

1 AN ACT in relation to transportation.

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

4 Section 5. The State Finance Act is amended by adding  
5 Section 5.570 as follows:

6 (30 ILCS 105/5.570 new)

7 Sec. 5.570. The McKinley Bridge Fund.

8 Section 10. The Illinois Highway Code is amended by  
9 changing Section 10-102 and adding Section 10-102.1 as  
10 follows:

11 (605 ILCS 5/10-102) (from Ch. 121, par. 10-102)

12 Sec. 10-102. Before acquiring any bridge or part of a  
13 bridge and its approaches as provided in this Division of  
14 this Article, the Department shall ascertain, except as  
15 otherwise provided in Section 10-102.1, that the bridge and  
16 its approaches are structurally sound and in a good state of  
17 repair, that all bonds or other obligations issued to finance  
18 the cost of constructing or acquiring the bridge and its  
19 approaches have been fully retired and that all interest  
20 charges in connection therewith have been fully paid and that  
21 there are no mortgages, liens or encumbrances of any nature  
22 outstanding against the bridge and its approaches or the real  
23 property acquired in connection therewith, and, in case the  
24 bridge is across a navigable stream, that authority to  
25 construct, maintain and operate the bridge and approaches was  
26 granted by Act of Congress and that the Act, or a subsequent  
27 Act or Acts of Congress in connection therewith, granted full  
28 authority to sell, assign or transfer all rights, powers and  
29 privileges conferred by the Act of Congress. The conveyance

1 shall be by warranty deed and run to the State of Illinois.  
 2 The conveyance shall include any interest in real property  
 3 acquired in connection with the bridge, and shall assign and  
 4 transfer to the State all rights, powers and privileges  
 5 conferred by any Act or Acts of Congress in connection with  
 6 the bridge and approaches.

7 (Source: Laws 1959, p. 196.)

8 (605 ILCS 5/10-102.1 new)

9 Sec. 10-102.1. Transfer of McKinley Bridge.

10 (a) Findings. The General Assembly makes the following  
 11 findings:

12 (1) The McKinley Bridge, which spans the  
 13 Mississippi River between Venice, Illinois and St. Louis,  
 14 Missouri, has historically played an important role in  
 15 the regional highway transportation system by carrying as  
 16 many as 15,000 vehicles per day over the Mississippi  
 17 River, with the majority of that traffic during rush  
 18 hour.

19 (2) The City of Venice, Illinois has owned and  
 20 operated the McKinley Bridge as a toll bridge since 1958.

21 (3) The City of Venice has not been able to collect  
 22 sufficient toll revenue from the McKinley Bridge to meet  
 23 the cost of operating it.

24 (4) The McKinley Bridge has deteriorated to the  
 25 point that the Illinois Department of Transportation  
 26 closed it to vehicular traffic due to safety concerns on  
 27 October 30, 2001.

28 (5) The City of Venice wants to transfer the  
 29 McKinley Bridge to the State of Illinois and the State of  
 30 Missouri.

31 (6) The City of Venice does not have the financial  
 32 resources to defease outstanding toll revenue bonds and  
 33 repair the McKinley Bridge to a structurally sound

1 condition.

2 (b) Transfer of funds. The Department shall determine  
3 the sum of the amounts owing on all outstanding bonds  
4 relating to the McKinley Bridge and certify that sum to the  
5 Comptroller. The Comptroller shall transfer 50% of that sum  
6 or \$2,100,000, whichever is less, from the Road Fund to the  
7 McKinley Bridge Fund, which is hereby created as a special  
8 fund in the State Treasury. All amounts not expended by the  
9 Department as provided in this Section shall be retransferred  
10 to the Road Fund.

11 (c) Payment by Department. Subject to appropriation,  
12 moneys in the McKinley Bridge Fund may be used by the  
13 Department for the purpose of paying or reimbursing up to 50%  
14 of the sum of the amounts necessary to defease all  
15 outstanding bonds relating to the McKinley Bridge.

16 (d) Transfer of bridge. Upon the payment of all  
17 outstanding bonds, the release of all liens, and the payment  
18 or release of all debts and other encumbrances relating to  
19 the McKinley Bridge, the City of Venice, or the current owner  
20 or owners, shall convey the McKinley Bridge and all  
21 associated improvements, including approaches and roadways,  
22 to the Department and the Missouri Department of  
23 Transportation, jointly. The Department may not acquire the  
24 McKinley Bridge until all of the outstanding bonds have been  
25 paid in full, all of the liens have been released, and all  
26 other debts and encumbrances relating to the McKinley Bridge  
27 have been paid in full or otherwise extinguished.  
28 Notwithstanding any provision in Section 10-102 or any other  
29 provision of this Code to the contrary, the Department may  
30 acquire the McKinley Bridge pursuant to this Section  
31 regardless of whether it or its approaches are structurally  
32 sound and in a good state of repair.

33 (e) Intergovernmental agreements. The Department is  
34 authorized to enter into agreements with units of local

1 government within this State, with the State of Missouri, and  
2 with units of local government in Missouri, and to enter into  
3 any other agreements necessary or appropriate to carry out  
4 the provisions of this Section.

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