



## 93RD GENERAL ASSEMBLY

### State of Illinois

#### 2003 and 2004

Introduced 02/04/04, by Ed Sullivan Jr.

#### SYNOPSIS AS INTRODUCED:

20 ILCS 2705/2705-555.5 new  
55 ILCS 5/5-1083.5 new  
60 ILCS 1/105-5.5 new  
65 ILCS 5/11-77-5 new  
70 ILCS 1205/8-12a new  
105 ILCS 5/10-22-12a new

Amends the Department of Transportation Law of the Civil Administrative Code of Illinois, the Counties Code, the Township Code, the Illinois Municipal Code, the Park District Code, and the School Code. Authorizes the Department of Transportation and any unit of local government, park district, or school district that contains vacant lands owned by the Department to enter into a lease agreement for the use of those vacant lands. Provides that the lease agreement must prohibit the unit of local government, park district, or school from erecting any permanent structure upon the property.

LRB093 20673 MKM 46540 b

1 AN ACT concerning local government.

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

4 Section 5. The Department of Transportation Law of the  
5 Civil Administrative Code of Illinois is amended by adding  
6 Section 2705-555.5 as follows:

7 (20 ILCS 2705/2705-555.5 new)

8 Sec. 2705-555.5. Lease of vacant land to unit of local  
9 government or school district. If the Department owns vacant  
10 land within a unit of local government, park district, or  
11 school district, the Department of Transportation may enter  
12 into a lease agreement with the unit of local government, park  
13 district, or the school district for use of the vacant land.  
14 The lease agreement must prohibit the unit of local government,  
15 park district, or school district from erecting any permanent  
16 structure upon the property.

17 Section 10. The Counties Code is amended by adding Section  
18 5-1083.5 as follows:

19 (55 ILCS 5/5-1083.5 new)

20 Sec. 5-1083.5. Lease with Department of Transportation for  
21 vacant lands. If the Department of Transportation owns vacant  
22 land within a county, the county may enter into a lease  
23 agreement with the Department for use of the vacant land. The  
24 lease agreement must prohibit the county from erecting any  
25 permanent structure upon the property.

26 Section 15. The Township Code is amended by adding Section  
27 105-5.5 as follows:

28 (60 ILCS 1/105-5.5 new)

1       Sec. 105-5.5. Lease with Department of Transportation for  
2 vacant lands. If the Department of Transportation owns vacant  
3 land within a township, the Department may enter into a lease  
4 agreement with the township for use of the vacant land. The  
5 lease agreement must prohibit the township from erecting any  
6 permanent structure upon the property.

7       Section 20. The Illinois Municipal Code is amended by  
8 adding Section 11-77-5 as follows:

9           (65 ILCS 5/11-77-5 new)

10       Sec. 11-77-5. Lease with Department of Transportation for  
11 vacant lands. If the Department of Transportation owns vacant  
12 land within a municipality, the Department of Transportation  
13 may enter into a lease agreement with the municipality for use  
14 of the vacant land. The lease agreement must prohibit the  
15 municipality from erecting any permanent structure upon the  
16 property.

17       Section 25. The Park District Code is amended by adding  
18 Section 8-12a as follows:

19           (70 ILCS 1205/8-12a new)

20       Sec. 8-12a. Leases with Department of Transportation for  
21 vacant lands. If the Department of Transportation owns vacant  
22 land within a park district, the park district may enter into a  
23 lease agreement with the Department for use of the vacant land.  
24 The lease agreement must prohibit the park district from  
25 erecting any permanent structure upon the property.

26       Section 30. The School Code is amended by adding Section  
27 10-22-12a as follows:

28           (105 ILCS 5/10-22-12a new)

29       Sec. 10-22-12a. Leases with Department of Transportation  
30 for vacant lands. If the Department of Transportation owns

1 vacant land within a school district, the school district may  
2 enter into a lease agreement with the Department for use of the  
3 vacant land. The lease agreement must prohibit the school  
4 district from erecting any permanent structure upon the  
5 property.