



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB4311

Introduced 1/28/2020, by Rep. Jay Hoffman

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Downstate Public Transportation Act. Provides that commencing with State fiscal year 2021 programs, and for each fiscal year thereafter, all appropriations made under the provisions of the Act are direct appropriations and shall not constitute a grant program. Provides that the Department of Transportation shall approve programs of proposed expenditures and services submitted by participants under specified provisions. Provides for the adoption of rules to govern participants. Provides requirements for participant applications for funding concerning a program of proposed expenditures and services. Provides additional requirements for specified units of local government when applying for the approval of the program of proposed expenditures and services. Provides that any program of proposed expenditures and services submitted by a participant that is not expressly approved or disapproved by the Department within 45 days after receipt shall be deemed approved, and the Department shall obligate the appropriation for the funding thereof with and to the Comptroller no later than the commencement of the applicable State fiscal year. Provides free of charge fixed route public transportation to senior citizens aged 65 and older who meet specified income eligibility limitations. Requires the Department on Aging to furnish all information reasonably necessary to determine eligibility for free of charge fixed route public transportation to senior citizens. Makes conforming changes. Effective immediately.

LRB101 17602 RJF 67023 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The Downstate Public Transportation Act is  
5 amended by changing Sections 2-3, 2-4, 2-5, 2-5.1, 2-7, 2-9,  
6 2-10, 2-11, 2-12, 2-13, 2-14, 2-15.2, 2-15.3, and 2-17 as  
7 follows:

8 (30 ILCS 740/2-3) (from Ch. 111 2/3, par. 663)

9 Sec. 2-3. (a) As soon as possible after the first day of  
10 each month, beginning July 1, 1984, upon certification of the  
11 Department of Revenue, the Comptroller shall order  
12 transferred, and the Treasurer shall transfer, from the General  
13 Revenue Fund to a special fund in the State Treasury which is  
14 hereby created, to be known as the Downstate Public  
15 Transportation Fund, an amount equal to  $\frac{2}{32}$  (beginning July 1,  
16 2005,  $\frac{3}{32}$ ) of the net revenue realized from the Retailers'  
17 Occupation Tax Act, the Service Occupation Tax Act, the Use Tax  
18 Act, and the Service Use Tax Act from persons incurring  
19 municipal or county retailers' or service occupation tax  
20 liability for the benefit of any municipality or county located  
21 wholly within the boundaries of each participant, other than  
22 any Metro-East Transit District participant certified pursuant  
23 to subsection (c) of this Section during the preceding month,

1 except that the Department shall pay into the Downstate Public  
2 Transportation Fund 2/32 (beginning July 1, 2005, 3/32) of 80%  
3 of the net revenue realized under the State tax Acts named  
4 above within any municipality or county located wholly within  
5 the boundaries of each participant, other than any Metro-East  
6 participant, for tax periods beginning on or after January 1,  
7 1990. Net revenue realized for a month shall be the revenue  
8 collected by the State pursuant to such Acts during the  
9 previous month from persons incurring municipal or county  
10 retailers' or service occupation tax liability for the benefit  
11 of any municipality or county located wholly within the  
12 boundaries of a participant, less the amount paid out during  
13 that same month as refunds or credit memoranda to taxpayers for  
14 overpayment of liability under such Acts for the benefit of any  
15 municipality or county located wholly within the boundaries of  
16 a participant.

17 Notwithstanding any provision of law to the contrary,  
18 beginning on July 6, 2017 (the effective date of Public Act  
19 100-23), those amounts required under this subsection (a) to be  
20 transferred by the Treasurer into the Downstate Public  
21 Transportation Fund from the General Revenue Fund shall be  
22 directly deposited into the Downstate Public Transportation  
23 Fund as the revenues are realized from the taxes indicated.

24 (b) As soon as possible after the first day of each month,  
25 beginning July 1, 1989, upon certification of the Department of  
26 Revenue, the Comptroller shall order transferred, and the

1 Treasurer shall transfer, from the General Revenue Fund to a  
2 special fund in the State Treasury which is hereby created, to  
3 be known as the Metro-East Public Transportation Fund, an  
4 amount equal to  $\frac{2}{32}$  of the net revenue realized, as above,  
5 from within the boundaries of Madison, Monroe, and St. Clair  
6 Counties, except that the Department shall pay into the  
7 Metro-East Public Transportation Fund  $\frac{2}{32}$  of 80% of the net  
8 revenue realized under the State tax Acts specified in  
9 subsection (a) of this Section within the boundaries of  
10 Madison, Monroe and St. Clair Counties for tax periods  
11 beginning on or after January 1, 1990. A local match equivalent  
12 to an amount which could be raised by a tax levy at the rate of  
13 .05% on the assessed value of property within the boundaries of  
14 Madison County is required annually to cause a total of  $\frac{2}{32}$  of  
15 the net revenue to be deposited in the Metro-East Public  
16 Transportation Fund. Failure to raise the required local match  
17 annually shall result in only  $\frac{1}{32}$  being deposited into the  
18 Metro-East Public Transportation Fund after July 1, 1989, or  
19  $\frac{1}{32}$  of 80% of the net revenue realized for tax periods  
20 beginning on or after January 1, 1990.

21 (b-5) As soon as possible after the first day of each  
22 month, beginning July 1, 2005, upon certification of the  
23 Department of Revenue, the Comptroller shall order  
24 transferred, and the Treasurer shall transfer, from the General  
25 Revenue Fund to the Downstate Public Transportation Fund, an  
26 amount equal to  $\frac{3}{32}$  of 80% of the net revenue realized from

1 within the boundaries of Monroe and St. Clair Counties under  
2 the State Tax Acts specified in subsection (a) of this Section  
3 and provided further that, beginning July 1, 2005, the  
4 provisions of subsection (b) shall no longer apply with respect  
5 to such tax receipts from Monroe and St. Clair Counties.

6 Notwithstanding any provision of law to the contrary,  
7 beginning on July 6, 2017 (the effective date of Public Act  
8 100-23), those amounts required under this subsection (b-5) to  
9 be transferred by the Treasurer into the Downstate Public  
10 Transportation Fund from the General Revenue Fund shall be  
11 directly deposited into the Downstate Public Transportation  
12 Fund as the revenues are realized from the taxes indicated.

13 (b-6) As soon as possible after the first day of each  
14 month, beginning July 1, 2008, upon certification by the  
15 Department of Revenue, the Comptroller shall order transferred  
16 and the Treasurer shall transfer, from the General Revenue Fund  
17 to the Downstate Public Transportation Fund, an amount equal to  
18  $\frac{3}{32}$  of 80% of the net revenue realized from within the  
19 boundaries of Madison County under the State Tax Acts specified  
20 in subsection (a) of this Section and provided further that,  
21 beginning July 1, 2008, the provisions of subsection (b) shall  
22 no longer apply with respect to such tax receipts from Madison  
23 County.

24 Notwithstanding any provision of law to the contrary,  
25 beginning on July 6, 2017 (the effective date of Public Act  
26 100-23), those amounts required under this subsection (b-6) to

1 be transferred by the Treasurer into the Downstate Public  
2 Transportation Fund from the General Revenue Fund shall be  
3 directly deposited into the Downstate Public Transportation  
4 Fund as the revenues are realized from the taxes indicated.

5 (b-7) Beginning July 1, 2018, notwithstanding the other  
6 provisions of this Section, instead of the Comptroller making  
7 monthly transfers from the General Revenue Fund to the  
8 Downstate Public Transportation Fund, the Department of  
9 Revenue shall deposit the designated fraction of the net  
10 revenue realized from collections under the Retailers'  
11 Occupation Tax Act, the Service Occupation Tax Act, the Use Tax  
12 Act, and the Service Use Tax Act directly into the Downstate  
13 Public Transportation Fund.

14 (c) The Department shall certify to the Department of  
15 Revenue the eligible participants under this Article and the  
16 territorial boundaries of such participants for the purposes of  
17 the Department of Revenue in subsections (a) and (b) of this  
18 Section.

19 (d) For the purposes of this Article, beginning in fiscal  
20 year 2009 the General Assembly shall appropriate an amount from  
21 the Downstate Public Transportation Fund equal to the sum total  
22 funds projected to be paid to the participants pursuant to  
23 Section 2-7. If the General Assembly fails to make  
24 appropriations sufficient to cover the amounts projected to be  
25 paid pursuant to Section 2-7, this Act shall constitute an  
26 irrevocable and continuing appropriation from the Downstate

1 Public Transportation Fund of all amounts necessary for those  
2 purposes.

3 (e) (Blank).

4 (f) (Blank).

5 (g) (Blank).

6 (h) For State fiscal year 2020 only, notwithstanding any  
7 provision of law to the contrary, the total amount of revenue  
8 and deposits under this Section attributable to revenues  
9 realized during State fiscal year 2020 shall be reduced by 5%.

10 (i) Commencing with State fiscal year 2021 programs, and  
11 for each fiscal year thereafter, all appropriations made under  
12 the provisions of this Act are direct appropriations and shall  
13 not constitute a grant program. The Department shall approve  
14 programs of proposed expenditures and services submitted by  
15 participants under the requirements of Sections 2-5 and 2-11.

16 (Source: P.A. 100-23, eff. 7-6-17; 100-363, eff. 7-1-18;  
17 100-587, eff. 6-4-18; 100-863, eff. 8-14-18; 101-10, eff.  
18 6-5-19.)

19 (30 ILCS 740/2-4) (from Ch. 111 2/3, par. 664)

20 Sec. 2-4. The Department shall establish forms for the  
21 reporting of projected and actual operating deficits and  
22 expenses and other required information by the participants,  
23 and has the power to promulgate rules and regulations for the  
24 filing of such reports within the limitations set out in  
25 Sections 2-5, 2-6 and 2-7. Each participant shall be governed

1 by the rules and regulations established under this Section,  
2 but for State fiscal year 2021 programs, and for each fiscal  
3 year thereafter, no such rule or regulation shall: (1) require  
4 or mandate that a participant enter into an agreement or  
5 contract with the Department to qualify as a participant or  
6 receive funding under this Article; or (2) require or mandate  
7 that a participant receive the express approval of its program  
8 of proposed expenditures and services by the Department to  
9 qualify as a participant or receive funding under this Article  
10 after the expiration of the review period established in  
11 Section 2-11.

12 (Source: P.A. 82-783.)

13 (30 ILCS 740/2-5) (from Ch. 111 2/3, par. 665)

14 Sec. 2-5. Applications.

15 (a) Through State fiscal year 2020, each ~~Each~~ participant  
16 making application for grants pursuant to this Article shall  
17 submit to the Department at the time of making such  
18 application, on forms provided by the Department: (a) an  
19 estimate of projected operating deficits and a separate  
20 statement of eligible operating expenses and an estimate of all  
21 projected operating income or revenues; and (b) a program of  
22 proposed expenditures; all such submittals to be for the period  
23 of such grant. The program of proposed expenditures shall be  
24 directly related to the operation, maintenance or improvement  
25 of an existing system of public transportation serving the



1 residents of the participant, and shall include the proposed  
2 expenditures for eligible operating expenses.

3 For Fiscal Year 1980 grant applications shall be submitted  
4 to the Department within 60 days of the effective date of this  
5 amendatory Act of 1979. Beginning with Fiscal Year 1981 and  
6 thereafter, grant applications shall be submitted to the  
7 Department by April 1 of the preceding fiscal year.

8 (b) For Fiscal Year 2021 applications for funding, and for  
9 each fiscal year thereafter, each participant shall submit to  
10 the Department by April 1 of the preceding fiscal year, a  
11 program of proposed expenditures and services on forms provided  
12 by the Department, consisting of the following information: (1)  
13 an estimate of projected operating deficits and a separate  
14 statement of eligible operating expenses and an estimate of all  
15 projected operating income or revenues; and (2) a program of  
16 proposed expenditures and services; all such submittals to be  
17 for the period of such transportation project. The program of  
18 proposed expenditures and services shall be directly related to  
19 the operation, maintenance, or improvement of an existing  
20 system of public transportation serving the residents of the  
21 participant, and shall include the proposed expenditures and  
22 services for eligible operating expenses.

23 (Source: P.A. 82-783.)

24 (30 ILCS 740/2-5.1)

25 Sec. 2-5.1. Additional requirements.

1           (a) Through State fiscal year 2020, any ~~Any~~ unit of local  
2 government that becomes a participant on or after the effective  
3 date of this amendatory Act of the 94th General Assembly shall,  
4 in addition to any other requirements under this Article, meet  
5 all of the following requirements when applying for grants  
6 under this Article:

7           (1) The grant application must demonstrate the  
8 participant's plan to provide general public  
9 transportation with an emphasis on persons with  
10 disabilities and elderly and economically disadvantaged  
11 populations.

12           (2) The grant application must demonstrate the  
13 participant's plan for interagency coordination that, at a  
14 minimum, allows the participation of all State-funded and  
15 federally-funded agencies and programs with transportation  
16 needs in the proposed service area in the development of  
17 the applicant's public transportation program.

18           (3) Any participant serving a nonurbanized area that is  
19 not receiving Federal Section 5311 funding must meet the  
20 operating and safety compliance requirements as set forth  
21 in that federal program.

22           (4) The participant is required to hold public hearings  
23 to allow comment on the proposed service plan in all  
24 municipalities with populations of 1,500 inhabitants or  
25 more within the proposed service area.

26           (a-5) Any unit of local government that becomes a

1 participant on or after the effective date of this amendatory  
2 Act of the 101st General Assembly shall, in addition to any  
3 other requirements under this Article, meet all of the  
4 following requirements when applying for the approval of the  
5 program of proposed expenditures and services under this  
6 Article:

7 (1) The program of proposed expenditures and services  
8 must demonstrate the participant's plan to provide general  
9 public transportation with an emphasis on persons with  
10 disabilities and elderly and economically disadvantaged  
11 populations.

12 (2) The program of proposed expenditures and services  
13 must demonstrate the participant's plan for interagency  
14 coordination that, at a minimum, allows the participation  
15 of all State-funded and federally-funded agencies and  
16 programs with transportation needs in the proposed service  
17 area in the development of the applicant's public  
18 transportation program.

19 (3) Any participant serving a non-urbanized area that  
20 is not receiving Federal Section 5311 Program funding must  
21 meet the operating and safety compliance requirements as  
22 set forth in that federal program.

23 (4) The participant is required to hold public hearings  
24 to allow comment on the proposed service plan in all  
25 municipalities with populations of 1,500 inhabitants or  
26 more within the proposed service area.

1 (b) Service extensions by any participant after July 1,  
2 2005 by either annexation or intergovernmental agreement must  
3 meet the 4 requirements of subsection (a).

4 (c) In order to receive funding, the Department shall  
5 certify that the participant has met the requirements of this  
6 Section no later than the beginning of the applicable fiscal  
7 year. Funding priority shall be given to service extension,  
8 multi-county, and multi-jurisdictional projects.

9 (d) The Department shall develop an annual application  
10 process for existing or potential participants to request an  
11 initial appropriation or an appropriation exceeding the  
12 formula amount found in subsection (b-10) of Section 2-7 for  
13 funding service in new areas in the next fiscal year. The  
14 application shall include, but not be limited to, a description  
15 of the new service area, proposed service in the new area, and  
16 a budget for providing existing and new service. The Department  
17 shall review the application for reasonableness and compliance  
18 with the requirements of this Section, and, if it approves the  
19 application, shall recommend to the Governor an appropriation  
20 for the next fiscal year in an amount sufficient to provide 65%  
21 of projected eligible operating expenses associated with a new  
22 participant's service area or the portion of an existing  
23 participant's service area that has been expanded by annexation  
24 or intergovernmental agreement. The recommended appropriation  
25 for the next fiscal year may exceed the formula amount found in  
26 subsection (b-10) of Section 2-7.

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

2 (30 ILCS 740/2-7) (from Ch. 111 2/3, par. 667)

3 Sec. 2-7. Quarterly reports; annual audit.

4 (a) Any Metro-East Transit District participant shall, no  
5 later than 60 days following the end of each quarter of any  
6 fiscal year, file with the Department on forms provided by the  
7 Department for that purpose, a report of the actual operating  
8 deficit experienced during that quarter. The Department shall,  
9 upon receipt of the quarterly report, determine whether the  
10 operating deficits were incurred in conformity with the program  
11 of proposed expenditures and services approved by the  
12 Department pursuant to Section 2-11. Any Metro-East District  
13 may either monthly or quarterly for any fiscal year file a  
14 request for the participant's eligible share, as allocated in  
15 accordance with Section 2-6, of the amounts transferred into  
16 the Metro-East Public Transportation Fund.

17 (b) Each participant other than any Metro-East Transit  
18 District participant shall, 30 days before the end of each  
19 quarter, file with the Department on forms provided by the  
20 Department for such purposes a report of the projected eligible  
21 operating expenses to be incurred in the next quarter and 30  
22 days before the third and fourth quarters of any fiscal year a  
23 statement of actual eligible operating expenses incurred in the  
24 preceding quarters. Except as otherwise provided in subsection  
25 (b-5), within 45 days of receipt by the Department of such

1 quarterly report, the Comptroller shall order paid and the  
2 Treasurer shall pay from the Downstate Public Transportation  
3 Fund to each participant an amount equal to one-third of such  
4 participant's eligible operating expenses; provided, however,  
5 that in Fiscal Year 1997, the amount paid to each participant  
6 from the Downstate Public Transportation Fund shall be an  
7 amount equal to 47% of such participant's eligible operating  
8 expenses and shall be increased to 49% in Fiscal Year 1998, 51%  
9 in Fiscal Year 1999, 53% in Fiscal Year 2000, 55% in Fiscal  
10 Years 2001 through 2007, and 65% in Fiscal Year 2008 and  
11 thereafter; however, in any year that a participant receives  
12 funding under subsection (i) of Section 2705-305 of the  
13 Department of Transportation Law (20 ILCS 2705/2705-305), that  
14 participant shall be eligible only for assistance equal to the  
15 following percentage of its eligible operating expenses: 42% in  
16 Fiscal Year 1997, 44% in Fiscal Year 1998, 46% in Fiscal Year  
17 1999, 48% in Fiscal Year 2000, and 50% in Fiscal Year 2001 and  
18 thereafter. Any such payment for the third and fourth quarters  
19 of any fiscal year shall be adjusted to reflect actual eligible  
20 operating expenses for preceding quarters of such fiscal year.  
21 However, no participant shall receive an amount less than that  
22 which was received in the immediate prior year, provided in the  
23 event of a shortfall in the fund those participants receiving  
24 less than their full allocation pursuant to Section 2-6 of this  
25 Article shall be the first participants to receive an amount  
26 not less than that received in the immediate prior year.

1 (b-5) (Blank.)

2 (b-10) On July 1, 2008, each participant shall receive an  
3 appropriation in an amount equal to 65% of its fiscal year 2008  
4 eligible operating expenses adjusted by the annual 10% increase  
5 required by Section 2-2.04 of this Act. In no case shall any  
6 participant receive an appropriation that is less than its  
7 fiscal year 2008 appropriation. Every fiscal year thereafter,  
8 each participant's appropriation shall increase by 10% over the  
9 appropriation established for the preceding fiscal year as  
10 required by Section 2-2.04 of this Act.

11 (b-15) Beginning on July 1, 2007, and for each fiscal year  
12 thereafter, each participant shall maintain a minimum local  
13 share contribution (from farebox and all other local revenues)  
14 equal to the actual amount provided in Fiscal Year 2006 or, for  
15 new recipients, an amount equivalent to the local share  
16 provided in the first year of participation. The local share  
17 contribution shall be reduced by an amount equal to the total  
18 amount of lost revenue for services provided under Section  
19 2-15.2 and Section 2-15.3 of this Act.

20 (b-20) Any participant in the Downstate Public  
21 Transportation Fund may use State operating assistance funding  
22 pursuant to this Section to provide transportation services  
23 within any county that is contiguous to its territorial  
24 boundaries as defined by the Department and subject to  
25 Departmental approval. Any such contiguous-area service  
26 provided by a participant after July 1, 2007 must meet the

1 requirements of subsection (a) of Section 2-5.1.

2 (c) No later than 180 days following the last day of the  
3 Fiscal Year each participant shall provide the Department with  
4 an audit prepared by a Certified Public Accountant covering  
5 that Fiscal Year. For those participants other than a  
6 Metro-East Transit District, any discrepancy between the funds  
7 ~~grants~~ paid and the percentage of the eligible operating  
8 expenses provided for by paragraph (b) of this Section shall be  
9 reconciled by appropriate payment or credit. In the case of any  
10 Metro-East Transit District, any amount of payments from the  
11 Metro-East Public Transportation Fund which exceed the  
12 eligible deficit of the participant shall be reconciled by  
13 appropriate payment or credit.

14 (Source: P.A. 94-70, eff. 6-22-05; 95-708, eff. 1-18-08;  
15 95-906, eff. 8-26-08.)

16 (30 ILCS 740/2-9) (from Ch. 111 2/3, par. 669)

17 Sec. 2-9. Each program of proposed expenditures and  
18 services shall, in the case of a system of public  
19 transportation owned and operated by a participant, undertake  
20 to meet operating deficits directly. The purchase of service  
21 agreements with a provider of public transportation services  
22 shall constitute an eligible expense ~~Grants to a participant~~  
23 ~~may be made for services provided through purchase of service~~  
24 ~~agreements with a provider of public transportation services.~~

25 (Source: P.A. 82-783.)



1 (30 ILCS 740/2-10) (from Ch. 111 2/3, par. 670)

2 Sec. 2-10. Cooperative projects. Nothing in this Act shall  
3 prohibit any participant from including in a program of  
4 proposed expenditures and services funding for a portion of a  
5 cooperative public transportation project or purpose, the  
6 total cost of which is shared among one or more other  
7 participants or other financial contributors, as long as the  
8 residents of the participant are served by any such project or  
9 purpose.

10 (Source: P.A. 82-783.)

11 (30 ILCS 740/2-11) (from Ch. 111 2/3, par. 671)

12 Sec. 2-11. The Department shall review and approve or  
13 disapprove within 45 days of receipt each program of proposed  
14 expenditures and services submitted by any participant  
15 pursuant to the provisions of Section 2-5. Any program of  
16 proposed expenditures and services submitted by a participant  
17 that is not expressly approved or disapproved by the Department  
18 within 45 days after receipt shall be deemed approved, and the  
19 Department shall obligate the appropriation for the funding  
20 thereof with and to the Comptroller no later than the  
21 commencement of the applicable State fiscal year. The  
22 Department may disapprove a program of proposed expenditures  
23 and services or portions thereof only for the following  
24 reasons:

1 (a) A finding that expenditures are proposed for projects  
2 or purposes which are not in compliance with Section 2-5; or

3 (b) A finding that expenditures are proposed for projects  
4 or purposes which are in conflict with established  
5 comprehensive transportation plans for a participant or a  
6 region of which it is a part; or

7 (c) In Fiscal Year 1980, with regard to the participants  
8 which have not received State operating assistance prior to the  
9 effective date of this amendatory Act of 1979, a finding by the  
10 Department that a proposed program submitted by such  
11 participant or any portion thereof is not in the public  
12 interest in that levels or kinds of service proposed exceeds  
13 the reasonable needs of the community served by such  
14 participant as demonstrated in the transportation development  
15 plan for such community or other studies and information  
16 available to the Department.

17 (Source: P.A. 82-783.)

18 (30 ILCS 740/2-12) (from Ch. 111 2/3, par. 672)

19 Sec. 2-12. Disapproval of program. Upon disapproval of any  
20 program of proposed expenditures and services, the Department  
21 shall so notify the chief official of the participant having  
22 submitted such program, setting forth in detail the reasons for  
23 such disapproval. Thereupon, any such participant shall have 45  
24 days from the date of receipt of such notice of disapproval by  
25 the Department to submit to the Department one or more amended

1 programs of proposed expenditures and services.

2 (Source: P.A. 82-783.)

3 (30 ILCS 740/2-13) (from Ch. 111 2/3, par. 673)

4 Sec. 2-13. Review of amended programs. The Department shall  
5 review each amended program of proposed expenditures and  
6 services submitted to it pursuant to the provisions of Section  
7 2-12 and may disapprove any such amended program of proposed  
8 expenditures and services only for the reasons and in the same  
9 fashion set forth in Section 2-11.

10 (Source: P.A. 82-783.)

11 (30 ILCS 740/2-14) (from Ch. 111 2/3, par. 674)

12 Sec. 2-14. Grants.

13 (a) Upon a determination by the Department that any initial  
14 or amended program of proposed expenditures is in compliance  
15 with the provisions of this Act, and upon approval thereof, the  
16 Department shall enter into one or more grant agreements with  
17 and shall make grants to that participant as necessary to  
18 implement the adopted program of expenditures.

19 (b) All grants by the Department pursuant to this Act shall  
20 be administered upon such conditions as the Secretary of  
21 Transportation shall determine, consistent with the provisions  
22 and purpose of this Act.

23 (c) The provisions of this Section shall not apply to, or  
24 be of force or effect for, any program of proposed expenditures

1 and services, or the funding therefor, for State fiscal year  
2 2021 and each fiscal year thereafter.

3 (Source: P.A. 82-783.)

4 (30 ILCS 740/2-15.2)

5 Sec. 2-15.2. 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, every participant, as defined in Section 2-2.02 (1)(a),  
12 shall be provided without charge to all senior citizen  
13 residents of the participant aged 65 and older, under such  
14 conditions as shall be prescribed by the participant.

15 (b) Notwithstanding any law to the contrary, no later than  
16 180 days following the effective date of this amendatory Act of  
17 the 96th General Assembly, but only through State fiscal year  
18 2020, any fixed route public transportation services provided  
19 by, or under grant or purchase of service contracts of, every  
20 participant, as defined in Section 2-2.02 (1)(a), shall be  
21 provided without charge to senior citizens aged 65 and older  
22 who meet the income eligibility limitation set forth in  
23 subsection (a-5) of Section 4 of the Senior Citizens and  
24 Persons with Disabilities Property Tax Relief Act, under such  
25 conditions as shall be prescribed by the participant. The

1 Department on Aging shall furnish all information reasonably  
2 necessary to determine eligibility, including updated lists of  
3 individuals who are eligible for services without charge under  
4 this Section. Nothing in this Section shall relieve the  
5 participant from providing reduced fares as may be required by  
6 federal law.

7 (c) Notwithstanding any law to the contrary, commencing  
8 with State fiscal year 2021 programs, any fixed route public  
9 transportation services provided by, or State funded or  
10 purchase of service contract of, every participant, as defined  
11 in item (a) of paragraph (1) of Section 2-2.02, shall be  
12 provided without charge to senior citizens aged 65 and older  
13 who meet the income eligibility limitation set forth in  
14 subsection (a-5) of Section 4 of the Senior Citizens and  
15 Persons with Disabilities Property Tax Relief Act, under  
16 conditions as shall be prescribed by the participant. The  
17 Department on Aging shall furnish all information reasonably  
18 necessary to determine eligibility, including updated lists of  
19 individuals who are eligible for services without charge under  
20 this Section. Nothing in this Section shall relieve the  
21 participant from providing reduced fares as may be required by  
22 federal law.

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

24 (30 ILCS 740/2-15.3)

25 Sec. 2-15.3. Transit services for individuals with

1 disabilities.

2 (a) Notwithstanding any law to the contrary, no later than  
3 60 days following the effective date of this amendatory Act of  
4 the 95th General Assembly, but only through State fiscal year  
5 2020, all fixed route public transportation services provided  
6 by, or under grant or purchase of service contract of, any  
7 participant shall be provided without charge to all persons  
8 with disabilities who meet the income eligibility limitation  
9 set forth in subsection (a-5) of Section 4 of the Senior  
10 Citizens and Persons with Disabilities Property Tax Relief Act,  
11 under such procedures as shall be prescribed by the  
12 participant. The Department on Aging shall furnish all  
13 information reasonably necessary to determine eligibility,  
14 including updated lists of individuals who are eligible for  
15 services without charge under this Section.

16 (b) Notwithstanding any law to the contrary, commencing  
17 with State fiscal year 2021 programs, all fixed route public  
18 transportation services provided by, or services provided  
19 under a State-funded or purchase of service contract of, any  
20 participant shall be provided without charge to all persons  
21 with disabilities who meet the income eligibility limitation  
22 set forth in subsection (a-5) of Section 4 of the Senior  
23 Citizens and Persons with Disabilities Property Tax Relief Act,  
24 under procedures as shall be prescribed by the participant. The  
25 Department on Aging shall furnish all information reasonably  
26 necessary to determine eligibility, including updated lists of

1 individuals who are eligible for services without charge under  
2 this Section.

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

4 (30 ILCS 740/2-17) (from Ch. 111 2/3, par. 678)

5 Sec. 2-17. County authorization to provide public  
6 transportation and to receive funds from appropriations to  
7 apply for funding ~~grants~~ in connection therewith. (a) Any  
8 county or counties may, by ordinance, operate or otherwise  
9 provide for public transportation within such county or  
10 counties. In order to so provide for such public  
11 transportation, any county or counties may enter into  
12 agreements with any individual, corporation or other person or  
13 private or public entity to operate or otherwise assist in the  
14 provision of such public transportation services. Upon the  
15 execution of an agreement for the operation of such public  
16 transportation, the operator shall file 3 copies of such  
17 agreement certified by the clerk of the county executing the  
18 same with the Illinois Commerce Commission. Thereafter the  
19 Illinois Commerce Commission shall enter an order directing  
20 compliance by the operator with the provisions of Sections 55a  
21 and 55b of "An Act concerning public utilities", approved June  
22 28, 1921, as amended.

23 (b) Any county may apply for, accept and expend moneys  
24 ~~grants~~, loans or other funds from the State of Illinois or any  
25 department or agency thereof, from any unit of local

1 government, from the federal government or any department or  
2 agency thereof, or from any other person or entity, for use in  
3 connection with any public transportation provided pursuant to  
4 this Section.

5 (Source: P.A. 82-783.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.



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## Statutes amended in order of appearance

3	30 ILCS 740/2-3	from Ch. 111 2/3, par. 663
4	30 ILCS 740/2-4	from Ch. 111 2/3, par. 664
5	30 ILCS 740/2-5	from Ch. 111 2/3, par. 665
6	30 ILCS 740/2-5.1	
7	30 ILCS 740/2-7	from Ch. 111 2/3, par. 667
8	30 ILCS 740/2-9	from Ch. 111 2/3, par. 669
9	30 ILCS 740/2-10	from Ch. 111 2/3, par. 670
10	30 ILCS 740/2-11	from Ch. 111 2/3, par. 671
11	30 ILCS 740/2-12	from Ch. 111 2/3, par. 672
12	30 ILCS 740/2-13	from Ch. 111 2/3, par. 673
13	30 ILCS 740/2-14	from Ch. 111 2/3, par. 674
14	30 ILCS 740/2-15.2	
15	30 ILCS 740/2-15.3	
16	30 ILCS 740/2-17	from Ch. 111 2/3, par. 678