



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4776

by Rep. Eva-Dina Delgado

SYNOPSIS AS INTRODUCED:

20 ILCS 2705/2705-635 new

Amends the Department of Transportation Law of the Civil Administrative Code of Illinois. Provides that sovereign immunity from civil suit in federal court is waived consistent with specified provisions of Title 23 of the United States Code and limited to the compliance, discharge, or enforcement of a responsibility assumed by the Department of Transportation under the Law. Provides that the provision applies only to actions that are authorized under the law and does not create liability that exceeds the liability created under specified provisions of Title 23 of the United States Code.

LRB104 19980 LNS 33431 b

1 AN ACT concerning State government.

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

4 Section 5. The Department of Transportation Law of the
5 Civil Administrative Code of Illinois is amended by adding
6 Section 2705-635 as follows:

7 (20 ILCS 2705/2705-635 new)

8 Sec. 2705-635. Sovereign immunity. Sovereign immunity from
9 civil suit in federal court is waived consistent with 23
10 U.S.C. 326 and 327 and limited to the compliance, discharge,
11 or enforcement of a responsibility assumed by the Department
12 under this Law. This Section applies only to actions that are
13 authorized under this Law and does not create liability that
14 exceeds the liability created under 23 U.S.C. 326 and 327.