



HC0036HAM001

LRB099 12139 RJF 47894 a

1 AMENDMENT TO HOUSE JOINT RESOLUTION
2 CONSTITUTIONAL AMENDMENT 36

3 AMENDMENT NO. ____ . Amend House Joint Resolution
4 Constitutional Amendment 36 by replacing lines 3 through 23 on
5 page 1 and all of pages 2 and 3 with the following:

6 "RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
7 NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE
8 SENATE CONCURRING HEREIN, that there shall be submitted to the
9 electors of the State for adoption or rejection at the general
10 election next occurring at least 6 months after the adoption of
11 this resolution a proposition to add Section 11 to Article IX
12 of the Illinois Constitution as follows:

13 ARTICLE IX
14 REVENUE

15 (ILCON Art. IX, Sec. 11 new)
16 SECTION 11. TRANSPORTATION FUNDS

1 (a) No moneys, including bond proceeds, derived from taxes,
2 fees, excises, or license taxes relating to registration,
3 title, or operation or use of vehicles, or related to the use
4 of highways, roads, streets, bridges, mass transit, intercity
5 passenger rail, ports, airports, or to fuels used for
6 propelling vehicles, or derived from taxes, fees, excises, or
7 license taxes relating to any other transportation
8 infrastructure or transportation operation, shall be expended
9 for purposes other than as provided in subsections (b) and (c).

10 (b) Transportation funds may be expended for the following:
11 the costs of administering laws related to vehicles and
12 transportation, including statutory refunds and adjustments
13 provided in those laws; payment of highway obligations; costs
14 for construction, reconstruction, maintenance, repair, and
15 betterment of highways, roads, streets, bridges, mass transit,
16 intercity passenger rail, ports, airports, or other forms of
17 transportation; and other statutory highway purposes.
18 Transportation funds may also be expended for the State or
19 local share of highway funds to match federal aid highway
20 funds, and expenses of grade separation of highways and
21 railroad crossings, including protection of at-grade highways
22 and railroad crossings, and, with respect to local governments,
23 other transportation purposes as authorized by law.

24 (c) The costs of administering laws related to vehicles and
25 transportation shall be limited to direct program expenses
26 related to the following: the enforcement of traffic, railroad,

1 and motor carrier laws; the safety of highways, roads, streets,
2 bridges, mass transit, intercity passenger rail, ports, or
3 airports; and the construction, reconstruction, improvement,
4 repair, maintenance, operation, and administration of
5 highways, under any related provisions of law or any purpose
6 related or incident to, including grade separation of highways
7 and railroad crossings. The limitations to the costs of
8 administering laws related to vehicles and transportation
9 under this subsection (c) shall also include direct program
10 expenses related to workers' compensation claims for death or
11 injury of employees of the State's transportation agency; the
12 acquisition of land and the erection of buildings for highway
13 purposes, including the acquisition of highway rights-of-way
14 or for investigations to determine the reasonable anticipated
15 future highway needs; and the making of surveys, plans,
16 specifications, and estimates for the construction and
17 maintenance of flight strips and highways. The expenses related
18 to the construction and maintenance of flight strips and
19 highways under this subsection (c) are for the purpose of
20 providing access to military and naval reservations,
21 defense-industries, defense-industry sites, and sources of raw
22 materials, including the replacement of existing highways and
23 highway connections shut off from general use at military and
24 naval reservations, defense-industries, and defense-industry
25 sites, or the purchase of rights-of-way.

26 (d) None of the revenues described in subsection (a) of

1 this Section shall, by transfer, offset, or otherwise, be
2 diverted to any purpose other than those described in
3 subsections (b) and (c) of this Section.

4 (e) If the General Assembly appropriates funds for a mode
5 of transportation not described in this Section, the General
6 Assembly must provide for a dedicated source of funding.

7 (f) Federal funds may be spent for any purposes authorized
8 by federal law.

9 SCHEDULE

10 This Constitutional Amendment takes effect upon being
11 declared adopted in accordance with Section 7 of the Illinois
12 Constitutional Amendment Act.".