



Sen. Toi W. Hutchinson

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10000HB5856sam001

LRB100 21282 LNS 39518 a

1 AMENDMENT TO HOUSE BILL 5856

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5856 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Toll Highway Act is amended by changing  
5 Section 19 as follows:

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

7 Sec. 19. Toll rates. The Authority shall fix and revise  
8 from time to time, tolls or charges or rates for the privilege  
9 of using each of the toll highways constructed pursuant to this  
10 Act. Such tolls shall be so fixed and adjusted at rates  
11 calculated to provide the lowest reasonable toll rates that  
12 will provide funds sufficient with other revenues of the  
13 Authority to pay, (a) the cost of the construction of a toll  
14 highway authorized by joint resolution of the General Assembly  
15 pursuant to Section 14.1 and the reconstruction, major repairs  
16 or improvements of toll highways, (b) the cost of maintaining,

1 repairing, regulating and operating the toll highways  
2 including only the necessary expenses of the Authority, and (c)  
3 the principal of all bonds, interest thereon and all sinking  
4 fund requirements and other requirements provided by  
5 resolutions authorizing the issuance of the bonds as they shall  
6 become due. In fixing the toll rates pursuant to this Section  
7 19 and Section 10(c) of this Act, the Authority shall take into  
8 account the effect of the provisions of this Section 19  
9 permitting the use of the toll highway system without payment  
10 of the covenants of the Authority contained in the resolutions  
11 and trust indentures authorizing the issuance of bonds of the  
12 Authority. No such provision permitting the use of the toll  
13 highway system without payment of tolls after the date of this  
14 amendatory Act of the 95th General Assembly shall be applied in  
15 a manner that impairs the rights of bondholders pursuant to any  
16 resolution or trust indentures authorizing the issuance of  
17 bonds of the Authority. The use and disposition of any sinking  
18 or reserve fund shall be subject to such regulation as may be  
19 provided in the resolution or trust indenture authorizing the  
20 issuance of the bonds. Subject to the provisions of any  
21 resolution or trust indenture authorizing the issuance of bonds  
22 any moneys in any such sinking fund in excess of an amount  
23 equal to one year's interest on the bonds then outstanding  
24 secured by such sinking fund may be applied to the purchase or  
25 redemption of bonds. All such bonds so redeemed or purchased  
26 shall forthwith be cancelled and shall not again be issued. No

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

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

22 Among other matters, this amendatory Act of 1990 is  
23 intended to clarify and confirm the prior intent of the General  
24 Assembly to allow toll revenues from the toll highway system to  
25 be used to pay a portion of the cost of the construction of the  
26 North-South Toll Highway authorized by Senate Joint Resolution

- 1 122 of the 83rd General Assembly in 1984.
- 2 (Source: P.A. 97-784, eff. 1-1-13.)".