

1 AN ACT in regard to highways.

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

4 Section 5. The Toll Highway Act is amended by changing  
5 Section 8 as follows:

6 (605 ILCS 10/8) (from Ch. 121, par. 100-8)

7 Sec. 8. The Authority shall have the power:

8 (a) To acquire, own, use, hire, lease, operate and  
9 dispose of personal property, real property, any interest  
10 therein, including rights-of-way, franchises and easements.

11 (b) To enter into all contracts and agreements necessary  
12 or incidental to the performance of its powers under this  
13 Act. All employment contracts let under this Act shall be in  
14 conformity with the applicable provisions of the Prevailing  
15 Wage Act "~~An Act regulating wages of laborers, mechanics and~~  
16 ~~other workers employed under contracts for public works,~~"  
17 approved June 26, 1941, as amended.

18 (c) To employ and discharge, without regard to the  
19 requirements of any civil service or personnel act, such  
20 administrative, engineering, traffic, architectural,  
21 construction, and financial experts, and inspectors, and such  
22 other employees, as are necessary in the Authority's judgment  
23 to carry out the purposes of this Act; and to establish and  
24 administer standards of classification of all of such persons  
25 with respect to their compensation, duties, performance, and  
26 tenure; and to enter into contracts of employment with such  
27 persons for such periods and on such terms as the Authority  
28 deems desirable.

29 (d) To appoint by and with the consent of the Attorney  
30 General, assistant attorneys for such Authority, which said  
31 assistant attorneys shall be under the control, direction and

1 supervision of the Attorney General and shall serve at his  
2 pleasure.

3 (e) To retain special counsel, subject to the approval  
4 of the Attorney General, as needed from time to time, and fix  
5 their compensation, provided however, such special counsel  
6 shall be subject to the control, direction and supervision of  
7 the Attorney General and shall serve at his pleasure.

8 (f) To acquire, construct, relocate, operate, regulate  
9 and maintain a system of toll highways through and within the  
10 State of Illinois. However, the Authority does not have the  
11 power to acquire, operate, regulate or maintain any system of  
12 toll highways or toll bridges or portions of them (including  
13 but not limited to any system organized pursuant to Division  
14 108 of Article 11 of the Illinois Municipal Code) in the  
15 event either of the following conditions exists at the time  
16 the proposed acquisition, operation, regulation or  
17 maintenance of such system is to become effective:

18 (1) the principal or interest on bonds or other  
19 instruments evidencing indebtedness of the system are in  
20 default; or

21 (2) the principal or interest on bonds or other  
22 instruments evidencing indebtedness of the system have been  
23 in default at any time during the 5 year period prior to the  
24 proposed acquisition.

25 To facilitate such construction, operation and  
26 maintenance and subject to the approval of the Division of  
27 Highways of the Department of Transportation, the Authority  
28 shall have the full use and advantage of the engineering  
29 staff and facilities of the Department.

30 (Source: P.A. 83-1258.)