued and have outstanding at any time in~~
15 ~~excess of \$5,000,000 in Working Cash Notes.~~

16 (Source: P.A. 95-906, eff. 8-26-08.)

17 (70 ILCS 3615/3A.14) (from Ch. 111 2/3, par. 703A.14)

18 Sec. 3A.14. Labor.

19 (a) The provisions of this Section apply to collective
20 bargaining agreements (including extensions and amendments of
21 existing agreements) entered into on or after January 1, 1984.

22 (b) The Suburban Bus Division ~~Board~~ shall deal with and
23 enter into written contracts with their employees, through
24 accredited representatives of such employees authorized to act

1 for such employees concerning wages, salaries, hours, working
2 conditions, and pension or retirement provisions about which a
3 collective bargaining agreement has been entered prior to the
4 effective date of this amendatory Act of 1983. Any such
5 agreement of the Suburban Bus Division ~~Board~~ shall provide
6 that the agreement may be reopened if the amended budget
7 submitted pursuant to Section 2.18a of this Act is not
8 approved by the Board of the Authority. The agreement may not
9 include a provision requiring the payment of wage increases
10 based on changes in the Consumer Price Index. The Suburban Bus
11 Division ~~Board~~ shall not have the authority to enter
12 collective bargaining agreements with respect to inherent
13 management rights, which include such areas of discretion or
14 policy as the functions of the employer, standards of
15 services, its overall budget, the organizational structure and
16 selection of new employees and direction of personnel.
17 Employers, however, shall be required to bargain collectively
18 with regard to policy matters directly affecting wages, hours
19 and terms and conditions of employment, as well as the impact
20 thereon, upon request by employee representatives. To preserve
21 the rights of employers and exclusive representatives which
22 have established collective bargaining relationships or
23 negotiated collective bargaining agreements prior to the
24 effective date of this amendatory Act of 1983, employers shall
25 be required to bargain collectively with regard to any matter
26 concerning wages, hours or conditions of employment about

1 which they have bargained prior to the effective date of this
2 amendatory Act of 1983.

3 (c) The collective bargaining agreement may not include a
4 prohibition on the use of part-time operators on any service
5 operated by the Suburban Bus Division ~~Board~~ except where
6 prohibited by federal law.

7 (d) Within 30 days of the signing of any such collective
8 bargaining agreement, the Suburban Bus Division ~~Board~~ shall
9 determine the costs of each provision of the agreement,
10 prepare an amended budget incorporating the costs of the
11 agreement, and present the amended budget to the Board of the
12 Authority for its approval under Section 4.11. The Board may
13 approve the amended budget by an affirmative vote of 14 ~~12~~ of
14 its then Directors. If the budget is not approved by the Board
15 of the Authority, the agreement may be reopened and its terms
16 may be renegotiated. ~~Any amended budget which may be prepared~~
17 ~~following renegotiation shall be presented to the Board of the~~
18 ~~Authority for its approval in like manner.~~

19 (Source: P.A. 95-708, eff. 1-18-08.)

20 (70 ILCS 3615/3A.15)

21 Sec. 3A.15. Free services; eligibility.

22 (a) Notwithstanding any law to the contrary, no later than
23 60 days following the effective date of this amendatory Act of
24 the 95th General Assembly and until subsection (b) is
25 implemented, any fixed route public transportation services

1 provided by, or under grant or purchase of service contracts
2 of, the Suburban Bus Division ~~Board~~ shall be provided without
3 charge to all senior citizens of the Metropolitan Region aged
4 65 and older, under such conditions as shall be prescribed by
5 the ~~Suburban Bus~~ Board.

6 (b) Notwithstanding any law to the contrary, no later than
7 180 days following the effective date of this amendatory Act
8 of the 96th General Assembly, any fixed route public
9 transportation services provided by, or under grant or
10 purchase of service contracts of, the Suburban Bus Division
11 ~~Board~~ shall be provided without charge to senior citizens aged
12 65 and older who meet the income eligibility limitation set
13 forth in subsection (a-5) of Section 4 of the Senior Citizens
14 and Persons with Disabilities Property Tax Relief Act, under
15 such conditions as shall be prescribed by the Suburban Bus
16 Division ~~Board~~. The Department on Aging shall furnish all
17 information reasonably necessary to determine eligibility,
18 including updated lists of individuals who are eligible for
19 services without charge under this Section. After an initial
20 eligibility determination is made, an individual's eligibility
21 for free services shall automatically renew every 5 years
22 after receipt by the Authority of a copy of the individual's
23 government-issued identification card validating Illinois
24 residency. Nothing in this Section shall relieve the Suburban
25 Bus Division ~~Board~~ from providing reduced fares as may be
26 required by federal law.

1 (Source: P.A. 103-241, eff. 1-1-24.)

2 (70 ILCS 3615/3A.16)

3 Sec. 3A.16. Transit services for individuals with
4 disabilities. Notwithstanding any law to the contrary, no
5 later than 60 days following the effective date of this
6 amendatory Act of the 95th General Assembly, all fixed route
7 public transportation services provided by, or under grant or
8 purchase of service contract of, the Suburban Bus Division
9 ~~Board~~ shall be provided without charge to all persons with
10 disabilities who meet the income eligibility limitation set
11 forth in subsection (a-5) of Section 4 of the Senior Citizens
12 and Persons with Disabilities Property Tax Relief Act, under
13 such procedures as shall be prescribed by the Board. The
14 Department on Aging shall furnish all information reasonably
15 necessary to determine eligibility, including updated lists of
16 individuals who are eligible for services without charge under
17 this Section. After an initial eligibility determination is
18 made, an individual's eligibility for free services shall
19 automatically renew every 5 years after receipt by the
20 Authority of a copy of the individual's government-issued
21 identification card validating Illinois residency. Individuals
22 who have not submitted an Illinois Persons with a Disability
23 Identification Card to the Authority shall also submit a
24 document verifying the individual's disability.

25 (Source: P.A. 103-241, eff. 1-1-24.)

1 (70 ILCS 3615/3A.17)

2 Sec. 3A.17. Emergency protocols. ~~The~~ ~~Within 6 months after~~
3 ~~the effective date of this amendatory Act of the 96th General~~
4 ~~Assembly,~~ the Suburban Bus Division ~~Board~~ must maintain
5 ~~develop~~ written protocols to respond to medical and sanitation
6 emergencies and to other safety hazards.

7 (Source: P.A. 96-677, eff. 8-25-09.)

8 (70 ILCS 3615/3A.18)

9 Sec. 3A.18. Employment contracts. Except as otherwise
10 provided in Section 3A.14, before the Suburban Bus Division
11 ~~Board~~ may enter into or amend any employment contract in
12 excess of \$100,000, the ~~Suburban Bus~~ Board must review ~~submit~~
13 that contract or amendment ~~to the Board for review~~ for a period
14 of 14 days. After 14 days, the contract shall be considered
15 reviewed. This Section applies only to contracts entered into
16 or amended on or after the effective date of this amendatory
17 Act of the 98th General Assembly.

18 (Source: P.A. 98-1027, eff. 1-1-15.)

19 (70 ILCS 3615/3B.01) (from Ch. 111 2/3, par. 703B.01)

20 Sec. 3B.01. Commuter Rail Division. There is established
21 within the Authority the Commuter Rail Division as the
22 operating division responsible for providing public
23 transportation by commuter rail. Purchase of service

1 agreements between a transportation agency and the Authority
2 in effect on the effective date of this amendatory Act shall
3 remain in full force and effect in accordance with the terms of
4 such agreement. Such agreements, on and after January 1, 2026,
5 ~~shall first be the responsibility of the Transition Board and,~~
6 ~~on the date of its creation,~~ shall become the responsibility
7 of the Regional Transportation Authority Commuter Rail
8 ~~Division~~ and its Board.

9 (Source: P.A. 83-885; 83-886.)

10 (70 ILCS 3615/3B.02) (from Ch. 111 2/3, par. 703B.02)

11 Sec. 3B.02. Commuter Rail Board. On and after January 1,
12 2026: (1) the powers and duties of the Commuter Rail Board
13 shall be exercised and performed by the Regional
14 Transportation Authority Board, and any references to the
15 Commuter Rail Board in this Article shall be construed as
16 references to the Regional Transportation Authority Board; (2)
17 the Commuter Rail Board is dissolved; and (3) all terms of the
18 directors of the Commuter Rail Board are terminated. (a) Until
19 April 1, 2008, the governing body of the Commuter Rail
20 Division shall be a board consisting of 7 directors appointed
21 pursuant to Sections 3B.03 and 3B.04, as follows:

22 ~~(1) One director shall be appointed by the Chairman of~~
23 ~~the Board of DuPage County with the advice and consent of~~
24 ~~the County Board of DuPage County and shall reside in~~
25 ~~DuPage County.~~

1 ~~(2) Two directors appointed by the Chairmen of the~~
2 ~~County Boards of Kane, Lake, McHenry and Will Counties~~
3 ~~with the concurrence of not less than a majority of the~~
4 ~~chairmen from such counties, from nominees by the~~
5 ~~Chairmen. Each such chairman may nominate not more than~~
6 ~~two persons for each position. Each such director shall~~
7 ~~reside in a county in the metropolitan region other than~~
8 ~~Cook or DuPage County.~~

9 ~~(3) Three directors appointed by the members of the~~
10 ~~Cook County Board elected from that part of Cook County~~
11 ~~outside of Chicago, or, in the event such Board of~~
12 ~~Commissioners becomes elected from single member~~
13 ~~districts, by those Commissioners elected from districts,~~
14 ~~a majority of the residents of which reside outside~~
15 ~~Chicago. In either case, such appointment shall be with~~
16 ~~the concurrence of four such Commissioners. Each such~~
17 ~~director shall reside in that part of Cook County outside~~
18 ~~Chicago.~~

19 ~~(4) One director appointed by the Mayor of the City of~~
20 ~~Chicago, with the advice and consent of the City Council~~
21 ~~of the City of Chicago. Such director shall reside in the~~
22 ~~City of Chicago.~~

23 ~~(5) The chairman shall be appointed by the directors,~~
24 ~~from the members of the board, with the concurrence of 5 of~~
25 ~~such directors.~~

26 ~~(b) After April 1, 2008 the governing body of the Commuter~~

1 ~~Rail Division shall be a board consisting of 11 directors~~
2 ~~appointed, pursuant to Sections 3B.03 and 3B.04, as follows:~~

3 ~~(1) One Director shall be appointed by the Chairman of~~
4 ~~the DuPage County Board with the advice and consent of the~~
5 ~~DuPage County Board and shall reside in DuPage County. To~~
6 ~~implement the changes in appointing authority under this~~
7 ~~Section, upon the expiration of the term of or vacancy in~~
8 ~~office of the Director appointed under item (1) of~~
9 ~~subsection (a) of this Section who resides in DuPage~~
10 ~~County, a Director shall be appointed under this~~
11 ~~subparagraph.~~

12 ~~(2) One Director shall be appointed by the Chairman of~~
13 ~~the McHenry County Board with the advice and consent of~~
14 ~~the McHenry County Board and shall reside in McHenry~~
15 ~~County. To implement the change in appointing authority~~
16 ~~under this Section, upon the expiration of the term of or~~
17 ~~vacancy in office of the Director appointed under item (2)~~
18 ~~of subsection (a) of this Section who resides in McHenry~~
19 ~~County, a Director shall be appointed under this~~
20 ~~subparagraph.~~

21 ~~(3) One Director shall be appointed by the Will County~~
22 ~~Executive with the advice and consent of the Will County~~
23 ~~Board and shall reside in Will County. To implement the~~
24 ~~change in appointing authority under this Section, upon~~
25 ~~the expiration of the term of or vacancy in office of the~~
26 ~~Director appointed under item (2) of subsection (a) of~~

1 ~~this Section who resides in Will County, a Director shall~~
2 ~~be appointed under this subparagraph.~~

3 ~~(4) One Director shall be appointed by the Chairman of~~
4 ~~the Lake County Board with the advice and consent of the~~
5 ~~Lake County Board and shall reside in Lake County.~~

6 ~~(5) One Director shall be appointed by the Chairman of~~
7 ~~the Kane County Board with the advice and consent of the~~
8 ~~Kane County Board and shall reside in Kane County.~~

9 ~~(6) One Director shall be appointed by the Mayor of~~
10 ~~the City of Chicago with the advice and consent of the City~~
11 ~~Council of the City of Chicago and shall reside in the City~~
12 ~~of Chicago. To implement the changes in appointing~~
13 ~~authority under this Section, upon the expiration of the~~
14 ~~term of or vacancy in office of the Director appointed~~
15 ~~under item (4) of subsection (a) of this Section who~~
16 ~~resides in the City of Chicago, a Director shall be~~
17 ~~appointed under this subparagraph.~~

18 ~~(7) Five Directors residing in Cook County outside of~~
19 ~~the City of Chicago, as follows:~~

20 ~~(i) One Director who resides in Cook County~~
21 ~~outside of the City of Chicago, appointed by the~~
22 ~~President of the Cook County Board with the advice and~~
23 ~~consent of the members of the Cook County Board.~~

24 ~~(ii) One Director who resides in the township of~~
25 ~~Barrington, Palatine, Wheeling, Hanover, Schaumburg,~~
26 ~~or Elk Grove. To implement the changes in appointing~~

1 ~~authority under this Section, upon the expiration of~~
2 ~~the term of or vacancy in office of the Director~~
3 ~~appointed under paragraph (3) of subsection (a) of~~
4 ~~this Section who resides in the geographic area~~
5 ~~described in this subparagraph, a Director shall be~~
6 ~~appointed under this subparagraph.~~

7 ~~(iii) One Director who resides in the township of~~
8 ~~Northfield, New Trier, Maine, Niles, Evanston, Leyden,~~
9 ~~Norwood Park, River Forest, or Oak Park.~~

10 ~~(iv) One Director who resides in the township of~~
11 ~~Proviso, Riverside, Berwyn, Cicero, Lyons, Stickney,~~
12 ~~Lemont, Palos, or Orland. To implement the changes in~~
13 ~~appointing authority under this Section, upon the~~
14 ~~expiration of the term of or vacancy in office of the~~
15 ~~Director appointed under paragraph (3) of subsection~~
16 ~~(a) of this Section who resides in the geographic area~~
17 ~~described in this subparagraph and whose term of~~
18 ~~office had not expired as of August 1, 2007, a Director~~
19 ~~shall be appointed under this subparagraph.~~

20 ~~(v) One Director who resides in the township of~~
21 ~~Worth, Calumet, Bremen, Thornton, Rich, or Bloom. To~~
22 ~~implement the changes in appointing authority under~~
23 ~~this Section, upon the expiration of the term of or~~
24 ~~vacancy in office of the Director appointed under~~
25 ~~paragraph (3) of subsection (a) of this Section who~~
26 ~~resides in the geographic area described in this~~

1 ~~subparagraph and whose term of office had expired as~~
2 ~~of August 1, 2007, a Director shall be appointed under~~
3 ~~this subparagraph.~~

4 ~~(vi) The Directors identified under the provisions~~
5 ~~of subparagraphs (ii) through (v) of this paragraph~~
6 ~~(7) shall be appointed by the members of the Cook~~
7 ~~County Board. Each individual Director shall be~~
8 ~~appointed by those members of the Cook County Board~~
9 ~~whose Board districts overlap in whole or in part with~~
10 ~~the geographic territory described in the relevant~~
11 ~~subparagraph. The vote of County Board members~~
12 ~~eligible to appoint directors under the provisions of~~
13 ~~subparagraphs (ii) through (v) of this paragraph (7)~~
14 ~~shall be weighted by the number of electors residing~~
15 ~~in those portions of their Board districts within the~~
16 ~~geographic territory described in the relevant~~
17 ~~subparagraph (ii) through (v) of this paragraph (7).~~

18 ~~(8) The Chairman shall be appointed by the Directors,~~
19 ~~from the members of the Board, with the concurrence of 8 of~~
20 ~~such Directors. To implement the changes in appointing~~
21 ~~authority under this Section, upon the expiration of the~~
22 ~~term of or vacancy in office of the Chairman appointed~~
23 ~~under item (5) of subsection (a) of this Section, a~~
24 ~~Chairman shall be appointed under this subparagraph.~~

25 ~~(c) No director, while serving as such, shall be an~~
26 ~~officer, a member of the board of directors or trustee or an~~

1 ~~employee of any transportation agency, or be an employee of~~
2 ~~the State of Illinois or any department or agency thereof, or~~
3 ~~of any county, municipality, or any other unit of local~~
4 ~~government or receive any compensation from any elected or~~
5 ~~appointed office under the Constitution and laws of Illinois.~~

6 ~~(d) Each appointment made under subsections (a) and (b) of~~
7 ~~this Section and under Section 3B.03 shall be certified by the~~
8 ~~appointing authority to the Commuter Rail Board which shall~~
9 ~~maintain the certifications as part of the official records of~~
10 ~~the Commuter Rail Board.~~

11 (Source: P.A. 98-709, eff. 7-16-14.)

12 (70 ILCS 3615/3B.05) (from Ch. 111 2/3, par. 703B.05)

13 Sec. 3B.05. Appointment of officers and employees. The
14 Executive Director of the Authority, with the advice and
15 consent of the Commuter Rail Committee, Board shall appoint an
16 Executive Director who shall be the chief executive officer of
17 the Division, appointed, retained or dismissed with the
18 concurrence of 4 ~~5~~ of the directors of the Commuter Rail
19 Committee Board. The Executive Director shall appoint, retain
20 and employ officers, attorneys, agents, engineers, employees
21 and shall organize the staff, shall allocate their functions
22 and duties, fix compensation and conditions of employment, and
23 consistent with the policies of and direction from the
24 ~~Commuter Rail Board~~ and the Commuter Rail Committee take all
25 actions necessary to achieve its purposes, fulfill its

1 responsibilities and carry out its powers, and shall have such
2 other powers and responsibilities as the ~~Commuter Rail~~ Board
3 and the Commuter Rail Committee shall determine. The Executive
4 Director shall be an individual of proven transportation and
5 management skills and may not be a member of the ~~Commuter Rail~~
6 Board. The Division may employ its own professional management
7 personnel to provide professional and technical expertise
8 concerning its purposes and powers and to assist it in
9 assessing the performance of transportation agencies in the
10 metropolitan region. A person appointed or employed under this
11 Section whose term or employment has not been terminated on
12 January 1, 2026 shall continue in his or her position with the
13 Commuter Rail Division until the expiration of his or her
14 appointment or employment, resignation, or removal.

15 No employee, officer, or agent of the Commuter Rail
16 Division ~~Board~~ may receive a bonus that exceeds 10% of his or
17 her annual salary unless that bonus has been reviewed by the
18 Regional Transportation Authority Board for a period of 14
19 days. After 14 days, the contract shall be considered
20 reviewed. This Section does not apply to usual and customary
21 salary adjustments.

22 No unlawful discrimination, as defined and prohibited in
23 the Illinois Human Rights Act, shall be made in any term or
24 aspect of employment nor shall there be discrimination based
25 upon political reasons or factors. The Commuter Rail Division
26 ~~Board~~ shall establish regulations to insure that its

1 discharges shall not be arbitrary and that hiring and
2 promotion are based on merit.

3 The Division shall be subject to the "Illinois Human
4 Rights Act", as now or hereafter amended, and the remedies and
5 procedure established thereunder. The Commuter Rail Division
6 ~~Board~~ shall file an affirmative action program for employment
7 by it with the Department of Human Rights to ensure that
8 applicants are employed and that employees are treated during
9 employment, without regard to unlawful discrimination. Such
10 affirmative action program shall include provisions relating
11 to hiring, upgrading, demotion, transfer, recruitment,
12 recruitment advertising, selection for training and rates of
13 pay or other forms of compensation.

14 (Source: P.A. 98-1027, eff. 1-1-15.)

15 (70 ILCS 3615/3B.09) (from Ch. 111 2/3, par. 703B.09)

16 Sec. 3B.09. General Powers. In addition to any powers
17 elsewhere provided to the Commuter Rail Division or the former
18 Commuter Rail Board, the Regional Transportation Authority
19 Board ~~it~~ shall have all of the powers specified in Section 2.20
20 of this Act except for the powers specified in Section
21 2.20(a)(v). The Board shall also have the power:

22 (a) (blank); ~~to cooperate with the Regional~~
23 ~~Transportation Authority in the exercise by the Regional~~
24 ~~Transportation Authority of all the powers granted it by~~
25 ~~such Act;~~

1 (b) to receive funds for the Division from the
2 Regional Transportation Authority pursuant to Sections
3 2.02, 4.01, 4.02, 4.09 and 4.10 of the "Regional
4 Transportation Authority Act", all as provided in the
5 "Regional Transportation Authority Act";

6 (c) to receive financial grants from the Regional
7 Transportation Authority or a Service Board, as defined in
8 the "Regional Transportation Authority Act", upon such
9 terms and conditions as shall be set forth in a grant
10 contract between either the Division and the Regional
11 Transportation Authority or the Division and another
12 Service Board, which contract or agreement may be for such
13 number of years or duration as the parties may agree, all
14 as provided in the "Regional Transportation Authority
15 Act"; and

16 (d) to borrow money for the purpose of acquiring,
17 constructing, reconstructing, extending, or improving any
18 Public Transportation Facilities (as defined in Section
19 1.03 of the Regional Transportation Authority Act)
20 operated by or to be operated by or on behalf of the
21 Commuter Rail Division. For the purpose of evidencing the
22 obligation of the Commuter Rail Division ~~Board~~ to repay
23 any money borrowed as provided in this subsection, the
24 Commuter Rail Division ~~Board~~ may issue revenue bonds from
25 time to time pursuant to ordinance adopted by the ~~Commuter~~
26 ~~Rail~~ Board, subject to the approval of the Regional

1 Transportation Authority of each such issuance by the
2 affirmative vote of 12 of its then Directors; provided
3 that the Commuter Rail Division ~~Board~~ may not issue bonds
4 for the purpose of financing the acquisition,
5 construction, or improvement of a corporate headquarters
6 building. All such bonds shall be payable solely from the
7 revenues or income or any other funds that the Commuter
8 Rail Division ~~Board~~ may receive, provided that the
9 Commuter Rail Division ~~Board~~ may not pledge as security
10 for such bonds the moneys, if any, that the Commuter Rail
11 Division ~~Board~~ receives from the Regional Transportation
12 Authority pursuant to Section 4.03.3(f) of the Regional
13 Transportation Authority Act. The bonds shall bear
14 interest at a rate not to exceed the maximum rate
15 authorized by the Bond Authorization Act and shall mature
16 at such time or times not exceeding 25 years from their
17 respective dates. Bonds issued pursuant to this paragraph
18 must be issued with scheduled principal or mandatory
19 redemption payments in equal amounts in each fiscal year
20 over the term of the bonds, with the first principal or
21 mandatory redemption payment scheduled within the fiscal
22 year in which bonds are issued or within the next
23 succeeding fiscal year. At least 25%, based on total
24 principal amount, of all bonds authorized pursuant to this
25 Section shall be sold pursuant to notice of sale and
26 public bid. No more than 75%, based on total principal

1 amount, of all bonds authorized pursuant to this Section
2 shall be sold by negotiated sale. The maximum principal
3 amount of the bonds that may be issued and outstanding at
4 any time may not exceed \$1,000,000,000. The bonds shall
5 have all the qualities of negotiable instruments under the
6 laws of this State. To secure the payment of any or all of
7 such bonds and for the purpose of setting forth the
8 covenants and undertakings of the Commuter Rail Division
9 ~~Board~~ in connection with the issuance thereof and the
10 issuance of any additional bonds payable from such revenue
11 or income as well as the use and application of the revenue
12 or income received by the Commuter Rail Division ~~Board~~,
13 the ~~Commuter Rail~~ Board may execute and deliver a trust
14 agreement or agreements; provided that no lien upon any
15 physical property of the Commuter Rail Division ~~Board~~
16 shall be created thereby. A remedy for any breach or
17 default of the terms of any such trust agreement by the
18 Commuter Rail Division ~~Board~~ may be by mandamus
19 proceedings in any court of competent jurisdiction to
20 compel performance and compliance therewith, but the trust
21 agreement may prescribe by whom or on whose behalf such
22 action may be instituted. Under no circumstances shall any
23 bonds issued by the Commuter Rail Division ~~Board~~ or any
24 other obligation of the Commuter Rail Division ~~Board~~ in
25 connection with the issuance of such bonds be or become an
26 indebtedness or obligation of the State of Illinois, the

1 Regional Transportation Authority, or any other political
2 subdivision of or municipality within the State, nor shall
3 any such bonds or obligations be or become an indebtedness
4 of the Commuter Rail Division ~~Board~~ within the purview of
5 any constitutional limitation or provision, and it shall
6 be plainly stated on the face of each bond that it does not
7 constitute such an indebtedness or obligation but is
8 payable solely from the revenues or income as aforesaid.

9 (Source: P.A. 95-708, eff. 1-18-08.)

10 (70 ILCS 3615/3B.10) (from Ch. 111 2/3, par. 703B.10)

11 Sec. 3B.10. Budget and Program. The ~~Commuter Rail~~ Board,
12 ~~subject to the powers of the Authority in Section 4.11,~~ shall
13 control the finances of the Division. It shall by ordinance
14 appropriate money to perform the Division's purposes and
15 provide for payment of debts and expenses of the Division.
16 Each year the ~~Commuter Rail~~ Board shall prepare and publish a
17 comprehensive annual budget and proposed five-year capital
18 program document, and a financial plan for the two years
19 thereafter describing the state of the Division and presenting
20 for the forthcoming fiscal year and the two following years
21 the ~~Commuter Rail~~ Board's plans for such operations and
22 capital expenditures as the ~~Commuter Rail~~ Board intends to
23 undertake and the means by which it intends to finance them.
24 The proposed budget, financial plan, and five-year capital
25 program shall be based on the Authority's estimate of funds to

1 be made available to the Commuter Rail Division ~~Board~~ by or
2 through the Authority and shall conform in all respects to the
3 requirements established by the Authority. The proposed
4 budget, financial plan, and five-year capital program shall
5 contain a statement of the funds estimated to be on hand at the
6 beginning of the fiscal year, the funds estimated to be
7 received from all sources for such year and the funds
8 estimated to be on hand at the end of such year. The fiscal
9 year of the Division shall be the same as the fiscal year of
10 the Authority. Before the proposed budget, financial plan, and
11 five-year capital program are approved by ~~submitted to~~ the
12 Authority, the ~~Commuter Rail~~ Board shall hold at least one
13 public hearing thereon in each of the counties in the
14 metropolitan region in which the Division provides service.
15 The ~~Commuter Rail~~ Board shall hold at least one meeting for
16 consideration of the proposed budget, financial plan, and
17 five-year capital plan with the county board of each of the
18 several counties in the metropolitan region in which the
19 Division provides service. After conducting such hearings and
20 holding such meetings and after making such changes in the
21 proposed budget, financial plan, and five-year capital plan as
22 the ~~Commuter Rail~~ Board deems appropriate, the ~~board shall~~
23 ~~adopt its annual budget ordinance at least by November 15 next~~
24 ~~preceding the beginning of each fiscal year.~~ The budget,
25 financial plan, and five-year capital program shall then be
26 submitted to the Authority as provided in Section 4.11. ~~In the~~

1 ~~event that the Board of the Authority determines that the~~
2 ~~budget and program, and financial plan do not meet the~~
3 ~~standards of Section 4.11, the Commuter Rail Board shall make~~
4 ~~such changes as are necessary to meet such requirements and~~
5 ~~adopt an amended budget ordinance.~~ The amended budget
6 ordinance shall be resubmitted to the Authority pursuant to
7 Section 4.11. The ordinance shall appropriate such sums of
8 money as are deemed necessary to defray all necessary expenses
9 and obligations of the Division, specifying purposes and the
10 objects or programs for which appropriations are made and the
11 amount appropriated for each object or program. Additional
12 appropriations, transfers between items and other changes in
13 such ordinance which do not alter the basis upon which the
14 balanced budget determination was made by the Board of the
15 Authority may be made from time to time by the Commuter Rail
16 Division Board.

17 The budget shall:

18 (i) show a balance between (A) anticipated revenues
19 from all sources including operating subsidies and (B) the
20 costs of providing the services specified and of funding
21 any operating deficits or encumbrances incurred in prior
22 periods, including provision for payment when due of
23 principal and interest on outstanding indebtedness;

24 (ii) show cash balances including the proceeds of any
25 anticipated cash flow borrowing sufficient to pay with
26 reasonable promptness all costs and expenses as incurred;

1 (iii) provide for a level of fares or charges for the
2 public transportation provided by or subject to the
3 jurisdiction of such Commuter Rail Division ~~Board~~
4 sufficient to allow the Commuter Rail Division ~~Board~~ to
5 meet its required system generated revenue recovery ratio;

6 (iv) be based upon and employ assumptions and
7 projections which the Board of the Authority finds to be
8 reasonable and prudent;

9 (v) have been prepared in accordance with sound
10 financial practices as determined by the Board of the
11 Authority;

12 (vi) meet such other uniform financial, budgetary, or
13 fiscal requirements that the Board of the Authority may by
14 rule or regulation establish; and

15 (vii) be consistent with the goals and objectives
16 adopted by the Regional Transportation Authority in the
17 Strategic Plan.

18 (Source: P.A. 95-708, eff. 1-18-08.)

19 (70 ILCS 3615/3B.11) (from Ch. 111 2/3, par. 703B.11)

20 Sec. 3B.11. Citizens Advisory Board. The ~~Commuter Rail~~
21 Board shall establish a citizens advisory board composed of
22 ten residents of those portions of the metropolitan region in
23 which the Commuter Rail Division ~~Board~~ provides service who
24 have an interest in public transportation. The members of the
25 advisory board shall be named for two year terms, shall select

1 one of their members to serve as chairman and shall serve
2 without compensation. The citizens advisory board shall meet
3 with the ~~Commuter Rail~~ Board at least quarterly and advise the
4 ~~Commuter Rail~~ Board of the impact of its policies and programs
5 on the communities it serves. Appointments to the citizens
6 advisory board should, to the greatest extent possible,
7 reflect the ethnic, cultural, and geographic diversity of all
8 persons residing within the Commuter Rail Division's
9 jurisdiction.

10 (Source: P.A. 95-708, eff. 1-18-08.)

11 (70 ILCS 3615/3B.12) (from Ch. 111 2/3, par. 703B.12)

12 Sec. 3B.12. Working Cash Borrowing. The ~~Commuter Rail~~
13 Board with the affirmative vote of 10 ~~7~~ of its Directors may
14 ~~demand and direct the Board of the Authority to~~ issue Working
15 Cash Notes at such time and in such amounts and having such
16 maturities as the ~~Commuter Rail~~ Board deems proper, provided
17 however any such borrowing shall have been specifically
18 identified in the budget of the ~~Commuter Rail~~ Board ~~as~~
19 ~~approved by the Board of the Authority. Provided further, that~~
20 ~~the Commuter Rail Board may not demand and direct the Board of~~
21 ~~the Authority to have issued and have outstanding at any time~~
22 ~~in excess of \$20,000,000 in Working Cash Notes.~~

23 (Source: P.A. 95-708, eff. 1-18-08.)

24 (70 ILCS 3615/3B.13) (from Ch. 111 2/3, par. 703B.13)

1 Sec. 3B.13. Labor.

2 (a) The provisions of this Section apply to collective
3 bargaining agreements (including extensions and amendments of
4 existing agreements) entered into on or after January 1, 1984.
5 This Section does not apply to collective bargaining
6 agreements that are subject to the provisions of the Railway
7 Labor Act, as now or hereafter amended.

8 (b) The Commuter Rail Division ~~Board~~ shall deal with and
9 enter into written contracts with their employees, through
10 accredited representatives of such employees authorized to act
11 for such employees concerning wages, salaries, hours, working
12 conditions, and pension or retirement provisions about which a
13 collective bargaining agreement has been entered prior to the
14 effective date of this amendatory Act of 1983. Any such
15 agreement of the Commuter Rail Division ~~Board~~ shall provide
16 that the agreement may be reopened if the amended budget
17 submitted pursuant to Section 2.18a of this Act is not
18 approved by the Board of the Authority. The agreement may not
19 include a provision requiring the payment of wage increases
20 based on changes in the Consumer Price Index. The Commuter
21 Rail Division ~~Board~~ shall not have the authority to enter
22 collective bargaining agreements with respect to inherent
23 management rights which include such areas of discretion or
24 policy as the functions of the employer, standards of
25 services, its overall budget, the organizational structure and
26 selection of new employees and direction of personnel.

1 Employers, however, shall be required to bargain collectively
2 with regard to policy matters directly affecting wages, hours
3 and terms and conditions of employment, as well as the impact
4 thereon, upon request by employee representatives. To preserve
5 the rights of the Commuter Rail Division ~~Board~~ and exclusive
6 representatives which have established collective bargaining
7 relationships or negotiated collective bargaining agreements
8 prior to the effective date of this amendatory Act of 1983, the
9 Commuter Rail Division ~~Board~~ shall be required to bargain
10 collectively with regard to any matter concerning wages, hours
11 or conditions of employment about which they have bargained
12 prior to the effective date of this amendatory Act of 1983.

13 (c) The collective bargaining agreement may not include a
14 prohibition on the use of part-time operators on any service
15 operated by the Commuter Rail Division ~~Board~~ except where
16 prohibited by federal law.

17 (d) Within 30 days of the signing of any such collective
18 bargaining agreement, the Commuter Rail Division ~~Board~~ shall
19 determine the costs of each provision of the agreement,
20 prepare an amended budget incorporating the costs of the
21 agreement, and present the amended budget to the Board of the
22 Authority for its approval under Section 4.11. The Board may
23 approve the amended budget by an affirmative vote of 12 of its
24 then Directors. If the budget is not approved by the Board of
25 the Authority, the agreement may be reopened and its terms may
26 be renegotiated. ~~Any amended budget which may be prepared~~

1 ~~following renegotiation shall be presented to the Board of the~~
2 ~~Authority for its approval in like manner.~~

3 (Source: P.A. 95-708, eff. 1-18-08.)

4 (70 ILCS 3615/3B.14)

5 Sec. 3B.14. Free services; eligibility.

6 (a) Notwithstanding any law to the contrary, no later than
7 60 days following the effective date of this amendatory Act of
8 the 95th General Assembly and until subsection (b) is
9 implemented, any fixed route public transportation services
10 provided by, or under grant or purchase of service contracts
11 of, the Commuter Rail Division ~~Board~~ shall be provided without
12 charge to all senior citizens of the Metropolitan Region aged
13 65 and older, under such conditions as shall be prescribed by
14 the ~~Commuter Rail~~ Board.

15 (b) Notwithstanding any law to the contrary, no later than
16 180 days following the effective date of this amendatory Act
17 of the 96th General Assembly, any fixed route public
18 transportation services provided by, or under grant or
19 purchase of service contracts of, the Commuter Rail Division
20 ~~Board~~ shall be provided without charge to senior citizens aged
21 65 and older who meet the income eligibility limitation set
22 forth in subsection (a-5) of Section 4 of the Senior Citizens
23 and Persons with Disabilities Property Tax Relief Act, under
24 such conditions as shall be prescribed by the Commuter Rail
25 Division ~~Board~~. The Department on Aging shall furnish all

1 information reasonably necessary to determine eligibility,
2 including updated lists of individuals who are eligible for
3 services without charge under this Section. After an initial
4 eligibility determination is made, an individual's eligibility
5 for free services shall automatically renew every 5 years
6 after receipt by the Authority of a copy of the individual's
7 government-issued identification card validating Illinois
8 residency. Nothing in this Section shall relieve the Commuter
9 Rail Division ~~Board~~ from providing reduced fares as may be
10 required by federal law.

11 (Source: P.A. 103-241, eff. 1-1-24.)

12 (70 ILCS 3615/3B.15)

13 Sec. 3B.15. Transit services for individuals with
14 disabilities. Notwithstanding any law to the contrary, no
15 later than 60 days following the effective date of this
16 amendatory Act of the 95th General Assembly, all fixed route
17 public transportation services provided by, or under grant or
18 purchase of service contract of, the Commuter Rail Division
19 ~~Board~~ shall be provided without charge to all persons with
20 disabilities who meet the income eligibility limitation set
21 forth in subsection (a-5) of Section 4 of the Senior Citizens
22 and Persons with Disabilities Property Tax Relief Act, under
23 such procedures as shall be prescribed by the Board. The
24 Department on Aging shall furnish all information reasonably
25 necessary to determine eligibility, including updated lists of

1 individuals who are eligible for services without charge under
2 this Section. After an initial eligibility determination is
3 made, an individual's eligibility for free services shall
4 automatically renew every 5 years after receipt by the
5 Authority of a copy of the individual's government-issued
6 identification card validating Illinois residency. Individuals
7 who have not submitted an Illinois Persons with a Disability
8 Identification Card to the Authority shall also submit a
9 document verifying the individual's disability.

10 (Source: P.A. 103-241, eff. 1-1-24.)

11 (70 ILCS 3615/3B.26)

12 Sec. 3B.26. Employment contracts. Except as otherwise
13 provided in Section 3B.13, before the Commuter Rail Division
14 ~~Board~~ may enter into or amend any employment contract in
15 excess of \$100,000, the ~~Commuter Rail~~ Board must review ~~submit~~
16 that contract or amendment ~~to the Board for review~~ for a period
17 of 14 days. After 14 days, the contract shall be considered
18 reviewed. This Section applies only to contracts entered into
19 or amended on or after the effective date of this amendatory
20 Act of the 98th General Assembly.

21 Before the Board of the Regional Transportation Authority
22 may enter into or amend any employment contract in excess of
23 \$100,000, the Board must submit that contract to the Chairman
24 and Minority Spokesman of the Mass Transit Committee, or its
25 successor committee, of the House of Representatives, and to

1 the Chairman and Minority Spokesman of the Transportation
2 Committee, or its successor committee, of the Senate.

3 (Source: P.A. 98-1027, eff. 1-1-15.)

4 (70 ILCS 3615/Art. III-C heading new)

5 ARTICLE III-C

6 CHICAGO TRANSIT AUTHORITY

7 (70 ILCS 3615/3C.05 new)

8 Sec. 3C.05. Establishment; operation. The Chicago Transit
9 Authority of the Regional Transportation Authority is
10 established on January 1, 2026 as provided in the Metropolitan
11 Transit Authority Act. The Chicago Transit Authority shall be
12 operated as provided in the Metropolitan Transit Authority
13 Act.

14 (70 ILCS 3615/4.01) (from Ch. 111 2/3, par. 704.01)

15 Sec. 4.01. Budget and Program.

16 (a) The Board shall control the finances of the Authority.
17 It shall by ordinance adopted by the affirmative vote of at
18 least 12 of its then Directors (i) appropriate money to
19 perform the Authority's purposes and provide for payment of
20 debts and expenses of the Authority, (ii) take action with
21 respect to the budget and two-year financial plan of each
22 Service Board, as provided in Section 4.11, and (iii) adopt an
23 Annual Budget and Two-Year Financial Plan for the Authority

1 that includes the annual budget and two-year financial plan of
2 each Service Board that has been approved by the Authority.
3 The Annual Budget and Two-Year Financial Plan shall contain a
4 statement of the funds estimated to be on hand for the
5 Authority and each Service Board at the beginning of the
6 fiscal year, the funds estimated to be received from all
7 sources for such year, the estimated expenses and obligations
8 of the Authority and each Service Board for all purposes,
9 including expenses for contributions to be made with respect
10 to pension and other employee benefits, and the funds
11 estimated to be on hand at the end of such year. The fiscal
12 year of the Authority and each Service Board shall begin on
13 January 1st and end on the succeeding December 31st. By July
14 1st of each year the Director of the Illinois Governor's
15 Office of Management and Budget (formerly Bureau of the
16 Budget) shall submit to the Authority an estimate of revenues
17 for the next fiscal year of the Authority to be collected from
18 the taxes imposed by the Authority and the amounts to be
19 available in the Public Transportation Fund and the Regional
20 Transportation Authority Occupation and Use Tax Replacement
21 Fund and the amounts otherwise to be appropriated by the State
22 to the Authority for its purposes. The Authority shall file a
23 copy of its Annual Budget and Two-Year Financial Plan with the
24 General Assembly and the Governor after its adoption. Before
25 the proposed Annual Budget and Two-Year Financial Plan is
26 adopted, the Authority shall hold at least one public hearing

1 thereon in the metropolitan region, and shall meet with the
2 county board or its designee of each of the several counties in
3 the metropolitan region. After conducting such hearings and
4 holding such meetings and after making such changes in the
5 proposed Annual Budget and Two-Year Financial Plan as the
6 Board deems appropriate, the Board shall adopt its annual
7 appropriation and Annual Budget and Two-Year Financial Plan
8 ordinance. The ordinance may be adopted only upon the
9 affirmative votes of 12 of its then Directors. The ordinance
10 shall appropriate such sums of money as are deemed necessary
11 to defray all necessary expenses and obligations of the
12 Authority, specifying purposes and the objects or programs for
13 which appropriations are made and the amount appropriated for
14 each object or program. Additional appropriations, transfers
15 between items and other changes in such ordinance may be made
16 from time to time by the Board upon the affirmative votes of 12
17 of its then Directors.

18 (b) The Annual Budget and Two-Year Financial Plan shall
19 show a balance between anticipated revenues from all sources
20 and anticipated expenses including funding of operating
21 deficits or the discharge of encumbrances incurred in prior
22 periods and payment of principal and interest when due, and
23 shall show cash balances sufficient to pay with reasonable
24 promptness all obligations and expenses as incurred.

25 The Annual Budget and Two-Year Financial Plan must show:

26 (i) that the level of fares and charges for mass

1 transportation provided by, or under grant or purchase of
2 service contracts of, the Service Boards is sufficient to
3 cause the aggregate of all projected fare revenues from
4 such fares and charges received in each fiscal year to
5 equal at least 50% of the aggregate costs of providing
6 such public transportation in such fiscal year. However,
7 due to the fiscal impacts of the COVID-19 pandemic, the
8 aggregate of all projected fare revenues from such fares
9 and charges received in fiscal years 2021, 2022, 2023,
10 2024, and 2025 may be less than 50% of the aggregate costs
11 of providing such public transportation in those fiscal
12 years. "Fare revenues" include the proceeds of all fares
13 and charges for services provided, contributions received
14 in connection with public transportation from units of
15 local government other than the Authority, except for
16 contributions received by the Chicago Transit Authority
17 from a real estate transfer tax imposed under subsection
18 (i) of Section 8-3-19 of the Illinois Municipal Code, and
19 from the State pursuant to subsection (i) of Section
20 2705-305 of the Department of Transportation Law ~~(20 ILCS~~
21 ~~2705/2705-305)~~, and all other operating revenues properly
22 included consistent with generally accepted accounting
23 principles but do not include: the proceeds of any
24 borrowings, and, beginning with the 2007 fiscal year, all
25 revenues and receipts, including but not limited to fares
26 and grants received from the federal, State or any unit of

1 local government or other entity, derived from providing
2 ADA paratransit service pursuant to Section 2.30 of the
3 Regional Transportation Authority Act. "Costs" include all
4 items properly included as operating costs consistent with
5 generally accepted accounting principles, including
6 administrative costs, but do not include: depreciation;
7 payment of principal and interest on bonds, notes or other
8 evidences of obligation for borrowed money issued by the
9 Authority; payments with respect to public transportation
10 facilities made pursuant to subsection (b) of Section 2.20
11 of this Act; any payments with respect to rate protection
12 contracts, credit enhancements or liquidity agreements
13 made under Section 4.14; any other cost to which it is
14 reasonably expected that a cash expenditure will not be
15 made; costs for passenger security including grants,
16 contracts, personnel, equipment and administrative
17 expenses, except in the case of the Chicago Transit
18 Authority, in which case the term does not include costs
19 spent annually by that entity for protection against crime
20 as required by Section 27a of the Metropolitan Transit
21 Authority Act; the payment by the Chicago Transit
22 Authority of Debt Service, as defined in Section 12c of
23 the Metropolitan Transit Authority Act, on bonds or notes
24 issued pursuant to that Section; the payment by the
25 Commuter Rail Division of debt service on bonds issued
26 pursuant to Section 3B.09; expenses incurred by the

1 Suburban Bus Division for the cost of new public
2 transportation services funded from grants pursuant to
3 Section 2.01e of this amendatory Act of the 95th General
4 Assembly for a period of 2 years from the date of
5 initiation of each such service; costs as exempted by the
6 Board for projects pursuant to Section 2.09 of this Act;
7 or, beginning with the 2007 fiscal year, expenses related
8 to providing ADA paratransit service pursuant to Section
9 2.30 of the Regional Transportation Authority Act; and in
10 fiscal years 2008 through 2012 inclusive, costs in the
11 amount of \$200,000,000 in fiscal year 2008, reducing by
12 \$40,000,000 in each fiscal year thereafter until this
13 exemption is eliminated; and

14 (ii) that the level of fares charged for ADA
15 paratransit services is sufficient to cause the aggregate
16 of all projected revenues from such fares charged and
17 received in each fiscal year to equal at least 10% of the
18 aggregate costs of providing such ADA paratransit
19 services. However, due to the fiscal impacts of the
20 COVID-19 pandemic, the aggregate of all projected fare
21 revenues from such fares and charges received in fiscal
22 years 2021, 2022, 2023, 2024, and 2025 may be less than 10%
23 of the aggregate costs of providing such ADA paratransit
24 services in those fiscal years. For purposes of this Act,
25 the percentages in this subsection (b)(ii) shall be
26 referred to as the "system generated ADA paratransit

1 services revenue recovery ratio". For purposes of the
2 system generated ADA paratransit services revenue recovery
3 ratio, "costs" shall include all items properly included
4 as operating costs consistent with generally accepted
5 accounting principles. However, the Board may exclude from
6 costs an amount that does not exceed the allowable
7 "capital costs of contracting" for ADA paratransit
8 services pursuant to the Federal Transit Administration
9 guidelines for the Urbanized Area Formula Program.

10 The Authority shall file a statement certifying that the
11 Service Boards published the data described in subsection
12 (b-5) with the General Assembly and the Governor after
13 adoption of the Annual Budget and Two-Year Financial Plan
14 required by subsection (a). If the Authority fails to file a
15 statement certifying publication of the data, then the
16 appropriations to the Department of Transportation for grants
17 to the Authority intended to reimburse the Service Boards for
18 providing free and reduced fares shall be withheld.

19 (b-5) For fiscal years 2024 and 2025, the Service Boards
20 must publish a monthly comprehensive set of data regarding
21 transit service and safety. The data included shall include
22 information to track operations including:

23 (1) staffing levels, including numbers of budgeted
24 positions, current positions employed, hired staff,
25 attrition, staff in training, and absenteeism rates;

26 (2) scheduled service and delivered service, including

1 percentage of scheduled service delivered by day, service
2 by mode of transportation, service by route and rail line,
3 total number of revenue miles driven, excess wait times by
4 day, by mode of transportation, by bus route, and by stop;
5 and

6 (3) safety on the system, including the number of
7 incidents of crime and code of conduct violations on
8 system, any performance measures used to evaluate the
9 effectiveness of investments in private security, safety
10 equipment, and other security investments in the system.
11 If no performance measures exist to evaluate the
12 effectiveness of these safety investments, the Service
13 Boards and Authority shall develop and publish these
14 performance measures.

15 The Authority and Service Boards shall solicit input and
16 ideas on publishing data on the service reliability,
17 operations, and safety of the system from the public and
18 groups representing transit riders, workers, and businesses.

19 (c) The actual administrative expenses of the Authority
20 for the fiscal year commencing January 1, 1985 may not exceed
21 \$5,000,000. The actual administrative expenses of the
22 Authority for the fiscal year commencing January 1, 1986, and
23 for each fiscal year thereafter shall not exceed the maximum
24 administrative expenses for the previous fiscal year plus 5%.
25 "Administrative expenses" are defined for purposes of this
26 Section as all expenses except: (1) capital expenses and

1 purchases of the Authority on behalf of the Service Boards;
2 (2) payments to Service Boards; and (3) payment of principal
3 and interest on bonds, notes or other evidence of obligation
4 for borrowed money issued by the Authority; (4) costs for
5 passenger security including grants, contracts, personnel,
6 equipment and administrative expenses; (5) payments with
7 respect to public transportation facilities made pursuant to
8 subsection (b) of Section 2.20 of this Act; and (6) any
9 payments with respect to rate protection contracts, credit
10 enhancements or liquidity agreements made pursuant to Section
11 4.14.

12 (d) This subsection applies only until the Department
13 begins administering and enforcing an increased tax under
14 Section 4.03(m) as authorized by this amendatory Act of the
15 95th General Assembly. After withholding 15% of the proceeds
16 of any tax imposed by the Authority and 15% of money received
17 by the Authority from the Regional Transportation Authority
18 Occupation and Use Tax Replacement Fund, the Board shall
19 allocate the proceeds and money remaining to the Service
20 Boards as follows: (1) an amount equal to 85% of the proceeds
21 of those taxes collected within the City of Chicago and 85% of
22 the money received by the Authority on account of transfers to
23 the Regional Transportation Authority Occupation and Use Tax
24 Replacement Fund from the County and Mass Transit District
25 Fund attributable to retail sales within the City of Chicago
26 shall be allocated to the Chicago Transit Authority; (2) an

1 amount equal to 85% of the proceeds of those taxes collected
2 within Cook County outside the City of Chicago and 85% of the
3 money received by the Authority on account of transfers to the
4 Regional Transportation Authority Occupation and Use Tax
5 Replacement Fund from the County and Mass Transit District
6 Fund attributable to retail sales within Cook County outside
7 of the city of Chicago shall be allocated 30% to the Chicago
8 Transit Authority, 55% to the Commuter Rail Division Board and
9 15% to the Suburban Bus Division Board; and (3) an amount equal
10 to 85% of the proceeds of the taxes collected within the
11 Counties of DuPage, Kane, Lake, McHenry and Will shall be
12 allocated 70% to the Commuter Rail Division Board and 30% to
13 the Suburban Bus Division Board.

14 (e) This subsection applies only until the Department
15 begins administering and enforcing an increased tax under
16 Section 4.03(m) as authorized by this amendatory Act of the
17 95th General Assembly. Moneys received by the Authority on
18 account of transfers to the Regional Transportation Authority
19 Occupation and Use Tax Replacement Fund from the State and
20 Local Sales Tax Reform Fund shall be allocated among the
21 Authority and the Service Boards as follows: 15% of such
22 moneys shall be retained by the Authority and the remaining
23 85% shall be transferred to the Service Boards as soon as may
24 be practicable after the Authority receives payment. Moneys
25 which are distributable to the Service Boards pursuant to the
26 preceding sentence shall be allocated among the Service Boards

1 on the basis of each Service Board's distribution ratio. The
2 term "distribution ratio" means, for purposes of this
3 subsection (e) of this Section 4.01, the ratio of the total
4 amount distributed to a Service Board pursuant to subsection
5 (d) of Section 4.01 for the immediately preceding calendar
6 year to the total amount distributed to all of the Service
7 Boards pursuant to subsection (d) of Section 4.01 for the
8 immediately preceding calendar year as the Board shall
9 determine.

10 (f) To carry out its duties and responsibilities under
11 this Act, the Board shall employ staff which shall: (1)
12 propose for adoption by the Board of the Authority rules for
13 the Service Boards that establish (i) forms and schedules to
14 be used and information required to be provided with respect
15 to a five-year capital program, annual budgets, and two-year
16 financial plans and regular reporting of actual results
17 against adopted budgets and financial plans, (ii) financial
18 practices to be followed in the budgeting and expenditure of
19 public funds, (iii) assumptions and projections that must be
20 followed in preparing and submitting its annual budget and
21 two-year financial plan or a five-year capital program; (2)
22 evaluate for the Board public transportation programs operated
23 or proposed by the Service Boards and transportation agencies
24 in terms of the goals and objectives set out in the Strategic
25 Plan; (3) keep the Board and the public informed of the extent
26 to which the Service Boards and transportation agencies are

1 meeting the goals and objectives adopted by the Authority in
2 the Strategic Plan; and (4) assess the efficiency or adequacy
3 of public transportation services provided by a Service Board
4 and make recommendations for change in that service to the end
5 that the moneys available to the Authority may be expended in
6 the most economical manner possible with the least possible
7 duplication.

8 (g) All Service Boards, transportation agencies,
9 comprehensive planning agencies, including the Chicago
10 Metropolitan Agency for Planning, or transportation planning
11 agencies in the metropolitan region shall furnish to the
12 Authority such information pertaining to public transportation
13 or relevant for plans therefor as it may from time to time
14 require. The Executive Director, or his or her designee,
15 shall, for the purpose of securing any such information
16 necessary or appropriate to carry out any of the powers and
17 responsibilities of the Authority under this Act, have access
18 to, and the right to examine, all books, documents, papers or
19 records of a Service Board or any transportation agency
20 receiving funds from the Authority or Service Board, and such
21 Service Board or transportation agency shall comply with any
22 request by the Executive Director, or his or her designee,
23 within 30 days or an extended time provided by the Executive
24 Director.

25 (h) No Service Board shall undertake any capital
26 improvement which is not identified in the Five-Year Capital

1 Program.

2 (i) Each Service Board shall furnish to the Board access
3 to its financial information including, but not limited to,
4 audits and reports. The Board shall have real-time access to
5 the financial information of the Service Boards; however, the
6 Board shall be granted read-only access to the Service Board's
7 financial information.

8 (Source: P.A. 102-678, eff. 12-10-21; 103-281, eff. 1-1-24.)

9 (70 ILCS 3615/4.02b)

10 Sec. 4.02b. Other contributions to pension funds.

11 (a) The Authority shall continually review the payment of
12 the required employer contributions to affected pension plans
13 under Section 22-103 of the Illinois Pension Code.

14 (b) Beginning January 1, 2009, if at any time the
15 Authority determines that the Commuter Rail Division's ~~Board's~~
16 or Suburban Bus Division's ~~Board's~~ payment of any portion of
17 the required contributions to an affected pension plan under
18 Section 22-103 of the Illinois Pension Code is more than one
19 month overdue, it shall as soon as possible pay the amount of
20 those overdue contributions to the trustee of the affected
21 pension plan on behalf of that Service Board out of moneys
22 otherwise payable to that Service Board under Section 4.03.3
23 of this Act. The Authority shall thereafter have no liability
24 to the Service Board for amounts paid to the trustee of the
25 affected pension plan under this Section.

1 (c) Whenever the Authority acts or determines that it is
2 required to act under subsection (b), it shall so notify the
3 affected Service Board, the Mayor of Chicago, the Governor,
4 the Auditor General of the State of Illinois, and the General
5 Assembly.

6 (d) Beginning January 1, 2009, if the Authority fails to
7 pay to an affected pension fund within 30 days after it is due
8 any employer contribution that it is required to make as a
9 contributing employer under Section 22-103 of the Illinois
10 Pension Code, it shall promptly so notify the Commission on
11 Government Forecasting and Accountability, the Mayor of
12 Chicago, the Governor, and the General Assembly, and it shall
13 promptly pay the overdue amount out of the first money
14 available to the Authority for its administrative expenses, as
15 that term is defined in Section 4.01(c).

16 (Source: P.A. 94-839, eff. 6-6-06; 95-708, eff. 1-18-08.)

17 (70 ILCS 3615/4.03.3)

18 Sec. 4.03.3. Distribution of Revenues. This Section
19 applies only after the Department begins administering and
20 enforcing an increased tax under Section 4.03(m) as authorized
21 by this amendatory Act of the 95th General Assembly. After
22 providing for payment of its obligations with respect to bonds
23 and notes issued under the provisions of Section 4.04 and
24 obligations related to those bonds and notes and separately
25 accounting for the tax on aviation fuel deposited into the

1 Local Government Aviation Trust Fund, the Authority shall
2 disburse the remaining proceeds from taxes it has received
3 from the Department of Revenue under this Article IV and the
4 remaining proceeds it has received from the State under
5 Section 4.09(a) as follows:

6 (a) With respect to taxes imposed by the Authority under
7 Section 4.03, after withholding 15% of 80% of the receipts
8 from those taxes collected in Cook County at a rate of 1.25%,
9 15% of 75% of the receipts from those taxes collected in Cook
10 County at the rate of 1%, 15% of one-half of the receipts from
11 those taxes collected in DuPage, Kane, Lake, McHenry, and Will
12 Counties, and 15% of money received by the Authority from the
13 Regional Transportation Authority Occupation and Use Tax
14 Replacement Fund or from the Regional Transportation Authority
15 tax fund created in Section 4.03(n), the Board shall allocate
16 the proceeds and money remaining to the Service Boards as
17 follows:

18 (1) an amount equal to (i) 85% of 80% of the receipts
19 from those taxes collected within the City of Chicago at a
20 rate of 1.25%, (ii) 85% of 75% of the receipts from those
21 taxes collected in the City of Chicago at the rate of 1%,
22 and (iii) 85% of the money received by the Authority on
23 account of transfers to the Regional Transportation
24 Authority Occupation and Use Tax Replacement Fund or to
25 the Regional Transportation Authority tax fund created in
26 Section 4.03(n) from the County and Mass Transit District

1 Fund attributable to retail sales within the City of
2 Chicago shall be allocated to the Chicago Transit
3 Authority;

4 (2) an amount equal to (i) 85% of 80% of the receipts
5 from those taxes collected within Cook County outside of
6 the City of Chicago at a rate of 1.25%, (ii) 85% of 75% of
7 the receipts from those taxes collected within Cook County
8 outside the City of Chicago at a rate of 1%, and (iii) 85%
9 of the money received by the Authority on account of
10 transfers to the Regional Transportation Authority
11 Occupation and Use Tax Replacement Fund or to the Regional
12 Transportation Authority tax fund created in Section
13 4.03(n) from the County and Mass Transit District Fund
14 attributable to retail sales within Cook County outside of
15 the City of Chicago shall be allocated 30% to the Chicago
16 Transit Authority, 55% to the Commuter Rail Division
17 ~~Board~~, and 15% to the Suburban Bus Division ~~Board~~; and

18 (3) an amount equal to 85% of one-half of the receipts
19 from the taxes collected within the Counties of DuPage,
20 Kane, Lake, McHenry, and Will shall be allocated 70% to
21 the Commuter Rail Division ~~Board~~ and 30% to the Suburban
22 Bus Division ~~Board~~.

23 (b) Moneys received by the Authority on account of
24 transfers to the Regional Transportation Authority Occupation
25 and Use Tax Replacement Fund from the State and Local Sales Tax
26 Reform Fund shall be allocated among the Authority and the

1 Service Boards as follows: 15% of such moneys shall be
2 retained by the Authority and the remaining 85% shall be
3 transferred to the Service Boards as soon as may be
4 practicable after the Authority receives payment. Moneys which
5 are distributable to the Service Boards pursuant to the
6 preceding sentence shall be allocated among the Service Boards
7 on the basis of each Service Board's distribution ratio. The
8 term "distribution ratio" means, for purposes of this
9 subsection (b), the ratio of the total amount distributed to a
10 Service Board pursuant to subsection (a) of Section 4.03.3 for
11 the immediately preceding calendar year to the total amount
12 distributed to all of the Service Boards pursuant to
13 subsection (a) of Section 4.03.3 for the immediately preceding
14 calendar year.

15 (c) (i) 20% of the receipts from those taxes collected in
16 Cook County under Section 4.03 at the rate of 1.25%, (ii) 25%
17 of the receipts from those taxes collected in Cook County
18 under Section 4.03 at the rate of 1%, (iii) 50% of the receipts
19 from those taxes collected in DuPage, Kane, Lake, McHenry, and
20 Will Counties under Section 4.03, and (iv) amounts received
21 from the State under Section 4.09 (a) (2) and items (i), (ii),
22 and (iii) of Section 4.09 (a) (3) shall be allocated as
23 follows: the amount required to be deposited into the ADA
24 Paratransit Fund described in Section 2.01d, the amount
25 required to be deposited into the Suburban Community Mobility
26 Fund described in Section 2.01e, and the amount required to be

1 deposited into the Innovation, Coordination and Enhancement
2 Fund described in Section 2.01c, and the balance shall be
3 allocated 48% to the Chicago Transit Authority, 39% to the
4 Commuter Rail Division Board, and 13% to the Suburban Bus
5 Division Board.

6 (d) Amounts received from the State under Section 4.09
7 (a)(3)(iv) shall be distributed 100% to the Chicago Transit
8 Authority.

9 (e) With respect to those taxes collected in DuPage, Kane,
10 Lake, McHenry, and Will Counties and paid directly to the
11 counties under Section 4.03, the County Board of each county
12 shall use those amounts to fund operating and capital costs of
13 public safety and public transportation services or facilities
14 or to fund operating, capital, right-of-way, construction, and
15 maintenance costs of other transportation purposes, including
16 road, bridge, public safety, and transit purposes intended to
17 improve mobility or reduce congestion in the county. The
18 receipt of funding by such counties pursuant to this paragraph
19 shall not be used as the basis for reducing any funds that such
20 counties would otherwise have received from the State of
21 Illinois, any agency or instrumentality thereof, the
22 Authority, or the Service Boards.

23 (f) The Authority by ordinance adopted by 12 of its then
24 Directors shall apportion to the Service Boards funds provided
25 by the State of Illinois under Section 4.09(a)(1) as it shall
26 determine and shall make payment of the amounts to each

1 Service Board as soon as may be practicable upon their receipt
2 provided the Authority has adopted a balanced budget as
3 required by Section 4.01 and further provided the Service
4 Board is in compliance with the requirements in Section 4.11.

5 (g) Beginning January 1, 2009, before making any payments,
6 transfers, or expenditures under this Section to a Service
7 Board, the Authority must first comply with Section 4.02a or
8 4.02b of this Act, whichever may be applicable.

9 (h) Moneys may be appropriated from the Public
10 Transportation Fund to the Office of the Executive Inspector
11 General for the costs incurred by the Executive Inspector
12 General while serving as the inspector general for the
13 Authority and each of the Service Boards. Beginning December
14 31, 2012, and each year thereafter, the Office of the
15 Executive Inspector General shall annually report to the
16 General Assembly the expenses incurred while serving as the
17 inspector general for the Authority and each of the Service
18 Boards.

19 (Source: P.A. 101-604, eff. 12-13-19.)

20 (70 ILCS 3615/4.04) (from Ch. 111 2/3, par. 704.04)

21 Sec. 4.04. Issuance and Pledge of Bonds and Notes.

22 (a) The Authority shall have the continuing power to
23 borrow money and to issue its negotiable bonds or notes as
24 provided in this Section. Unless otherwise indicated in this
25 Section, the term "notes" also includes bond anticipation

1 notes, which are notes which by their terms provide for their
2 payment from the proceeds of bonds thereafter to be issued.
3 Bonds or notes of the Authority may be issued for any or all of
4 the following purposes: to pay costs to the Authority or a
5 Service Board of constructing or acquiring any public
6 transportation facilities (including funds and rights relating
7 thereto, as provided in Section 2.05 of this Act); to repay
8 advances to the Authority or a Service Board made for such
9 purposes; to pay other expenses of the Authority or a Service
10 Board incident to or incurred in connection with such
11 construction or acquisition; to provide funds for any
12 transportation agency to pay principal of or interest or
13 redemption premium on any bonds or notes, whether as such
14 amounts become due or by earlier redemption, issued prior to
15 the date of this amendatory Act by such transportation agency
16 to construct or acquire public transportation facilities or to
17 provide funds to purchase such bonds or notes; and to provide
18 funds for any transportation agency to construct or acquire
19 any public transportation facilities, to repay advances made
20 for such purposes, and to pay other expenses incident to or
21 incurred in connection with such construction or acquisition;
22 and to provide funds for payment of obligations, including the
23 funding of reserves, under any self-insurance plan or joint
24 self-insurance pool or entity.

25 In addition to any other borrowing as may be authorized by
26 this Section, the Authority may issue its notes, from time to

1 time, in anticipation of tax receipts of the Authority or of
2 other revenues or receipts of the Authority, in order to
3 provide money for the Authority or the Service Boards to cover
4 any cash flow deficit which the Authority or a Service Board
5 anticipates incurring. Any such notes are referred to in this
6 Section as "Working Cash Notes". No Working Cash Notes shall
7 be issued for a term of longer than 24 months. Proceeds of
8 Working Cash Notes may be used to pay day to day operating
9 expenses of the Authority or the Service Boards, consisting of
10 wages, salaries, and fringe benefits, professional and
11 technical services (including legal, audit, engineering, and
12 other consulting services), office rental, furniture, fixtures
13 and equipment, insurance premiums, claims for self-insured
14 amounts under insurance policies, public utility obligations
15 for telephone, light, heat and similar items, travel expenses,
16 office supplies, postage, dues, subscriptions, public hearings
17 and information expenses, fuel purchases, and payments of
18 grants and payments under purchase of service agreements for
19 operations of transportation agencies, prior to the receipt by
20 the Authority or a Service Board from time to time of funds for
21 paying such expenses. ~~In addition to any Working Cash Notes~~
22 ~~that the Board of the Authority may determine to issue, the~~
23 ~~Suburban Bus Board, the Commuter Rail Board or the Board of the~~
24 ~~Chicago Transit Authority may demand and direct that the~~
25 ~~Authority issue its Working Cash Notes in such amounts and~~
26 ~~having such maturities as the Service Board may determine.~~

1 Notwithstanding any other provision of this Act, any
2 amounts necessary to pay principal of and interest on any
3 Working Cash Notes issued at the demand and direction of a
4 Service Board or any Working Cash Notes the proceeds of which
5 were used for the direct benefit of a Service Board or any
6 other Bonds or Notes of the Authority the proceeds of which
7 were used for the direct benefit of a Service Board shall
8 constitute a reduction of the amount of any other funds
9 provided by the Authority to that Service Board. The Authority
10 shall, after deducting any costs of issuance, tender the net
11 proceeds of any Working Cash Notes issued at the demand and
12 direction of a Service Board to such Service Board as soon as
13 may be practicable after the proceeds are received. The
14 Authority may also issue notes or bonds to pay, refund or
15 redeem any of its notes and bonds, including to pay redemption
16 premiums or accrued interest on such bonds or notes being
17 renewed, paid or refunded, and other costs in connection
18 therewith. The Authority may also utilize the proceeds of any
19 such bonds or notes to pay the legal, financial,
20 administrative and other expenses of such authorization,
21 issuance, sale or delivery of bonds or notes or to provide or
22 increase a debt service reserve fund with respect to any or all
23 of its bonds or notes. The Authority may also issue and deliver
24 its bonds or notes in exchange for any public transportation
25 facilities, (including funds and rights relating thereto, as
26 provided in Section 2.05 of this Act) or in exchange for

1 outstanding bonds or notes of the Authority, including any
2 accrued interest or redemption premium thereon, without
3 advertising or submitting such notes or bonds for public
4 bidding.

5 (b) The ordinance providing for the issuance of any such
6 bonds or notes shall fix the date or dates of maturity, the
7 dates on which interest is payable, any sinking fund account
8 or reserve fund account provisions and all other details of
9 such bonds or notes and may provide for such covenants or
10 agreements necessary or desirable with regard to the issue,
11 sale and security of such bonds or notes. The rate or rates of
12 interest on its bonds or notes may be fixed or variable and the
13 Authority shall determine or provide for the determination of
14 the rate or rates of interest of its bonds or notes issued
15 under this Act in an ordinance adopted by the Authority prior
16 to the issuance thereof, none of which rates of interest shall
17 exceed that permitted in the Bond Authorization Act. Interest
18 may be payable at such times as are provided for by the Board.
19 Bonds and notes issued under this Section may be issued as
20 serial or term obligations, shall be of such denomination or
21 denominations and form, including interest coupons to be
22 attached thereto, be executed in such manner, shall be payable
23 at such place or places and bear such date as the Authority
24 shall fix by the ordinance authorizing such bond or note and
25 shall mature at such time or times, within a period not to
26 exceed forty years from the date of issue, and may be

1 redeemable prior to maturity with or without premium, at the
2 option of the Authority, upon such terms and conditions as the
3 Authority shall fix by the ordinance authorizing the issuance
4 of such bonds or notes. No bond anticipation note or any
5 renewal thereof shall mature at any time or times exceeding 5
6 years from the date of the first issuance of such note. The
7 Authority may provide for the registration of bonds or notes
8 in the name of the owner as to the principal alone or as to
9 both principal and interest, upon such terms and conditions as
10 the Authority may determine. The ordinance authorizing bonds
11 or notes may provide for the exchange of such bonds or notes
12 which are fully registered, as to both principal and interest,
13 with bonds or notes which are registerable as to principal
14 only. All bonds or notes issued under this Section by the
15 Authority other than those issued in exchange for property or
16 for bonds or notes of the Authority shall be sold at a price
17 which may be at a premium or discount but such that the
18 interest cost (excluding any redemption premium) to the
19 Authority of the proceeds of an issue of such bonds or notes,
20 computed to stated maturity according to standard tables of
21 bond values, shall not exceed that permitted in the Bond
22 Authorization Act. The Authority shall notify the Governor's
23 Office of Management and Budget and the State Comptroller at
24 least 30 days before any bond sale and shall file with the
25 Governor's Office of Management and Budget and the State
26 Comptroller a certified copy of any ordinance authorizing the

1 issuance of bonds at or before the issuance of the bonds. After
2 December 31, 1994, any such bonds or notes shall be sold to the
3 highest and best bidder on sealed bids as the Authority shall
4 deem. As such bonds or notes are to be sold the Authority shall
5 advertise for proposals to purchase the bonds or notes which
6 advertisement shall be published at least once in a daily
7 newspaper of general circulation published in the metropolitan
8 region at least 10 days before the time set for the submission
9 of bids. The Authority shall have the right to reject any or
10 all bids. Notwithstanding any other provisions of this
11 Section, Working Cash Notes or bonds or notes to provide funds
12 for self-insurance or a joint self-insurance pool or entity
13 may be sold either upon competitive bidding or by negotiated
14 sale (without any requirement of publication of intention to
15 negotiate the sale of such Notes), as the Board shall
16 determine by ordinance adopted with the affirmative votes of
17 at least 9 Directors. In case any officer whose signature
18 appears on any bonds, notes or coupons authorized pursuant to
19 this Section shall cease to be such officer before delivery of
20 such bonds or notes, such signature shall nevertheless be
21 valid and sufficient for all purposes, the same as if such
22 officer had remained in office until such delivery. Neither
23 the Directors of the Authority nor any person executing any
24 bonds or notes thereof shall be liable personally on any such
25 bonds or notes or coupons by reason of the issuance thereof.

26 (c) All bonds or notes of the Authority issued pursuant to

1 this Section shall be general obligations of the Authority to
2 which shall be pledged the full faith and credit of the
3 Authority, as provided in this Section. Such bonds or notes
4 shall be secured as provided in the authorizing ordinance,
5 which may, notwithstanding any other provision of this Act,
6 include in addition to any other security, a specific pledge
7 or assignment of and lien on or security interest in any or all
8 tax receipts of the Authority and on any or all other revenues
9 or moneys of the Authority from whatever source, which may by
10 law be utilized for debt service purposes and a specific
11 pledge or assignment of and lien on or security interest in any
12 funds or accounts established or provided for by the ordinance
13 of the Authority authorizing the issuance of such bonds or
14 notes. Any such pledge, assignment, lien, or security interest
15 for the benefit of holders of bonds or notes of the Authority
16 shall be valid and binding from the time the bonds or notes are
17 issued without any physical delivery or further act and shall
18 be valid and binding as against and prior to the claims of all
19 other parties having claims of any kind against the Authority
20 or any other person irrespective of whether such other parties
21 have notice of such pledge, assignment, lien, or security
22 interest. The obligations of the Authority incurred pursuant
23 to this Section shall be superior to and have priority over any
24 other obligations of the Authority.

25 The Authority may provide in the ordinance authorizing the
26 issuance of any bonds or notes issued pursuant to this Section

1 for the creation of, deposits in, and regulation and
2 disposition of sinking fund or reserve accounts relating to
3 such bonds or notes. The ordinance authorizing the issuance of
4 any bonds or notes pursuant to this Section may contain
5 provisions as part of the contract with the holders of the
6 bonds or notes, for the creation of a separate fund to provide
7 for the payment of principal and interest on such bonds or
8 notes and for the deposit in such fund from any or all the tax
9 receipts of the Authority and from any or all such other moneys
10 or revenues of the Authority from whatever source which may by
11 law be utilized for debt service purposes, all as provided in
12 such ordinance, of amounts to meet the debt service
13 requirements on such bonds or notes, including principal and
14 interest, and any sinking fund or reserve fund account
15 requirements as may be provided by such ordinance, and all
16 expenses incident to or in connection with such fund and
17 accounts or the payment of such bonds or notes. Such ordinance
18 may also provide limitations on the issuance of additional
19 bonds or notes of the Authority. No such bonds or notes of the
20 Authority shall constitute a debt of the State of Illinois.
21 Nothing in this Act shall be construed to enable the Authority
22 to impose any ad valorem tax on property.

23 (d) The ordinance of the Authority authorizing the
24 issuance of any bonds or notes may provide additional security
25 for such bonds or notes by providing for appointment of a
26 corporate trustee (which may be any trust company or bank

1 having the powers of a trust company within the state) with
2 respect to such bonds or notes. The ordinance shall prescribe
3 the rights, duties, and powers of the trustee to be exercised
4 for the benefit of the Authority and the protection of the
5 holders of such bonds or notes. The ordinance may provide for
6 the trustee to hold in trust, invest, and use amounts in funds
7 and accounts created as provided by the ordinance with respect
8 to the bonds or notes. The ordinance may provide for the
9 assignment and direct payment to the trustee of any or all
10 amounts produced from the sources provided in Section 4.03 and
11 Section 4.09 of this Act and provided in Section 6z-17 of the
12 State Finance Act. Upon receipt of notice of any such
13 assignment, the Department of Revenue and the Comptroller of
14 the State of Illinois shall thereafter, notwithstanding the
15 provisions of Section 4.03 and Section 4.09 of this Act and
16 Section 6z-17 of the State Finance Act, provide for such
17 assigned amounts to be paid directly to the trustee instead of
18 the Authority, all in accordance with the terms of the
19 ordinance making the assignment. The ordinance shall provide
20 that amounts so paid to the trustee which are not required to
21 be deposited, held or invested in funds and accounts created
22 by the ordinance with respect to bonds or notes or used for
23 paying bonds or notes to be paid by the trustee to the
24 Authority.

25 (e) Any bonds or notes of the Authority issued pursuant to
26 this Section shall constitute a contract between the Authority

1 and the holders from time to time of such bonds or notes. In
2 issuing any bond or note, the Authority may include in the
3 ordinance authorizing such issue a covenant as part of the
4 contract with the holders of the bonds or notes, that as long
5 as such obligations are outstanding, it shall make such
6 deposits, as provided in paragraph (c) of this Section. It may
7 also so covenant that it shall impose and continue to impose
8 taxes, as provided in Section 4.03 of this Act and in addition
9 thereto as subsequently authorized by law, sufficient to make
10 such deposits and pay the principal and interest and to meet
11 other debt service requirements of such bonds or notes as they
12 become due. A certified copy of the ordinance authorizing the
13 issuance of any such obligations shall be filed at or prior to
14 the issuance of such obligations with the Comptroller of the
15 State of Illinois and the Illinois Department of Revenue.

16 (f) The State of Illinois pledges to and agrees with the
17 holders of the bonds and notes of the Authority issued
18 pursuant to this Section that the State will not limit or alter
19 the rights and powers vested in the Authority by this Act so as
20 to impair the terms of any contract made by the Authority with
21 such holders or in any way impair the rights and remedies of
22 such holders until such bonds and notes, together with
23 interest thereon, with interest on any unpaid installments of
24 interest, and all costs and expenses in connection with any
25 action or proceedings by or on behalf of such holders, are
26 fully met and discharged. In addition, the State pledges to

1 and agrees with the holders of the bonds and notes of the
2 Authority issued pursuant to this Section that the State will
3 not limit or alter the basis on which State funds are to be
4 paid to the Authority as provided in this Act, or the use of
5 such funds, so as to impair the terms of any such contract. The
6 Authority is authorized to include these pledges and
7 agreements of the State in any contract with the holders of
8 bonds or notes issued pursuant to this Section.

9 (g) (1) Except as provided in subdivisions (g) (2) and
10 (g) (3) of Section 4.04 of this Act, the Authority shall not at
11 any time issue, sell or deliver any bonds or notes (other than
12 Working Cash Notes and lines of credit) pursuant to this
13 Section 4.04 which will cause it to have issued and
14 outstanding at any time in excess of \$800,000,000 of such
15 bonds and notes (other than Working Cash Notes and lines of
16 credit). The Authority shall not issue, sell, or deliver any
17 Working Cash Notes or establish a line of credit pursuant to
18 this Section that will cause it to have issued and outstanding
19 at any time in excess of \$100,000,000. However, the Authority
20 may issue, sell, and deliver additional Working Cash Notes or
21 establish a line of credit before July 1, 2022 that are over
22 and above and in addition to the \$100,000,000 authorization
23 such that the outstanding amount of these additional Working
24 Cash Notes and lines of credit does not exceed at any time
25 \$300,000,000. Bonds or notes which are being paid or retired
26 by such issuance, sale or delivery of bonds or notes, and bonds

1 or notes for which sufficient funds have been deposited with
2 the paying agency of such bonds or notes to provide for payment
3 of principal and interest thereon or to provide for the
4 redemption thereof, all pursuant to the ordinance authorizing
5 the issuance of such bonds or notes, shall not be considered to
6 be outstanding for the purposes of this subsection.

7 (2) In addition to the authority provided by paragraphs
8 (1) and (3), the Authority is authorized to issue, sell, and
9 deliver bonds or notes for Strategic Capital Improvement
10 Projects approved pursuant to Section 4.13 as follows:

11 \$100,000,000 is authorized to be issued on or after
12 January 1, 1990;

13 an additional \$100,000,000 is authorized to be issued
14 on or after January 1, 1991;

15 an additional \$100,000,000 is authorized to be issued
16 on or after January 1, 1992;

17 an additional \$100,000,000 is authorized to be issued
18 on or after January 1, 1993;

19 an additional \$100,000,000 is authorized to be issued
20 on or after January 1, 1994; and

21 the aggregate total authorization of bonds and notes
22 for Strategic Capital Improvement Projects as of January
23 1, 1994, shall be \$500,000,000.

24 The Authority is also authorized to issue, sell, and
25 deliver bonds or notes in such amounts as are necessary to
26 provide for the refunding or advance refunding of bonds or

1 notes issued for Strategic Capital Improvement Projects under
2 this subdivision (g) (2), provided that no such refunding bond
3 or note shall mature later than the final maturity date of the
4 series of bonds or notes being refunded, and provided further
5 that the debt service requirements for such refunding bonds or
6 notes in the current or any future fiscal year shall not exceed
7 the debt service requirements for that year on the refunded
8 bonds or notes.

9 (3) In addition to the authority provided by paragraphs
10 (1) and (2), the Authority is authorized to issue, sell, and
11 deliver bonds or notes for Strategic Capital Improvement
12 Projects approved pursuant to Section 4.13 as follows:

13 \$260,000,000 is authorized to be issued on or after
14 January 1, 2000;

15 an additional \$260,000,000 is authorized to be issued
16 on or after January 1, 2001;

17 an additional \$260,000,000 is authorized to be issued
18 on or after January 1, 2002;

19 an additional \$260,000,000 is authorized to be issued
20 on or after January 1, 2003;

21 an additional \$260,000,000 is authorized to be issued
22 on or after January 1, 2004; and

23 the aggregate total authorization of bonds and notes
24 for Strategic Capital Improvement Projects pursuant to
25 this paragraph (3) as of January 1, 2004 shall be
26 \$1,300,000,000.

1 The Authority is also authorized to issue, sell, and
2 deliver bonds or notes in such amounts as are necessary to
3 provide for the refunding or advance refunding of bonds or
4 notes issued for Strategic Capital Improvement projects under
5 this subdivision (g) (3), provided that no such refunding bond
6 or note shall mature later than the final maturity date of the
7 series of bonds or notes being refunded, and provided further
8 that the debt service requirements for such refunding bonds or
9 notes in the current or any future fiscal year shall not exceed
10 the debt service requirements for that year on the refunded
11 bonds or notes.

12 (h) The Authority, subject to the terms of any agreements
13 with noteholders or bond holders as may then exist, shall have
14 power, out of any funds available therefor, to purchase notes
15 or bonds of the Authority, which shall thereupon be cancelled.

16 (i) In addition to any other authority granted by law, the
17 State Treasurer may, with the approval of the Governor, invest
18 or reinvest, at a price not to exceed par, any State money in
19 the State Treasury which is not needed for current
20 expenditures due or about to become due in Working Cash Notes.
21 In the event of a default on a Working Cash Note issued by the
22 Regional Transportation Authority in which State money in the
23 State treasury was invested, the Treasurer may, after giving
24 notice to the Authority, certify to the Comptroller the
25 amounts of the defaulted Working Cash Note, in accordance with
26 any applicable rules of the Comptroller, and the Comptroller

1 must deduct and remit to the State treasury the certified
2 amounts or a portion of those amounts from the following
3 proportions of payments of State funds to the Authority:

4 (1) in the first year after default, one-third of the
5 total amount of any payments of State funds to the
6 Authority;

7 (2) in the second year after default, two-thirds of
8 the total amount of any payments of State funds to the
9 Authority; and

10 (3) in the third year after default and for each year
11 thereafter until the total invested amount is repaid, the
12 total amount of any payments of State funds to the
13 Authority.

14 (j) The Authority may establish a line of credit with a
15 bank or other financial institution as may be evidenced by the
16 issuance of notes or other obligations, secured by and payable
17 from all tax receipts of the Authority and any or all other
18 revenues or moneys of the Authority, in an amount not to exceed
19 the limitations set forth in paragraph (1) of subsection (g).
20 Money borrowed under this subsection (j) shall be used to
21 provide money for the Authority or the Service Boards to cover
22 any cash flow deficit that the Authority or a Service Board
23 anticipates incurring and shall be repaid within 24 months.

24 Before establishing a line of credit under this subsection
25 (j), the Authority shall authorize the line of credit by
26 ordinance. The ordinance shall set forth facts demonstrating

1 the need for the line of credit, state the amount to be
2 borrowed, establish a maximum interest rate limit not to
3 exceed the maximum rate authorized by the Bond Authorization
4 Act, and provide a date by which the borrowed funds shall be
5 repaid. The ordinance shall authorize and direct the relevant
6 officials to make arrangements to set apart and hold, as
7 applicable, the moneys that will be used to repay the
8 borrowing. In addition, the ordinance may authorize the
9 relevant officials to make partial repayments on the line of
10 credit as the moneys become available and may contain any
11 other terms, restrictions, or limitations desirable or
12 necessary to give effect to this subsection (j).

13 The Authority shall notify the Governor's Office of
14 Management and Budget and the State Comptroller at least 30
15 days before establishing a line of credit and shall file with
16 the Governor's Office of Management and Budget and the State
17 Comptroller a certified copy of any ordinance authorizing the
18 establishment of a line of credit upon or before establishing
19 the line of credit.

20 Moneys borrowed under a line of credit pursuant to this
21 subsection (j) are general obligations of the Authority that
22 are secured by the full faith and credit of the Authority.

23 (Source: P.A. 101-485, eff. 8-23-19; 102-558, eff. 8-20-21.)

24 (70 ILCS 3615/4.11) (from Ch. 111 2/3, par. 704.11)

25 Sec. 4.11. Budget Review Powers.

1 (a) Based upon estimates which shall be given to the
2 Authority by the Director of the Governor's Office of
3 Management and Budget (formerly Bureau of the Budget) of the
4 receipts to be received by the Authority from the taxes
5 imposed by the Authority and the authorized estimates of
6 amounts to be available from State and other sources to the
7 Service Boards, and the times at which such receipts and
8 amounts will be available, the Board shall, not later than the
9 next preceding September 15th prior to the beginning of the
10 Authority's next fiscal year, advise each Service Board of the
11 amounts estimated by the Board to be available for such
12 Service Board during such fiscal year and the two following
13 fiscal years and the times at which such amounts will be
14 available. The Board shall, at the same time, also advise each
15 Service Board of its required system generated revenues
16 recovery ratio for the next fiscal year which shall be the
17 percentage of the aggregate costs of providing public
18 transportation by or under jurisdiction of that Service Board
19 which must be recovered from system generated revenues. The
20 Board shall, at the same time, consider the written
21 determination of the Executive Director, made pursuant to
22 Section 2.01d, of the costs of ADA paratransit services that
23 are required to be provided under the federal Americans with
24 Disabilities Act of 1990 and its implementing regulations, and
25 shall amend the current year budgets of the Authority and the
26 Service Boards to provide for additional funding for the

1 provision of ADA paratransit services, if needed. The Board
2 shall, at the same time, beginning with the 2007 fiscal year,
3 also advise each Service Board that provides ADA paratransit
4 services of its required system generated ADA paratransit
5 services revenue recovery ratio for the next fiscal year which
6 shall be the percentage of the aggregate costs of providing
7 ADA paratransit services by or under jurisdiction of that
8 Service Board which must be recovered from fares charged for
9 such services, except that such required system generated ADA
10 paratransit services revenue recovery ratio shall not exceed
11 the minimum percentage established pursuant to Section
12 4.01(b)(ii) of this Act. In determining a Service Board's
13 system generated revenue recovery ratio, the Board shall
14 consider the historical system generated revenues recovery
15 ratio for the services subject to the jurisdiction of that
16 Service Board. The Board shall not increase a Service Board's
17 system generated revenues recovery ratio for the next fiscal
18 year over such ratio for the current fiscal year
19 disproportionately or prejudicially to increases in such
20 ratios for other Service Boards. The Board may, by ordinance,
21 provide that (i) the cost of research and development projects
22 in the fiscal year beginning January 1, 1986 and ending
23 December 31, 1986 conducted pursuant to Section 2.09 of this
24 Act, (ii) the costs for passenger security, and (iii)
25 expenditures of amounts granted to a Service Board from the
26 Innovation, Coordination, and Enhancement Fund for operating

1 purposes may be exempted from the farebox recovery ratio or
2 the system generated revenues recovery ratio of the Chicago
3 Transit Authority, the Suburban Bus Division Board, and the
4 Commuter Rail Division Board, or any of them. During fiscal
5 years 2008 through 2012, the Board may also allocate the
6 exemption of \$200,000,000 and the reducing amounts of costs
7 provided by this amendatory Act of the 95th General Assembly
8 from the farebox recovery ratio or system generated revenues
9 recovery ratio of each Service Board.

10 (b) (1) Not later than the next preceding November 15 prior
11 to the commencement of such fiscal year, each Service Board
12 shall submit to the Authority its proposed budget for such
13 fiscal year and its proposed financial plan for the two
14 following fiscal years. Such budget and financial plan shall
15 (i) be prepared in the format, follow the financial and
16 budgetary practices, and be based on any assumptions and
17 projections required by the Authority and (ii) not project or
18 assume a receipt of revenues from the Authority in amounts
19 greater than those set forth in the estimates provided by the
20 Authority pursuant to subsection (a) of this Section.

21 (2) The Board shall review the proposed budget and
22 two-year financial plan submitted by each Service Board. The
23 Board shall approve the budget and two-year financial plan of
24 a Service Board if:

25 (i) such budget and plan show a balance between (A)
26 anticipated revenues from all sources including operating

1 subsidies and (B) the costs of providing the services
2 specified and of funding any operating deficits or
3 encumbrances incurred in prior periods, including
4 provision for payment when due of principal and interest
5 on outstanding indebtedness;

6 (ii) such budget and plan show cash balances including
7 the proceeds of any anticipated cash flow borrowing
8 sufficient to pay with reasonable promptness all costs and
9 expenses as incurred;

10 (iii) such budget and plan provide for a level of
11 fares or charges and operating or administrative costs for
12 the public transportation provided by or subject to the
13 jurisdiction of such Service Board sufficient to allow the
14 Service Board to meet its required system generated
15 revenue recovery ratio and, beginning with the 2007 fiscal
16 year, system generated ADA paratransit services revenue
17 recovery ratio;

18 (iv) such budget and plan are based upon and employ
19 assumptions and projections which are reasonable and
20 prudent;

21 (v) such budget and plan have been prepared in
22 accordance with sound financial practices as determined by
23 the Board;

24 (vi) such budget and plan meet such other financial,
25 budgetary, or fiscal requirements that the Board may by
26 rule or regulation establish; and

1 (vii) such budget and plan are consistent with the
2 goals and objectives adopted by the Authority in the
3 Strategic Plan.

4 (3) (Blank).

5 (4) Unless the Board by an affirmative vote of 12 of the
6 then Directors determines that the budget and financial plan
7 of a Service Board meets the criteria specified in clauses (i)
8 through (vii) of subparagraph (2) of this paragraph (b), the
9 Board shall withhold from that Service Board 25% of the cash
10 proceeds of taxes imposed by the Authority under Section 4.03
11 and Section 4.03.1 and received after February 1 and 25% of the
12 amounts transferred to the Authority from the Public
13 Transportation Fund under Section 4.09(a) (but not including
14 Section 4.09(a)(3)(iv)) after February 1 that the Board has
15 estimated to be available to that Service Board under Section
16 4.11(a). Such funding shall be released to the Service Board
17 only upon approval of a budget and financial plan under this
18 Section or adoption of a budget and financial plan on behalf of
19 the Service Board by the Authority.

20 (5) If the Board has not found that the budget and
21 financial plan of a Service Board meets the criteria specified
22 in clauses (i) through (vii) of subparagraph (2) of this
23 paragraph (b), the Board, by the affirmative vote of at least
24 12 of its then Directors, shall adopt a budget and financial
25 plan meeting such criteria for that Service Board.

26 (c)(1) If the Board shall at any time have received a

1 revised estimate, or revises any estimate the Board has made,
2 pursuant to this Section of the receipts to be collected by the
3 Authority which, in the judgment of the Board, requires a
4 change in the estimates on which the budget of any Service
5 Board is based, the Board shall advise the affected Service
6 Board of such revised estimates, and such Service Board shall
7 within 30 days after receipt of such advice submit a revised
8 budget incorporating such revised estimates. If the revised
9 estimates require, in the judgment of the Board, that the
10 system generated revenues recovery ratio of one or more
11 Service Boards be revised in order to allow the Authority to
12 meet its required ratio, the Board shall advise any such
13 Service Board of its revised ratio and such Service Board
14 shall within 30 days after receipt of such advice submit a
15 revised budget incorporating such revised estimates or ratio.

16 (2) Each Service Board shall, within such period after the
17 end of each fiscal quarter as shall be specified by the Board,
18 report to the Authority its financial condition and results of
19 operations and the financial condition and results of
20 operations of the public transportation services subject to
21 its jurisdiction, as at the end of and for such quarter. If in
22 the judgment of the Board such condition and results are not
23 substantially in accordance with such Service Board's budget
24 for such period, the Board shall so advise such Service Board
25 and such Service Board shall within the period specified by
26 the Board submit a revised budget incorporating such results.

1 (3) If the Board shall determine that a revised budget
2 submitted by a Service Board pursuant to subparagraph (1) or
3 (2) of this paragraph (c) does not meet the criteria specified
4 in clauses (i) through (vii) of subparagraph (2) of paragraph
5 (b) of this Section, the Board shall withhold from that
6 Service Board 25% of the cash proceeds of taxes imposed by the
7 Authority under Section 4.03 or 4.03.1 and received by the
8 Authority after February 1 and 25% of the amounts transferred
9 to the Authority from the Public Transportation Fund under
10 Section 4.09(a) (but not including Section 4.09(a)(3)(iv))
11 after February 1 that the Board has estimated to be available
12 to that Service Board under Section 4.11(a). If the Service
13 Board submits a revised financial plan and budget which plan
14 and budget shows that the criteria will be met within a four
15 quarter period, the Board shall release any such withheld
16 funds to the Service Board. The Board by the affirmative vote
17 of at least 12 of its then Directors may require a Service
18 Board to submit a revised financial plan and budget which
19 shows that the criteria will be met in a time period less than
20 four quarters.

21 (d) All budgets and financial plans, financial statements,
22 audits and other information presented to the Authority
23 pursuant to this Section or which may be required by the Board
24 to permit it to monitor compliance with the provisions of this
25 Section shall be prepared and presented in such manner and
26 frequency and in such detail as shall have been prescribed by

1 the Board, shall be prepared on both an accrual and cash flow
2 basis as specified by the Board, shall present such
3 information as the Authority shall prescribe that fairly
4 presents the condition of any pension plan or trust for health
5 care benefits with respect to retirees established by the
6 Service Board and describes the plans of the Service Board to
7 meet the requirements of Sections 4.02a and 4.02b, and shall
8 identify and describe the assumptions and projections employed
9 in the preparation thereof to the extent required by the
10 Board. If the Executive Director certifies that a Service
11 Board has not presented its budget and two-year financial plan
12 in conformity with the rules adopted by the Authority under
13 the provisions of Section 4.01(f) and this subsection (d), and
14 such certification is accepted by the affirmative vote of at
15 least 12 of the then Directors of the Authority, the Authority
16 shall not distribute to that Service Board any funds for
17 operating purposes in excess of the amounts distributed for
18 such purposes to the Service Board in the previous fiscal
19 year. Except when the Board adopts a budget and a financial
20 plan for a Service Board under paragraph (b)(5), a Service
21 Board shall provide for such levels of transportation services
22 and fares or charges therefor as it deems appropriate and
23 necessary in the preparation of a budget and financial plan
24 meeting the criteria set forth in clauses (i) through (vii) of
25 subparagraph (2) of paragraph (b) of this Section. The
26 Authority shall have access to and the right to examine and

1 copy all books, documents, papers, records, or other source
2 data of a Service Board relevant to any information submitted
3 pursuant to this Section.

4 (e) Whenever this Section requires the Board to make
5 determinations with respect to estimates, budgets or financial
6 plans, or rules or regulations with respect thereto such
7 determinations shall be made upon the affirmative vote of at
8 least 12 of the then Directors and shall be incorporated in a
9 written report of the Board and such report shall be submitted
10 within 10 days after such determinations are made to the
11 Governor, the Mayor of Chicago (if such determinations relate
12 to the Chicago Transit Authority), and the Auditor General of
13 Illinois.

14 (Source: P.A. 97-399, eff. 8-16-11.)

15 (70 ILCS 3615/4.15)

16 Sec. 4.15. Revolving door prohibition. No Director,
17 Service Board director or member, former Director, or former
18 Service Board director or member shall, during his or her term
19 and for a period of one year immediately after the end of his
20 or her term, engage in business dealings with, knowingly
21 accept employment from, or receive compensation or fees for
22 services from the Regional Transportation Authority, the
23 Suburban Bus Division ~~Board~~, the Commuter Rail Division, ~~Board~~
24 or the Chicago Transit Authority ~~Board~~. This prohibition shall
25 not apply to any business dealings engaged in by the Director

1 or Service Board director or member in the course of his or her
2 official duties or responsibilities as a Director or Service
3 Board director or member.

4 (Source: P.A. 98-1027, eff. 1-1-15.)

5 (70 ILCS 3615/5.05) (from Ch. 111 2/3, par. 705.05)
6 Sec. 5.05. Opt Out.

7 (a) Notwithstanding any other provision of this Act, if
8 the County Board of the County of DuPage, Kane, Lake, McHenry
9 or Will by ordinance authorizes that such county shall elect
10 to terminate the powers of the Authority and the Suburban Bus
11 Division in that County, the Secretary of such County Board
12 shall certify that proposition to the proper election
13 officials, who shall submit such proposition at an election in
14 accordance with the general election law to decide whether or
15 not the County shall opt out; and if a majority of the voters
16 voting upon the proposition is in favor of terminating the
17 powers of the Authority and the Suburban Bus Division those
18 powers shall be terminated.

19 The form of the ballot to be used at the referendum shall
20 be substantially as follows:

21 -----

22	Shall County Terminate the	
23	Powers of the Regional Transportation	YES
24	Authority and the Suburban Bus	-----
25	Division in County	NO

1 on (date)

2 -----

3 If a majority of the voters vote in favor of terminating
4 the powers of the Authority and the Suburban Bus Division then
5 all of the powers of the Authority and the Suburban Bus
6 Division shall terminate in such county except those powers
7 and functions which the Authority determines to be necessary
8 to exercise with regard to:

9 (i) public transportation by commuter rail, and
10 related public transportation facilities;

11 (ii) public transportation other than by commuter rail
12 which is required in order to comply with federal or State
13 laws and regulations, and related public transportation
14 facilities; and

15 (iii) public transportation other than by commuter
16 rail provided by the Suburban Bus Division pursuant to
17 contract with the County or other governmental entity
18 therein, and related public transportation facilities.

19 (b) The termination of the powers of the Authority and the
20 Suburban Bus Division referred to in paragraph (a) of this
21 Section with respect to any County shall occur on approval of
22 the referendum by the electors provided on or prior to the date
23 of such termination, such County shall have:

24 (i) assumed the obligations of the Authority under all
25 laws, federal or State, and all contracts with respect to
26 public transportation or public transportation facilities

1 in such County, which statutory or contractual obligations
2 extend beyond the termination date provided for in
3 accordance with paragraph (c) of this Section provided
4 that such obligations shall not be deemed to include any
5 indebtedness of the Authority for borrowed money;

6 (ii) agreed to indemnify and hold harmless the
7 Authority against any and all claims, actions and
8 liabilities arising out of or in connection with the
9 termination of the Authority's powers and functions
10 pursuant to paragraph (a) of this Section; and

11 (iii) taken or caused to be taken all necessary
12 actions and fulfilled or caused to be fulfilled all
13 requirements under federal and State laws, rules and
14 regulations with respect to such termination and any
15 related transfers of assets or liabilities of the
16 Authority. A County may, by mutual agreement with the
17 Authority, permit the Authority to fulfill one or more
18 contracts which by their terms extend beyond the
19 termination date provided for in accordance with paragraph
20 (c) of this Section, in which case the powers and
21 functions of the Authority in that County shall survive
22 only to the extent deemed necessary by the Authority to
23 fulfill said contract or contracts. The satisfaction of
24 the requirements provided for in this paragraph shall be
25 evidenced in such manner as the Authority may require.

26 (c) Following an election to terminate the powers of the

1 Authority and the Suburban Bus Division at a referendum held
2 under paragraph (a) of this Section the County Board shall
3 notify the Authority of the results of the referendum which
4 notice shall specify a termination date, which is the last day
5 of the calendar month, but no earlier than December 31, 1984.
6 Unless the termination date is extended by mutual agreement
7 between the County and the Authority, the termination of the
8 powers and functions of the Authority in the County shall
9 occur at midnight on the termination date, provided that the
10 requirements of this Section have been met.

11 (d) The proceeds of taxes imposed by the Authority under
12 Sections 4.03 and 4.03.1 collected after the termination date
13 within a County wherein the powers of the Authority and the
14 Suburban Bus Division have been terminated under this Section
15 shall be provided by the Authority to the Commuter Rail
16 Division Board to support services under the jurisdiction of
17 the Commuter Rail Division Board which are attributable to
18 that County, as determined by the ~~Commuter Rail~~ Board. Any
19 proceeds which are in excess of that necessary to support such
20 services shall be paid by the Authority to that County to be
21 expended for general transportation purposes in accordance
22 with law. If no services under the jurisdiction of the
23 Commuter Rail Division Board are provided in a County wherein
24 the powers of the Authority have been terminated under this
25 Section, all proceeds of taxes imposed by the Authority in the
26 County shall be paid by the Authority to the County to be

1 expended for general transportation purposes in accordance
2 with law. The Authority or the Suburban Bus Division has no
3 obligation to see that the funds expended under this paragraph
4 by the County are spent for general transportation purposes in
5 accordance with law.

6 (Source: P.A. 83-885; 83-886.)

7 (70 ILCS 3615/3A.03 rep.)

8 (70 ILCS 3615/3A.04 rep.)

9 (70 ILCS 3615/3A.06 rep.)

10 (70 ILCS 3615/3A.07 rep.)

11 (70 ILCS 3615/3B.03 rep.)

12 (70 ILCS 3615/3B.04 rep.)

13 (70 ILCS 3615/3B.06 rep.)

14 (70 ILCS 3615/3B.07 rep.)

15 Section 35. The Regional Transportation Authority Act is
16 amended by repealing Sections 3A.03, 3A.04, 3A.06, 3A.07,
17 3B.03, 3B.04, 3B.06, and 3B.07.

18 Section 99. Effective date. This Act takes effect January
19 1, 2026.

	INDEX	
	Statutes amended in order of appearance	
1		
2		
3	5 ILCS 120/2	from Ch. 102, par. 42
4	5 ILCS 375/2.6 rep.	
5	5 ILCS 375/2.7 rep.	
6	65 ILCS 5/11-122.2-1	from Ch. 24, par. 11-122.2-1
7	70 ILCS 3605/2	from Ch. 111 2/3, par. 302
8	70 ILCS 3605/3	from Ch. 111 2/3, par. 303
9	70 ILCS 3605/9a	from Ch. 111 2/3, par. 309a
10	70 ILCS 3605/12a	from Ch. 111 2/3, par. 312a
11	70 ILCS 3605/12b	from Ch. 111 2/3, par. 312b
12	70 ILCS 3605/12c	
13	70 ILCS 3605/19	from Ch. 111 2/3, par. 319
14	70 ILCS 3605/24	from Ch. 111 2/3, par. 324
15	70 ILCS 3605/27	from Ch. 111 2/3, par. 327
16	70 ILCS 3605/27a	from Ch. 111 2/3, par. 327a
17	70 ILCS 3605/28	from Ch. 111 2/3, par. 328
18	70 ILCS 3605/28a	from Ch. 111 2/3, par. 328a
19	70 ILCS 3605/30	from Ch. 111 2/3, par. 330
20	70 ILCS 3605/34	from Ch. 111 2/3, par. 334
21	70 ILCS 3605/4 rep.	
22	70 ILCS 3605/6.1 rep.	
23	70 ILCS 3605/9b rep.	
24	70 ILCS 3605/20 rep.	
25	70 ILCS 3605/21 rep.	

1 70 ILCS 3605/22 rep.
2 70 ILCS 3605/23 rep.
3 70 ILCS 3605/28d rep.
4 70 ILCS 3605/44 rep.
5 70 ILCS 3615/1.03 from Ch. 111 2/3, par. 701.03
6 70 ILCS 3615/1.06 new
7 70 ILCS 3615/2.01 from Ch. 111 2/3, par. 702.01
8 70 ILCS 3615/2.01a
9 70 ILCS 3615/2.01b
10 70 ILCS 3615/2.01c
11 70 ILCS 3615/2.01d
12 70 ILCS 3615/2.01e
13 70 ILCS 3615/2.20 from Ch. 111 2/3, par. 702.20
14 70 ILCS 3615/2.21 from Ch. 111 2/3, par. 702.21
15 70 ILCS 3615/2.30
16 70 ILCS 3615/3.01 from Ch. 111 2/3, par. 703.01
17 70 ILCS 3615/3.04 from Ch. 111 2/3, par. 703.04
18 70 ILCS 3615/3.08 from Ch. 111 2/3, par. 703.08
19 70 ILCS 3615/3.13 new
20 70 ILCS 3615/3A.01 from Ch. 111 2/3, par. 703A.01
21 70 ILCS 3615/3A.02 from Ch. 111 2/3, par. 703A.02
22 70 ILCS 3615/3A.05 from Ch. 111 2/3, par. 703A.05
23 70 ILCS 3615/3A.09 from Ch. 111 2/3, par. 703A.09
24 70 ILCS 3615/3A.10 from Ch. 111 2/3, par. 703A.10
25 70 ILCS 3615/3A.11 from Ch. 111 2/3, par. 703A.11
26 70 ILCS 3615/3A.12 from Ch. 111 2/3, par. 703A.12

1 70 ILCS 3615/3A.14 from Ch. 111 2/3, par. 703A.14
2 70 ILCS 3615/3A.15
3 70 ILCS 3615/3A.16
4 70 ILCS 3615/3A.17
5 70 ILCS 3615/3A.18
6 70 ILCS 3615/3B.01 from Ch. 111 2/3, par. 703B.01
7 70 ILCS 3615/3B.02 from Ch. 111 2/3, par. 703B.02
8 70 ILCS 3615/3B.05 from Ch. 111 2/3, par. 703B.05
9 70 ILCS 3615/3B.09 from Ch. 111 2/3, par. 703B.09
10 70 ILCS 3615/3B.10 from Ch. 111 2/3, par. 703B.10
11 70 ILCS 3615/3B.11 from Ch. 111 2/3, par. 703B.11
12 70 ILCS 3615/3B.12 from Ch. 111 2/3, par. 703B.12
13 70 ILCS 3615/3B.13 from Ch. 111 2/3, par. 703B.13
14 70 ILCS 3615/3B.14
15 70 ILCS 3615/3B.15
16 70 ILCS 3615/3B.26
17 70 ILCS 3615/Art. III-C
18 heading new
19 70 ILCS 3615/3C.05 new
20 70 ILCS 3615/4.01 from Ch. 111 2/3, par. 704.01
21 70 ILCS 3615/4.02b
22 70 ILCS 3615/4.03.3
23 70 ILCS 3615/4.04 from Ch. 111 2/3, par. 704.04
24 70 ILCS 3615/4.11 from Ch. 111 2/3, par. 704.11
25 70 ILCS 3615/4.15
26 70 ILCS 3615/5.05 from Ch. 111 2/3, par. 705.05

- 1 70 ILCS 3615/3A.03 rep.
- 2 70 ILCS 3615/3A.04 rep.
- 3 70 ILCS 3615/3A.06 rep.
- 4 70 ILCS 3615/3A.07 rep.
- 5 70 ILCS 3615/3B.03 rep.
- 6 70 ILCS 3615/3B.04 rep.
- 7 70 ILCS 3615/3B.06 rep.
- 8 70 ILCS 3615/3B.07 rep.