

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Highway Code is amended by  
5 changing Section 4-220 as follows:

6 (605 ILCS 5/4-220)

7 Sec. 4-220. Bicycle and pedestrian ways.

8 (a) Bicycle and pedestrian ways shall be given full  
9 consideration in the planning and development of  
10 transportation facilities, including the incorporation of such  
11 ways into State plans and programs.

12 (b) In or within one mile of a municipality with a  
13 population of over 1,000 people, and subject to the  
14 Department's option in subsection (e), the Department shall  
15 establish and solely fund ~~an urban area,~~ bicycle and  
16 pedestrian ways ~~shall be established~~ in conjunction with the  
17 construction, reconstruction, or other change of any State  
18 transportation facility except:

19 (1) in pavement resurfacing projects that do not widen  
20 the existing traveled way or do not provide stabilized  
21 shoulders; ~~or~~

22 (2) where approved by the Secretary of Transportation  
23 based upon documented safety issues, excessive cost, or

1 absence of need; or -

2 (3) where the municipality passes a resolution stating  
3 that a bicycle or pedestrian way does not fit within its  
4 development plan.

5 (c) Bicycle and pedestrian ways may be included in  
6 pavement resurfacing projects when local support is evident or  
7 the bicycling and walking accommodations can be added within  
8 the overall scope of the original roadwork.

9 (d) The Department shall establish design and construction  
10 standards for bicycle and pedestrian ways. Beginning July 1,  
11 2007, this Section shall apply to planning and training  
12 purposes only. Beginning July 1, 2008, this Section shall  
13 apply to construction projects.

14 (e) If programmed funds identified in Section 2705-615 of  
15 the Department of Transportation Law are not expended for 5  
16 years, the Department has the option to use those funds to pay  
17 the cost of bicycle and pedestrian ways in roadway projects  
18 affected by this Section.

19 (Source: P.A. 95-665, eff. 10-10-07.)