

1 AN ACT concerning transportation.

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

4 Section 5. The Toll Highway Act is amended by changing  
5 Section 8 as follows:

6 (605 ILCS 10/8) (from Ch. 121, par. 100-8)

7 Sec. 8. The Authority shall have the power:

8 (a) To acquire, own, use, hire, lease, operate and dispose  
9 of personal property, real property (except with respect to  
10 the headquarters building and surrounding land of the  
11 Authority located at 2700 Ogden Avenue, Downers Grove,  
12 Illinois, which may be sold or mortgaged only as provided in  
13 Section 7.5 of the State Property Control Act to the extent  
14 that such property is subject to the State Property Control  
15 Act at the time of the proposed sale), any interest therein,  
16 including rights-of-way, franchises and easements.

17 (b) To enter into all contracts and agreements necessary  
18 or incidental to the performance of its powers under this Act.  
19 All employment contracts let under this Act shall be in  
20 conformity with the applicable provisions of "An Act  
21 regulating wages of laborers, mechanics and other workers  
22 employed under contracts for public works," approved June 26,  
23 1941, as amended.

1 (c) To employ and discharge, without regard to the  
2 requirements of any civil service or personnel act, such  
3 administrative, engineering, traffic, architectural,  
4 construction, and financial experts, and inspectors, and such  
5 other employees, as are necessary in the Authority's judgment  
6 to carry out the purposes of this Act; and to establish and  
7 administer standards of classification of all of such persons  
8 with respect to their compensation, duties, performance, and  
9 tenure; and to enter into contracts of employment with such  
10 persons for such periods and on such terms as the Authority  
11 deems desirable.

12 (d) To appoint ~~by and with the consent of the Attorney~~  
13 ~~General, assistant~~ attorneys for such Authority, which said  
14 ~~assistant~~ attorneys shall be under the control, direction and  
15 supervision of the Authority ~~Attorney General~~ and shall serve  
16 at the Authority's ~~his~~ pleasure.

17 (e) To retain special counsel, ~~subject to the approval of~~  
18 ~~the Attorney General,~~ as needed from time to time, and fix  
19 their compensation, and ~~provided however,~~ such special counsel  
20 shall be subject to the control, direction and supervision of  
21 the Authority ~~Attorney General~~ and shall serve at the  
22 Authority's ~~his~~ pleasure.

23 (f) To acquire, construct, relocate, operate, regulate and  
24 maintain a system of toll highways through and within the  
25 State of Illinois. However, the Authority does not have the  
26 power to acquire, operate, regulate or maintain any system of

1 toll highways or toll bridges or portions of them (including  
2 but not limited to any system organized pursuant to Division  
3 108 of Article 11 of the Illinois Municipal Code) in the event  
4 either of the following conditions exists at the time the  
5 proposed acquisition, operation, regulation or maintenance of  
6 such system is to become effective:

7 (1) the principal or interest on bonds or other  
8 instruments evidencing indebtedness of the system are in  
9 default; or

10 (2) the principal or interest on bonds or other  
11 instruments evidencing indebtedness of the system have been in  
12 default at any time during the 5 year period prior to the  
13 proposed acquisition.

14 To facilitate such construction, operation and maintenance  
15 and subject to the approval of the Division of Highways of the  
16 Department of Transportation, the Authority shall have the  
17 full use and advantage of the engineering staff and facilities  
18 of the Department.

19 (Source: P.A. 93-19, eff. 6-20-03.)

20 Section 99. Effective date. This Act takes effect January  
21 1, 2027.