



Sen. Ram Villivalam

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LRB102 03976 AWJ 30249 a

1 AMENDMENT TO HOUSE BILL 106

2 AMENDMENT NO. _____. Amend House Bill 106 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Administrative Procedure Act is
5 amended by adding Section 5-45.20 as follows:

6 (5 ILCS 100/5-45.20 new)

7 Sec. 5-45.20. Emergency rulemaking; Secretary of State
8 emergency powers. To provide for the expeditious and timely
9 implementation of the provisions of Section 30 of the
10 Secretary of State Act, emergency rules implementing the
11 changes made to Section 30 of the Secretary of State Act by
12 this amendatory Act of the 102nd General Assembly may be
13 adopted by the Secretary in accordance with Section 5-45. The
14 adoption of emergency rules authorized by Section 5-45 and
15 this Section is deemed to be necessary for the public
16 interest, safety, and welfare.

1 This Section is repealed on January 1, 2023.

2 Section 10. The Secretary of State Act is amended by
3 changing Sections 12 and 30 as follows:

4 (15 ILCS 305/12) (from Ch. 124, par. 10.2)

5 Sec. 12. Parking fees; leases.

6 (a) The Secretary of State shall impose a fee of \$20 per
7 month payable by all State employees parking vehicles in the
8 underground parking facility located south of the William G.
9 Stratton State Office Building in Springfield and the parking
10 ramp located at 401 South College Street located west of the
11 William G. Stratton State Office Building in Springfield,
12 unless a non-State employee requests a space located in either
13 garage, in which case the Secretary shall set the fee by rule.
14 Except as otherwise provided in this Section, State officers
15 and employees who make application for and are allotted
16 parking places in such parking facilities shall authorize the
17 Comptroller to deduct the required fees from their payroll
18 checks under the State Salary and Annuity Withholding Act and
19 the amounts so withheld shall be deposited as provided in
20 Section 8 of that Act. Until December 31, 2024, members and
21 employees of the General Assembly who make application for and
22 are allotted parking places in such parking facilities may,
23 alternatively, upon application by the Secretary of the Senate
24 or the Clerk of the House of Representatives, have their

1 parking fee paid by the General Assembly. The amounts paid in
2 this instance would also be deposited as provided in Section 8
3 of the State Salary and Annuity Withholding Act. The President
4 of the Senate and the Speaker of the House of Representatives
5 may authorize payment of the fees from appropriations made to
6 the General Assembly. Persons who are not subject to the State
7 Salary and Annuity Withholding Act and who are allotted
8 parking places under this Section shall pay the required fees
9 directly to the Office of the Secretary of State and the
10 amounts so collected shall be deposited in the State Parking
11 Facility Maintenance Fund in the State Treasury.

12 (b) The Secretary of State may enter into agreements with
13 public or private entities or individuals to lease to those
14 entities or individuals parking spaces at State-owned
15 Secretary of State facilities. Such agreements may be executed
16 only upon a determination by the Secretary that leasing the
17 parking spaces will not adversely impact the delivery of
18 services to the public. The fee to be charged to the entity or
19 individual leasing the parking spaces shall be established by
20 rule. All funds collected by the Secretary pursuant to such
21 leases shall be deposited in the State Parking Facility
22 Maintenance Fund and shall be used for the maintenance and
23 repair of parking lots at State-owned Secretary of State
24 facilities.

25 (Source: P.A. 98-179, eff. 8-5-13; 98-1148, eff. 12-31-14.)

1 (15 ILCS 305/30)

2 (Section scheduled to be repealed on January 1, 2022)

3 Sec. 30. Emergency powers.

4 (a) In response to the interruption of services available
5 to the public as a result of the public health disaster caused
6 by Coronavirus Disease 2019 (COVID-19), a novel severe acute
7 respiratory illness that spreads rapidly through respiratory
8 transmissions, the extended closure of State government
9 offices and private sector businesses caused by COVID-19, and
10 the need to ameliorate any detrimental impact on members of
11 the public caused by that interruption of services, the
12 Secretary of State is hereby given the authority to adopt
13 emergency rulemakings, and to adopt permanent administrative
14 rules:

15 (1) extending until not later than December 31, 2022,
16 the expiration dates of driver's licenses, driving
17 permits, monitoring device driving permits, restricted
18 driving permits, and identification cards which were
19 issued with expiration dates on or after January 1, 2020.
20 During the period of any extensions implemented pursuant
21 to this subsection, all driver's licenses, driving
22 permits, monitoring device driving permits, restricted
23 driving permits, and identification cards, shall be
24 subject to any terms and conditions under which the
25 original document was issued; and

26 (2) modifying the requirements for the renewal of

1 driver's licenses, driving permits, monitoring device
2 driving permits, restricted driving permits, and
3 identification cards. No such modification shall apply for
4 more than one renewal cycle after the effective date of
5 the rulemaking.

6 (b) When the renewal of any driver's license, driving
7 permit, monitoring device driving permit, restricted driving
8 permit, or identification card has been extended pursuant to
9 this Section, it shall be renewed during the period of an
10 extension. Any such renewals shall be from the original
11 expiration date and shall be subject to the full fee which
12 would have been due had the renewals been issued based on the
13 original expiration date, except that no late filing fees or
14 penalties shall be imposed.

15 (c) All law enforcement agencies in the State of Illinois
16 and all State and local governmental entities shall recognize
17 the validity of, and give full legal force to, extensions
18 granted pursuant to this Section.

19 (d) Upon the request of any person whose driver's license,
20 driving permit, monitoring device driving permit, restricted
21 driving permit, or identification card has been subject to an
22 extension under this Section, the Secretary shall issue a
23 statement verifying the extension was issued pursuant to
24 Illinois law, and requesting any foreign jurisdiction to honor
25 the extension.

26 (e) This Section is repealed on January 1, 2023.

1 ~~(a) In response to the ongoing public health disaster~~
2 ~~caused by Coronavirus Disease 2019 (COVID-19), a novel severe~~
3 ~~acute respiratory illness that spreads rapidly through~~
4 ~~respiratory transmissions, and the need to regulate the number~~
5 ~~of individuals entering a Secretary of State facility at any~~
6 ~~one time in order to prevent the spread of the disease, the~~
7 ~~Secretary of State is hereby given the authority to adopt~~
8 ~~emergency rulemakings, as provided under subsection (b), and~~
9 ~~to adopt permanent administrative rules extending until no~~
10 ~~later than June 30, 2021, the expiration dates of driver's~~
11 ~~licenses, driving permits, monitoring device driving permits,~~
12 ~~restricted driving permits, identification cards, disabled~~
13 ~~parking placards and decals, and vehicle registrations that~~
14 ~~were issued with expiration dates on or after January 1, 2020.~~
15 ~~If, as of May 1, 2021, there remains in effect a proclamation~~
16 ~~issued by the Governor of the State of Illinois declaring a~~
17 ~~statewide disaster in response to the outbreak of COVID-19,~~
18 ~~the Secretary may further extend such expiration dates until~~
19 ~~no later than December 31, 2021.~~

20 ~~(a-5) During the period of any extensions implemented~~
21 ~~pursuant to this Section, all driver's licenses, driving~~
22 ~~permits, monitoring device driving permits, restricted driving~~
23 ~~permits, identification cards, disabled parking placards and~~
24 ~~decals, and vehicle registrations shall be subject to any~~
25 ~~terms and conditions under which the original document was~~
26 ~~issued.~~

1 ~~(b) To provide for the expeditious and timely~~
2 ~~implementation of this amendatory Act of the 101st General~~
3 ~~Assembly, any emergency rules to implement the extension~~
4 ~~provisions of this Section must be adopted by the Secretary of~~
5 ~~State, subject to the provisions of Section 5-45 of the~~
6 ~~Illinois Administrative Procedure Act. Any such rule shall:~~

7 ~~(1) (blank);~~

8 ~~(2) set forth the expirations being extended (for~~
9 ~~example, "this extension shall apply to all driver's~~
10 ~~licenses, driving permits, monitoring device driving~~
11 ~~permits, restricted driving permits, identification cards,~~
12 ~~disabled parking placards and decals, and vehicle~~
13 ~~registrations expiring on [date] through [date]"); and~~

14 ~~(3) set forth the date on which the extension period~~
15 ~~becomes effective, and the date on which the extension~~
16 ~~will terminate if not extended by subsequent emergency~~
17 ~~rulemaking.~~

18 ~~(c) Where the renewal of any driver's license, driving~~
19 ~~permit, monitoring device driving permit, restricted driving~~
20 ~~permit, identification card, disabled parking placard or~~
21 ~~decal, or vehicle registration has been extended pursuant to~~
22 ~~this Section, it shall be renewed during the period of an~~
23 ~~extension. Any such renewal shall be from the original~~
24 ~~expiration date and shall be subject to the full fee which~~
25 ~~would have been due had the renewal been issued based on the~~
26 ~~original expiration date, except that no late filing fees or~~

1 ~~penalties shall be imposed.~~

2 ~~(d) All law enforcement agencies in the State of Illinois~~
3 ~~and all State and local governmental entities shall recognize~~
4 ~~the validity of, and give full legal force to, extensions~~
5 ~~granted pursuant to this Section.~~

6 ~~(e) Upon the request of any person or entity whose~~
7 ~~driver's license, driving permit, monitoring device driving~~
8 ~~permit, restricted driving permit, identification card,~~
9 ~~disabled parking placard or decal, or vehicle registration has~~
10 ~~been subject to an extension under this Section, the Secretary~~
11 ~~shall issue a statement verifying the extension was issued~~
12 ~~pursuant to Illinois law, and requesting any foreign~~
13 ~~jurisdiction to honor the extension.~~

14 ~~(f) This Section is repealed on January 1, 2022.~~

15 (Source: P.A. 101-640, eff. 6-12-20; 102-39, eff. 6-25-21.)

16 Section 13. The Illinois Municipal Code is amended by
17 changing Section 11-101-3 as follows:

18 (65 ILCS 5/11-101-3)

19 Sec. 11-101-3. Noise mitigation; air quality.

20 (a) A municipality that has implemented a Residential
21 Sound Insulation Program to mitigate aircraft noise shall
22 perform indoor air quality monitoring and laboratory analysis
23 of windows and doors installed pursuant to the Residential
24 Sound Insulation Program to determine whether there are any

1 adverse health impacts associated with off-gassing from such
2 windows and doors. Such monitoring and analysis shall be
3 consistent with applicable professional and industry
4 standards. The municipality shall make any final reports
5 resulting from such monitoring and analysis available to the
6 public on the municipality's website. The municipality shall
7 develop a science-based mitigation plan to address significant
8 health-related impacts, if any, associated with such windows
9 and doors as determined by the results of the monitoring and
10 analysis. In a municipality that has implemented a Residential
11 Sound Insulation Program to mitigate aircraft noise, if
12 requested by the homeowner pursuant to a process established
13 by the municipality, which process shall include, at a
14 minimum, notification in a newspaper of general circulation
15 and a mailer sent to every address identified as a recipient of
16 windows and doors installed under the Residential Sound
17 Insulation Program, the municipality shall replace all windows
18 and doors installed under the Residential Sound Insulation
19 Program in such homes where one or more windows or doors have
20 been found to have caused offensive odors. Subject to
21 appropriation, the municipality shall replace windows and
22 doors in at least 750 residences a year. Residents who altered
23 or modified a replacement window or accepted a replacement
24 screen for the window shall not be disqualified from
25 compensation or future services. Only those homeowners who
26 request that the municipality perform an odor inspection as

1 prescribed by the process established by the municipality
2 within 6 months of notification being published and mailers
3 being sent shall be eligible for odorous window and odorous
4 door replacement. Residents who are eligible to receive
5 replacement windows shall be allowed to choose the color and
6 type of replacement window. For purposes of aiding in the
7 selection of such replacement windows, a showcase and display
8 of available replacement window types shall be established and
9 located at Chicago Midway International Airport. Homes that
10 have been identified by the municipality as having odorous
11 windows or doors are not required to make said request to the
12 municipality. The right to make a claim for replacement and
13 have it considered pursuant to this Section shall not be
14 affected by the fact of odor-related claims made or
15 odor-related products received pursuant to the Residential
16 Sound Insulation Program prior to June 5, 2019 (the effective
17 date of this Section). The municipality shall also perform
18 in-home air quality testing in residences in which windows and
19 doors are replaced under this Section. In order to receive
20 in-home air quality testing, a homeowner must request such
21 testing from the municipality, and the total number of homes
22 tested in any given year shall not exceed 25% of the total
23 number of homes in which windows and doors were replaced under
24 this Section in the prior calendar year.

25 (b) An advisory committee shall be formed, composed of the
26 following: (i) 2 members of the municipality who reside in

1 homes that have received windows or doors pursuant to the
2 Residential Sound Insulation Program and have been identified
3 by the municipality as having odorous windows or doors,
4 appointed by the Secretary of Transportation; (ii) one
5 employee of the Aeronautics Division of the Department of
6 Transportation; ~~and~~ (iii) 2 employees of the municipality that
7 implemented the Residential Sound Insulation Program in
8 question; and (iv) 2 members appointed by the Speaker of the
9 House of Representatives and 2 members appointed by the
10 President of the Senate. The advisory committee shall
11 determine by majority vote which homes contain windows or
12 doors that cause offensive odors and thus are eligible for
13 replacement, shall promulgate a list of such homes, and shall
14 develop recommendations as to the order in which homes are to
15 receive window replacement. The recommendations shall include
16 reasonable and objective criteria for determining which
17 windows or doors are odorous, consideration of the date of
18 odor confirmation for prioritization, severity of odor,
19 geography and individual hardship, and shall provide such
20 recommendations to the municipality. The advisory committee
21 shall develop a process in which homeowners can demonstrate
22 extreme hardship. As used in this subsection, "extreme
23 hardship" means: liquid infiltration of the window or door;
24 health and medical condition of the resident; and residents
25 with sensitivities related to smell. At least 10% of the homes
26 receiving a replacement in a year shall be homes that have

1 demonstrated extreme hardship. The advisory committee shall
2 compile a report demonstrating: (i) the number of homes in
3 line to receive a replacement; (ii) the number of homes that
4 received replacement windows or doors, or both; (iii) the
5 number of homes that received financial compensation instead
6 of a replacement; and (iv) the number of homes with confirmed
7 mechanical issues. Until December 31, 2022, the report shall
8 be compiled monthly, after December 31, 2022, the report shall
9 be compiled quarterly. The advisory committee shall accept all
10 public questions and furnish a written response within 2
11 business days. The advisory committee shall comply with the
12 requirements of the Open Meetings Act. The Chicago Department
13 of Aviation shall provide administrative support to the
14 committee. The municipality shall consider the recommendations
15 of the committee but shall retain final decision-making
16 authority over replacement of windows and doors installed
17 under the Residential Sound Insulation Program, and shall
18 comply with all federal, State, and local laws involving
19 procurement. A municipality administering claims pursuant to
20 this Section shall provide to every address identified as
21 having submitted a valid claim under this Section a quarterly
22 report setting forth the municipality's activities undertaken
23 pursuant to this Section for that quarter. However, the
24 municipality shall replace windows and doors pursuant to this
25 Section only if, and to the extent, grants are distributed to,
26 and received by, the municipality from the Sound-Reducing

1 Windows and Doors Replacement Fund for the costs associated
2 with the replacement of sound-reducing windows and doors
3 installed under the Residential Sound Insulation Program
4 pursuant to Section 6z-20.1 of the State Finance Act. In
5 addition, the municipality shall revise its specifications for
6 procurement of windows for the Residential Sound Insulation
7 Program to address potential off-gassing from such windows in
8 future phases of the program. A municipality subject to the
9 Section shall not legislate or otherwise regulate with regard
10 to indoor air quality monitoring, laboratory analysis or
11 replacement requirements, except as provided in this Section,
12 but the foregoing restriction shall not limit said
13 municipality's taxing power.

14 (c) A home rule unit may not regulate indoor air quality
15 monitoring and laboratory analysis, and related mitigation and
16 mitigation plans, in a manner inconsistent with this Section.
17 This Section is a limitation of home rule powers and functions
18 under subsection (i) of Section 6 of Article VII of the
19 Illinois Constitution on the concurrent exercise by home rule
20 units of powers and functions exercised by the State.

21 (d) This Section shall not be construed to create a
22 private right of action.

23 (Source: P.A. 101-10, eff. 6-5-19; 101-604, eff. 12-13-19;
24 101-636, eff. 6-10-20; 102-558, eff. 8-20-21.)

25 Section 15. The Regional Transportation Authority Act is

1 amended by changing Sections 4.01 and 4.09 as follows:

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

3 Sec. 4.01. Budget and Program.

4 (a) The Board shall control the finances of the Authority.

5 It shall by ordinance adopted by the affirmative vote of at
6 least 12 of its then Directors (i) appropriate money to
7 perform the Authority's purposes and provide for payment of
8 debts and expenses of the Authority, (ii) take action with
9 respect to the budget and two-year financial plan of each
10 Service Board, as provided in Section 4.11, and (iii) adopt an
11 Annual Budget and Two-Year Financial Plan for the Authority
12 that includes the annual budget and two-year financial plan of
13 each Service Board that has been approved by the Authority.
14 The Annual Budget and Two-Year Financial Plan shall contain a
15 statement of the funds estimated to be on hand for the
16 Authority and each Service Board at the beginning of the
17 fiscal year, the funds estimated to be received from all
18 sources for such year, the estimated expenses and obligations
19 of the Authority and each Service Board for all purposes,
20 including expenses for contributions to be made with respect
21 to pension and other employee benefits, and the funds
22 estimated to be on hand at the end of such year. The fiscal
23 year of the Authority and each Service Board shall begin on
24 January 1st and end on the succeeding December 31st. By July
25 1st of each year the Director of the Illinois Governor's

1 Office of Management and Budget (formerly Bureau of the
2 Budget) shall submit to the Authority an estimate of revenues
3 for the next fiscal year of the Authority to be collected from
4 the taxes imposed by the Authority and the amounts to be
5 available in the Public Transportation Fund and the Regional
6 Transportation Authority Occupation and Use Tax Replacement
7 Fund and the amounts otherwise to be appropriated by the State
8 to the Authority for its purposes. The Authority shall file a
9 copy of its Annual Budget and Two-Year Financial Plan with the
10 General Assembly and the Governor after its adoption. Before
11 the proposed Annual Budget and Two-Year Financial Plan is
12 adopted, the Authority shall hold at least one public hearing
13 thereon in the metropolitan region, and shall meet with the
14 county board or its designee of each of the several counties in
15 the metropolitan region. After conducting such hearings and
16 holding such meetings and after making such changes in the
17 proposed Annual Budget and Two-Year Financial Plan as the
18 Board deems appropriate, the Board shall adopt its annual
19 appropriation and Annual Budget and Two-Year Financial Plan
20 ordinance. The ordinance may be adopted only upon the
21 affirmative votes of 12 of its then Directors. The ordinance
22 shall appropriate such sums of money as are deemed necessary
23 to defray all necessary expenses and obligations of the
24 Authority, specifying purposes and the objects or programs for
25 which appropriations are made and the amount appropriated for
26 each object or program. Additional appropriations, transfers

1 between items and other changes in such ordinance may be made
2 from time to time by the Board upon the affirmative votes of 12
3 of its then Directors.

4 (b) The Annual Budget and Two-Year Financial Plan shall
5 show a balance between anticipated revenues from all sources
6 and anticipated expenses including funding of operating
7 deficits or the discharge of encumbrances incurred in prior
8 periods and payment of principal and interest when due, and
9 shall show cash balances sufficient to pay with reasonable
10 promptness all obligations and expenses as incurred.

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

12 (i) that the level of fares and charges for mass
13 transportation provided by, or under grant or purchase of
14 service contracts of, the Service Boards is sufficient to
15 cause the aggregate of all projected fare revenues from
16 such fares and charges received in each fiscal year to
17 equal at least 50% of the aggregate costs of providing
18 such public transportation in such fiscal year. However,
19 due to the fiscal impacts of the COVID-19 pandemic, the
20 aggregate of all projected fare revenues from such fares
21 and charges received in fiscal years 2021, 2022, and 2023
22 may be less than 50% of the aggregate costs of providing
23 such public transportation in those fiscal years. "Fare
24 revenues" include the proceeds of all fares and charges
25 for services provided, contributions received in
26 connection with public transportation from units of local

1 government other than the Authority, except for
2 contributions received by the Chicago Transit Authority
3 from a real estate transfer tax imposed under subsection
4 (i) of Section 8-3-19 of the Illinois Municipal Code, and
5 from the State pursuant to subsection (i) of Section
6 2705-305 of the Department of Transportation Law (20 ILCS
7 2705/2705-305), and all other operating revenues properly
8 included consistent with generally accepted accounting
9 principles but do not include: the proceeds of any
10 borrowings, and, beginning with the 2007 fiscal year, all
11 revenues and receipts, including but not limited to fares
12 and grants received from the federal, State or any unit of
13 local government or other entity, derived from providing
14 ADA paratransit service pursuant to Section 2.30 of the
15 Regional Transportation Authority Act. "Costs" include all
16 items properly included as operating costs consistent with
17 generally accepted accounting principles, including
18 administrative costs, but do not include: depreciation;
19 payment of principal and interest on bonds, notes or other
20 evidences of obligation for borrowed money issued by the
21 Authority; payments with respect to public transportation
22 facilities made pursuant to subsection (b) of Section 2.20
23 of this Act; any payments with respect to rate protection
24 contracts, credit enhancements or liquidity agreements
25 made under Section 4.14; any other cost to which it is
26 reasonably expected that a cash expenditure will not be

1 made; costs for passenger security including grants,
2 contracts, personnel, equipment and administrative
3 expenses, except in the case of the Chicago Transit
4 Authority, in which case the term does not include costs
5 spent annually by that entity for protection against crime
6 as required by Section 27a of the Metropolitan Transit
7 Authority Act; the payment by the Chicago Transit
8 Authority of Debt Service, as defined in Section 12c of
9 the Metropolitan Transit Authority Act, on bonds or notes
10 issued pursuant to that Section; the payment by the
11 Commuter Rail Division of debt service on bonds issued
12 pursuant to Section 3B.09; expenses incurred by the
13 Suburban Bus Division for the cost of new public
14 transportation services funded from grants pursuant to
15 Section 2.01e of this amendatory Act of the 95th General
16 Assembly for a period of 2 years from the date of
17 initiation of each such service; costs as exempted by the
18 Board for projects pursuant to Section 2.09 of this Act;
19 or, beginning with the 2007 fiscal year, expenses related
20 to providing ADA paratransit service pursuant to Section
21 2.30 of the Regional Transportation Authority Act; and in
22 fiscal years 2008 through 2012 inclusive, costs in the
23 amount of \$200,000,000 in fiscal year 2008, reducing by
24 \$40,000,000 in each fiscal year thereafter until this
25 exemption is eliminated; and

26 (ii) that the level of fares charged for ADA

1 paratransit services is sufficient to cause the aggregate
2 of all projected revenues from such fares charged and
3 received in each fiscal year to equal at least 10% of the
4 aggregate costs of providing such ADA paratransit
5 services. However, due to the fiscal impacts of the
6 COVID-19 pandemic, the aggregate of all projected fare
7 revenues from such fares and charges received in fiscal
8 years 2021, 2022, and 2023 may be less than 10% of the
9 aggregate costs of providing such ADA paratransit services
10 in those fiscal years. For purposes of this Act, the
11 percentages in this subsection (b)(ii) shall be referred
12 to as the "system generated ADA paratransit services
13 revenue recovery ratio". For purposes of the system
14 generated ADA paratransit services revenue recovery ratio,
15 "costs" shall include all items properly included as
16 operating costs consistent with generally accepted
17 accounting principles. However, the Board may exclude from
18 costs an amount that does not exceed the allowable
19 "capital costs of contracting" for ADA paratransit
20 services pursuant to the Federal Transit Administration
21 guidelines for the Urbanized Area Formula Program.

22 (c) The actual administrative expenses of the Authority
23 for the fiscal year commencing January 1, 1985 may not exceed
24 \$5,000,000. The actual administrative expenses of the
25 Authority for the fiscal year commencing January 1, 1986, and
26 for each fiscal year thereafter shall not exceed the maximum

1 administrative expenses for the previous fiscal year plus 5%.
2 "Administrative expenses" are defined for purposes of this
3 Section as all expenses except: (1) capital expenses and
4 purchases of the Authority on behalf of the Service Boards;
5 (2) payments to Service Boards; and (3) payment of principal
6 and interest on bonds, notes or other evidence of obligation
7 for borrowed money issued by the Authority; (4) costs for
8 passenger security including grants, contracts, personnel,
9 equipment and administrative expenses; (5) payments with
10 respect to public transportation facilities made pursuant to
11 subsection (b) of Section 2.20 of this Act; and (6) any
12 payments with respect to rate protection contracts, credit
13 enhancements or liquidity agreements made pursuant to Section
14 4.14.

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

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

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

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

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

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

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

26 (h) No Service Board shall undertake any capital

1 improvement which is not identified in the Five-Year Capital
2 Program.

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

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

10 (70 ILCS 3615/4.09) (from Ch. 111 2/3, par. 704.09)

11 Sec. 4.09. Public Transportation Fund and the Regional
12 Transportation Authority Occupation and Use Tax Replacement
13 Fund.

14 (a)(1) Except as otherwise provided in paragraph (4), as
15 soon as possible after the first day of each month, beginning
16 July 1, 1984, upon certification of the Department of Revenue,
17 the Comptroller shall order transferred and the Treasurer
18 shall transfer from the General Revenue Fund to a special fund
19 in the State Treasury to be known as the Public Transportation
20 Fund an amount equal to 25% of the net revenue, before the
21 deduction of the serviceman and retailer discounts pursuant to
22 Section 9 of the Service Occupation Tax Act and Section 3 of
23 the Retailers' Occupation Tax Act, realized from any tax
24 imposed by the Authority pursuant to Sections 4.03 and 4.03.1
25 and 25% of the amounts deposited into the Regional

1 Transportation Authority tax fund created by Section 4.03 of
2 this Act, from the County and Mass Transit District Fund as
3 provided in Section 6z-20 of the State Finance Act and 25% of
4 the amounts deposited into the Regional Transportation
5 Authority Occupation and Use Tax Replacement Fund from the
6 State and Local Sales Tax Reform Fund as provided in Section
7 6z-17 of the State Finance Act. On the first day of the month
8 following the date that the Department receives revenues from
9 increased taxes under Section 4.03(m) as authorized by Public
10 Act 95-708, in lieu of the transfers authorized in the
11 preceding sentence, upon certification of the Department of
12 Revenue, the Comptroller shall order transferred and the
13 Treasurer shall transfer from the General Revenue Fund to the
14 Public Transportation Fund an amount equal to 25% of the net
15 revenue, before the deduction of the serviceman and retailer
16 discounts pursuant to Section 9 of the Service Occupation Tax
17 Act and Section 3 of the Retailers' Occupation Tax Act,
18 realized from (i) 80% of the proceeds of any tax imposed by the
19 Authority at a rate of 1.25% in Cook County, (ii) 75% of the
20 proceeds of any tax imposed by the Authority at the rate of 1%
21 in Cook County, and (iii) one-third of the proceeds of any tax
22 imposed by the Authority at the rate of 0.75% in the Counties
23 of DuPage, Kane, Lake, McHenry, and Will, all pursuant to
24 Section 4.03, and 25% of the net revenue realized from any tax
25 imposed by the Authority pursuant to Section 4.03.1, and 25%
26 of the amounts deposited into the Regional Transportation

1 Authority tax fund created by Section 4.03 of this Act from the
2 County and Mass Transit District Fund as provided in Section
3 6z-20 of the State Finance Act, and 25% of the amounts
4 deposited into the Regional Transportation Authority
5 Occupation and Use Tax Replacement Fund from the State and
6 Local Sales Tax Reform Fund as provided in Section 6z-17 of the
7 State Finance Act. As used in this Section, net revenue
8 realized for a month shall be the revenue collected by the
9 State pursuant to Sections 4.03 and 4.03.1 during the previous
10 month from within the metropolitan region, less the amount
11 paid out during that same month as refunds to taxpayers for
12 overpayment of liability in the metropolitan region under
13 Sections 4.03 and 4.03.1.

14 Notwithstanding any provision of law to the contrary,
15 beginning on July 6, 2017 (the effective date of Public Act
16 100-23), those amounts required under this paragraph (1) of
17 subsection (a) to be transferred by the Treasurer into the
18 Public Transportation Fund from the General Revenue Fund shall
19 be directly deposited into the Public Transportation Fund as
20 the revenues are realized from the taxes indicated.

21 (2) Except as otherwise provided in paragraph (4), on
22 February 1, 2009 (the first day of the month following the
23 effective date of Public Act 95-708) and each month
24 thereafter, upon certification by the Department of Revenue,
25 the Comptroller shall order transferred and the Treasurer
26 shall transfer from the General Revenue Fund to the Public

1 Transportation Fund an amount equal to 5% of the net revenue,
2 before the deduction of the serviceman and retailer discounts
3 pursuant to Section 9 of the Service Occupation Tax Act and
4 Section 3 of the Retailers' Occupation Tax Act, realized from
5 any tax imposed by the Authority pursuant to Sections 4.03 and
6 4.03.1 and certified by the Department of Revenue under
7 Section 4.03(n) of this Act to be paid to the Authority and 5%
8 of the amounts deposited into the Regional Transportation
9 Authority tax fund created by Section 4.03 of this Act from the
10 County and Mass Transit District Fund as provided in Section
11 6z-20 of the State Finance Act, and 5% of the amounts deposited
12 into the Regional Transportation Authority Occupation and Use
13 Tax Replacement Fund from the State and Local Sales Tax Reform
14 Fund as provided in Section 6z-17 of the State Finance Act, and
15 5% of the revenue realized by the Chicago Transit Authority as
16 financial assistance from the City of Chicago from the
17 proceeds of any tax imposed by the City of Chicago under
18 Section 8-3-19 of the Illinois Municipal Code.

19 Notwithstanding any provision of law to the contrary,
20 beginning on July 6, 2017 (the effective date of Public Act
21 100-23), those amounts required under this paragraph (2) of
22 subsection (a) to be transferred by the Treasurer into the
23 Public Transportation Fund from the General Revenue Fund shall
24 be directly deposited into the Public Transportation Fund as
25 the revenues are realized from the taxes indicated.

26 (3) Except as otherwise provided in paragraph (4), as soon

1 as possible after the first day of January, 2009 and each month
2 thereafter, upon certification of the Department of Revenue
3 with respect to the taxes collected under Section 4.03, the
4 Comptroller shall order transferred and the Treasurer shall
5 transfer from the General Revenue Fund to the Public
6 Transportation Fund an amount equal to 25% of the net revenue,
7 before the deduction of the serviceman and retailer discounts
8 pursuant to Section 9 of the Service Occupation Tax Act and
9 Section 3 of the Retailers' Occupation Tax Act, realized from
10 (i) 20% of the proceeds of any tax imposed by the Authority at
11 a rate of 1.25% in Cook County, (ii) 25% of the proceeds of any
12 tax imposed by the Authority at the rate of 1% in Cook County,
13 and (iii) one-third of the proceeds of any tax imposed by the
14 Authority at the rate of 0.75% in the Counties of DuPage, Kane,
15 Lake, McHenry, and Will, all pursuant to Section 4.03, and the
16 Comptroller shall order transferred and the Treasurer shall
17 transfer from the General Revenue Fund to the Public
18 Transportation Fund (iv) an amount equal to 25% of the revenue
19 realized by the Chicago Transit Authority as financial
20 assistance from the City of Chicago from the proceeds of any
21 tax imposed by the City of Chicago under Section 8-3-19 of the
22 Illinois Municipal Code.

23 Notwithstanding any provision of law to the contrary,
24 beginning on July 6, 2017 (the effective date of Public Act
25 100-23), those amounts required under this paragraph (3) of
26 subsection (a) to be transferred by the Treasurer into the

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

4 (4) Notwithstanding any provision of law to the contrary,
5 of the transfers to be made under paragraphs (1), (2), and (3)
6 of this subsection (a) from the General Revenue Fund to the
7 Public Transportation Fund, the first \$150,000,000 that would
8 have otherwise been transferred from the General Revenue Fund
9 shall be transferred from the Road Fund. The remaining balance
10 of such transfers shall be made from the General Revenue Fund.

11 (5) (Blank).

12 (6) (Blank).

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

17 (8) For State fiscal year 2021 only, notwithstanding any
18 provision of law to the contrary, the total amount of revenue
19 and deposits under this Section attributable to revenues
20 realized during State fiscal year 2021 shall be reduced by 5%.

21 (b)(1) All moneys deposited in the Public Transportation
22 Fund and the Regional Transportation Authority Occupation and
23 Use Tax Replacement Fund, whether deposited pursuant to this
24 Section or otherwise, are allocated to the Authority, except
25 for amounts appropriated to the Office of the Executive
26 Inspector General as authorized by subsection (h) of Section

1 4.03.3 and amounts transferred to the Audit Expense Fund
2 pursuant to Section 6z-27 of the State Finance Act. The
3 Comptroller, as soon as possible after each monthly transfer
4 provided in this Section and after each deposit into the
5 Public Transportation Fund, shall order the Treasurer to pay
6 to the Authority out of the Public Transportation Fund the
7 amount so transferred or deposited. Any Additional State
8 Assistance and Additional Financial Assistance paid to the
9 Authority under this Section shall be expended by the
10 Authority for its purposes as provided in this Act. The
11 balance of the amounts paid to the Authority from the Public
12 Transportation Fund shall be expended by the Authority as
13 provided in Section 4.03.3. The Comptroller, as soon as
14 possible after each deposit into the Regional Transportation
15 Authority Occupation and Use Tax Replacement Fund provided in
16 this Section and Section 6z-17 of the State Finance Act, shall
17 order the Treasurer to pay to the Authority out of the Regional
18 Transportation Authority Occupation and Use Tax Replacement
19 Fund the amount so deposited. Such amounts paid to the
20 Authority may be expended by it for its purposes as provided in
21 this Act. The provisions directing the distributions from the
22 Public Transportation Fund and the Regional Transportation
23 Authority Occupation and Use Tax Replacement Fund provided for
24 in this Section shall constitute an irrevocable and continuing
25 appropriation of all amounts as provided herein. The State
26 Treasurer and State Comptroller are hereby authorized and

1 directed to make distributions as provided in this Section.

2 (2) Provided, however, no moneys deposited under subsection
3 (a) of this Section shall be paid from the Public
4 Transportation Fund to the Authority or its assignee for any
5 fiscal year until the Authority has certified to the Governor,
6 the Comptroller, and the Mayor of the City of Chicago that it
7 has adopted for that fiscal year an Annual Budget and Two-Year
8 Financial Plan meeting the requirements in Section 4.01(b).

9 (c) In recognition of the efforts of the Authority to
10 enhance the mass transportation facilities under its control,
11 the State shall provide financial assistance ("Additional
12 State Assistance") in excess of the amounts transferred to the
13 Authority from the General Revenue Fund under subsection (a)
14 of this Section. Additional State Assistance shall be
15 calculated as provided in subsection (d), but shall in no
16 event exceed the following specified amounts with respect to
17 the following State fiscal years:

18	1990	\$5,000,000;
19	1991	\$5,000,000;
20	1992	\$10,000,000;
21	1993	\$10,000,000;
22	1994	\$20,000,000;
23	1995	\$30,000,000;
24	1996	\$40,000,000;
25	1997	\$50,000,000;
26	1998	\$55,000,000; and

1 each year thereafter \$55,000,000.

2 (c-5) The State shall provide financial assistance
3 ("Additional Financial Assistance") in addition to the
4 Additional State Assistance provided by subsection (c) and the
5 amounts transferred to the Authority from the General Revenue
6 Fund under subsection (a) of this Section. Additional
7 Financial Assistance provided by this subsection shall be
8 calculated as provided in subsection (d), but shall in no
9 event exceed the following specified amounts with respect to
10 the following State fiscal years:

11 2000	\$0;
12 2001	\$16,000,000;
13 2002	\$35,000,000;
14 2003	\$54,000,000;
15 2004	\$73,000,000;
16 2005	\$93,000,000; and
17 each year thereafter	\$100,000,000.

18 (d) Beginning with State fiscal year 1990 and continuing
19 for each State fiscal year thereafter, the Authority shall
20 annually certify to the State Comptroller and State Treasurer,
21 separately with respect to each of subdivisions (g)(2) and
22 (g)(3) of Section 4.04 of this Act, the following amounts:

23 (1) The amount necessary and required, during the
24 State fiscal year with respect to which the certification
25 is made, to pay its obligations for debt service on all
26 outstanding bonds or notes issued by the Authority under

1 subdivisions (g) (2) and (g) (3) of Section 4.04 of this
2 Act.

3 (2) An estimate of the amount necessary and required
4 to pay its obligations for debt service for any bonds or
5 notes which the Authority anticipates it will issue under
6 subdivisions (g) (2) and (g) (3) of Section 4.04 during that
7 State fiscal year.

8 (3) Its debt service savings during the preceding
9 State fiscal year from refunding or advance refunding of
10 bonds or notes issued under subdivisions (g) (2) and (g) (3)
11 of Section 4.04.

12 (4) The amount of interest, if any, earned by the
13 Authority during the previous State fiscal year on the
14 proceeds of bonds or notes issued pursuant to subdivisions
15 (g) (2) and (g) (3) of Section 4.04, other than refunding or
16 advance refunding bonds or notes.

17 The certification shall include a specific schedule of
18 debt service payments, including the date and amount of each
19 payment for all outstanding bonds or notes and an estimated
20 schedule of anticipated debt service for all bonds and notes
21 it intends to issue, if any, during that State fiscal year,
22 including the estimated date and estimated amount of each
23 payment.

24 Immediately upon the issuance of bonds for which an
25 estimated schedule of debt service payments was prepared, the
26 Authority shall file an amended certification with respect to

1 item (2) above, to specify the actual schedule of debt service
2 payments, including the date and amount of each payment, for
3 the remainder of the State fiscal year.

4 On the first day of each month of the State fiscal year in
5 which there are bonds outstanding with respect to which the
6 certification is made, the State Comptroller shall order
7 transferred and the State Treasurer shall transfer from the
8 Road Fund to the Public Transportation Fund the Additional
9 State Assistance and Additional Financial Assistance in an
10 amount equal to the aggregate of (i) one-twelfth of the sum of
11 the amounts certified under items (1) and (3) above less the
12 amount certified under item (4) above, plus (ii) the amount
13 required to pay debt service on bonds and notes issued during
14 the fiscal year, if any, divided by the number of months
15 remaining in the fiscal year after the date of issuance, or
16 some smaller portion as may be necessary under subsection (c)
17 or (c-5) of this Section for the relevant State fiscal year,
18 plus (iii) any cumulative deficiencies in transfers for prior
19 months, until an amount equal to the sum of the amounts
20 certified under items (1) and (3) above, plus the actual debt
21 service certified under item (2) above, less the amount
22 certified under item (4) above, has been transferred; except
23 that these transfers are subject to the following limits:

24 (A) In no event shall the total transfers in any State
25 fiscal year relating to outstanding bonds and notes issued
26 by the Authority under subdivision (g)(2) of Section 4.04

1 exceed the lesser of the annual maximum amount specified
2 in subsection (c) or the sum of the amounts certified
3 under items (1) and (3) above, plus the actual debt
4 service certified under item (2) above, less the amount
5 certified under item (4) above, with respect to those
6 bonds and notes.

7 (B) In no event shall the total transfers in any State
8 fiscal year relating to outstanding bonds and notes issued
9 by the Authority under subdivision (g)(3) of Section 4.04
10 exceed the lesser of the annual maximum amount specified
11 in subsection (c-5) or the sum of the amounts certified
12 under items (1) and (3) above, plus the actual debt
13 service certified under item (2) above, less the amount
14 certified under item (4) above, with respect to those
15 bonds and notes.

16 The term "outstanding" does not include bonds or notes for
17 which refunding or advance refunding bonds or notes have been
18 issued.

19 (e) Neither Additional State Assistance nor Additional
20 Financial Assistance may be pledged, either directly or
21 indirectly as general revenues of the Authority, as security
22 for any bonds issued by the Authority. The Authority may not
23 assign its right to receive Additional State Assistance or
24 Additional Financial Assistance, or direct payment of
25 Additional State Assistance or Additional Financial
26 Assistance, to a trustee or any other entity for the payment of

1 debt service on its bonds.

2 (f) The certification required under subsection (d) with
3 respect to outstanding bonds and notes of the Authority shall
4 be filed as early as practicable before the beginning of the
5 State fiscal year to which it relates. The certification shall
6 be revised as may be necessary to accurately state the debt
7 service requirements of the Authority.

8 (g) Within 6 months of the end of each fiscal year, the
9 Authority shall determine:

10 (i) whether the aggregate of all system generated
11 revenues for public transportation in the metropolitan
12 region which is provided by, or under grant or purchase of
13 service contracts with, the Service Boards equals 50% of
14 the aggregate of all costs of providing such public
15 transportation. "System generated revenues" include all
16 the proceeds of fares and charges for services provided,
17 contributions received in connection with public
18 transportation from units of local government other than
19 the Authority, except for contributions received by the
20 Chicago Transit Authority from a real estate transfer tax
21 imposed under subsection (i) of Section 8-3-19 of the
22 Illinois Municipal Code, and from the State pursuant to
23 subsection (i) of Section 2705-305 of the Department of
24 Transportation Law, and all other revenues properly
25 included consistent with generally accepted accounting
26 principles but may not include: the proceeds from any

1 borrowing, and, beginning with the 2007 fiscal year, all
2 revenues and receipts, including but not limited to fares
3 and grants received from the federal, State or any unit of
4 local government or other entity, derived from providing
5 ADA paratransit service pursuant to Section 2.30 of the
6 Regional Transportation Authority Act. "Costs" include all
7 items properly included as operating costs consistent with
8 generally accepted accounting principles, including
9 administrative costs, but do not include: depreciation;
10 payment of principal and interest on bonds, notes or other
11 evidences of obligations for borrowed money of the
12 Authority; payments with respect to public transportation
13 facilities made pursuant to subsection (b) of Section
14 2.20; any payments with respect to rate protection
15 contracts, credit enhancements or liquidity agreements
16 made under Section 4.14; any other cost as to which it is
17 reasonably expected that a cash expenditure will not be
18 made; costs for passenger security including grants,
19 contracts, personnel, equipment and administrative
20 expenses, except in the case of the Chicago Transit
21 Authority, in which case the term does not include costs
22 spent annually by that entity for protection against crime
23 as required by Section 27a of the Metropolitan Transit
24 Authority Act; the costs of Debt Service paid by the
25 Chicago Transit Authority, as defined in Section 12c of
26 the Metropolitan Transit Authority Act, or bonds or notes

1 issued pursuant to that Section; the payment by the
2 Commuter Rail Division of debt service on bonds issued
3 pursuant to Section 3B.09; expenses incurred by the
4 Suburban Bus Division for the cost of new public
5 transportation services funded from grants pursuant to
6 Section 2.01e of this Act for a period of 2 years from the
7 date of initiation of each such service; costs as exempted
8 by the Board for projects pursuant to Section 2.09 of this
9 Act; or, beginning with the 2007 fiscal year, expenses
10 related to providing ADA paratransit service pursuant to
11 Section 2.30 of the Regional Transportation Authority Act;
12 or in fiscal years 2008 through 2012 inclusive, costs in
13 the amount of \$200,000,000 in fiscal year 2008, reducing
14 by \$40,000,000 in each fiscal year thereafter until this
15 exemption is eliminated. If said system generated revenues
16 are less than 50% of said costs, the Board shall remit an
17 amount equal to the amount of the deficit to the State;
18 however, due to the fiscal impacts from the COVID-19
19 pandemic, for fiscal years 2021, 2022, and 2023, no such
20 payment shall be required. The Treasurer shall deposit any
21 such payment in the Road Fund; and

22 (ii) whether, beginning with the 2007 fiscal year, the
23 aggregate of all fares charged and received for ADA
24 paratransit services equals the system generated ADA
25 paratransit services revenue recovery ratio percentage of
26 the aggregate of all costs of providing such ADA

1 paratransit services.

2 (h) If the Authority makes any payment to the State under
3 paragraph (g), the Authority shall reduce the amount provided
4 to a Service Board from funds transferred under paragraph (a)
5 in proportion to the amount by which that Service Board failed
6 to meet its required system generated revenues recovery ratio.
7 A Service Board which is affected by a reduction in funds under
8 this paragraph shall submit to the Authority concurrently with
9 its next due quarterly report a revised budget incorporating
10 the reduction in funds. The revised budget must meet the
11 criteria specified in clauses (i) through (vi) of Section
12 4.11(b)(2). The Board shall review and act on the revised
13 budget as provided in Section 4.11(b)(3).

14 (Source: P.A. 100-23, eff. 7-6-17; 100-587, eff. 6-4-18;
15 101-10, eff. 6-5-19; 101-636, eff. 6-10-20.)

16 Section 20. The Employee Sick Leave Act is amended by
17 changing Section 21 as follows:

18 (820 ILCS 191/21)

19 Sec. 21. Employments exempted from coverage.

20 (a) This Act does not apply to ~~an employee of an employer~~
21 ~~subject to the provisions of Title II of the Railway Labor Act~~
22 ~~(45 U.S.C. 181 et seq.) or to~~ an employer or employee as
23 defined in either the federal Railroad Unemployment Insurance
24 Act (45 U.S.C. 351 et seq.) or the Federal Employers'

1 Liability Act, United States Code, Title 45, Sections 51
2 through 60, or other comparable federal law.

3 (b) Nothing in this Act shall be construed to invalidate,
4 diminish, or otherwise interfere with any collective
5 bargaining agreement nor shall it be construed to invalidate,
6 diminish, or otherwise interfere with any party's power to
7 collectively bargain such an agreement.

8 (c) This Act does not apply to any other employment
9 expressly exempted under rules adopted by the Department as
10 necessary to implement this Act in accordance with applicable
11 State and federal law.

12 (Source: P.A. 99-921, eff. 1-13-17.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.".