



## 96TH GENERAL ASSEMBLY

### State of Illinois

2009 and 2010

**HB4590**

by Rep. Kathleen A. Ryg

#### SYNOPSIS AS INTRODUCED:

See Index

Amends the Department of Transportation Law of the Civil Administrative Code of Illinois. Creates the State Transportation Policy Committee. Requires the Department, with the advice of the Committee, to develop a statewide transportation plan that meets certain requirements (now, the Department, without consultation, develops a statewide plan). Authorizes the Department to choose projects and programs for inclusion in the statewide plan. Requires selected programs and projects to be consistent with the statewide plan. Authorizes the Committee to determine by resolution whether selected programs and projects are consistent with the statewide plan. Provides for the amendment of programs that are inconsistent with the statewide plan. Requires the Department to publish statewide annual and multiyear transportation improvement programs by certain dates. Authorizes the Department to allocate certain funds for surface transportation capital programs in accordance with the annual and multiyear improvement programs. Requires each MPO to prepare and adopt regional annual and multiyear transportation improvement programs for submittal to the Department and the Committee by certain dates. Provides that the transportation improvement program the Department is required to develop under a federal law may include only projects that an MPO or the Department has prioritized for inclusion in a regional or statewide program. Provides for the public's participation in and the Committee's evaluation of the transportation planning process. Effective immediately.

LRB096 13376 JDS 28094 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning State 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 changing  
6 Sections 2705-5 and 2705-200 and by adding Sections 2705-2,  
7 2705-176, 2705-177, 2705-201, 2705-219, 2705-220, 2705-221,  
8 2705-222, and 2705-223 as follows:

9 (20 ILCS 2705/2705-2 new)

10 Sec. 2705-2. Purpose and scope. The purpose of this Law is  
11 to ensure that transportation investments in the State of  
12 Illinois enhance State and local economic development and the  
13 quality of life for Illinois residents. It is the intent of the  
14 General Assembly to provide greater transparency, full and  
15 careful consideration of investments on the merits, and  
16 accountability for results that will give the public confidence  
17 that tax dollars are being used effectively for transportation  
18 projects and that limited funds are allocated to achieve the  
19 best outcomes. To that end, all surface transportation capital  
20 moneys appropriated by the State, including but not limited to,  
21 appropriations from the Road Fund, the State Construction  
22 Account Fund, transportation bonds, and federal funds, to the  
23 extent allowed by federal law, shall be allocated based on the

1 State and MPO plans and the annual and multiyear transportation  
2 improvement programs prescribed by this Law. This Law does not  
3 apply to (i) any grant programs administered by the Department  
4 of Natural Resources, (ii) any funds administered by the  
5 Department of Commerce and Economic Opportunity that support  
6 local transportation improvements as part of an economic  
7 development project, or (iii) any moneys distributed to local  
8 government entities pursuant to item (2) of subsection (e) of  
9 Section 8 of the Motor Fuel Tax Law.

10 (20 ILCS 2705/2705-5)

11 Sec. 2705-5. Definitions. In this Law:

12 "Committee" means the Illinois Transportation Policy  
13 Committee established by this Law.

14 "Department" means the Department of Transportation.

15 "District" means the 9 districts of the State of Illinois  
16 established by the Department for its administrative purposes  
17 and statutorily authorized activities.

18 "Downstate MPO" means an MPO whose metropolitan planning  
19 boundaries are entirely outside of Cook, DuPage, Kane, Kendall,  
20 Lake, McHenry, and Will Counties.

21 "MPO" means a metropolitan planning organization  
22 designated under 23 U.S.C. 134 whose metropolitan planning area  
23 boundaries are partially or completely within the State.

24 "Project of interregional or statewide significance" means  
25 a surface transportation corridor or project that links major

1 State destinations in support of the State's economy as  
2 designated by the Department with the advice of the Committee.

3 "Regional programs" means the regional annual and  
4 multiyear transportation improvement programs established  
5 under this Law.

6 "Secretary" means the Secretary of Transportation.

7 "Statewide programs" means the statewide annual and  
8 multiyear transportation improvement programs established  
9 under this Law.

10 "Surface transportation" means roadway, bridge, public  
11 transportation, rail, trail, walkway, bicycle, and intermodal  
12 facilities.

13 "Surface transportation capital project" or "project"  
14 means a capital project for the maintenance, improvement,  
15 acquisition, or new construction of surface transportation  
16 facilities, including facilities or improvements ancillary to  
17 surface transportation facilities.

18 (Source: P.A. 91-239, eff. 1-1-00.)

19 (20 ILCS 2705/2705-176 new)

20 Sec. 2705-176. Transportation Policy Committee; creation;  
21 members; terms.

22 (a) There is created a State Transportation Policy  
23 Committee. The Committee shall perform the duties enumerated in  
24 this Law. The Committee members shall each represent the State  
25 as a whole and balance the needs of urban and rural areas of

1 the State. The Committee shall consist of 13 voting members and  
2 8 non-voting members, all of whom must be residents of the  
3 State of Illinois, as follows:

4 (1) 6 members from Cook, DuPage, Kane, Kendall, Lake,  
5 McHenry, or Will County appointed by the Chicago  
6 Metropolitan Agency for Planning Board, no more than 3 of  
7 whom may be members of such Board.

8 (2) 3 members appointed by the Downstate MPOs through  
9 the concurrence of at least three-fifths of the  
10 chairpersons of the Downstate MPOs.

11 (3) 3 members who are representatives of areas of the  
12 State not within a metropolitan planning area, appointed by  
13 the Governor.

14 (4) The Secretary of the Department of Transportation  
15 or his or her designee, who shall serve as the chairperson  
16 of the Committee.

17 (5) The Speaker and Minority Leader of the House of  
18 Representatives and the President and Minority Leader of  
19 the Senate, or the designee of each, shall be ex officio  
20 non-voting members.

21 (6) The chairperson of the Illinois State Toll Highway  
22 Authority, or his or her designee, shall be an ex officio  
23 non-voting member.

24 (7) The Department's Director of Highways, Director of  
25 Planning and Programming, and Director of Public and  
26 Intermodal Transportation, or the designee of each, shall

1 be ex officio non-voting members.

2 (b) The terms of the members initially appointed to the  
3 Committee shall begin within 60 days after the effective date  
4 of this amendatory Act of the 96th General Assembly. Appointed  
5 committee members shall hold office for a term specified in  
6 this subsection (b) or until successors are appointed. The  
7 terms of the initial appointed committee members shall expire  
8 as follows: the terms of 3 members appointed by the Chicago  
9 Metropolitan Agency for Planning Board, one member appointed by  
10 the Downstate MPOs, and 2 members appointed by the Governor for  
11 areas of the State not within a metropolitan planning area  
12 shall expire on December 31, 2010; the terms of the remaining 3  
13 members appointed by the Chicago Metropolitan Agency for  
14 Planning Board, 2 members appointed by the Downstate MPOs, and  
15 one member appointed by the Governor from areas of the State  
16 not within a metropolitan planning area shall expire December  
17 31, 2012. The successors of the initial appointed committee  
18 members shall hold office for a term of 4 years. To comply with  
19 this provision, the appointing authority shall specify the term  
20 for each appointment.

21 (c) Vacancies shall be filled by the appointing authority  
22 for the unexpired portion of the terms in which they occur.

23 (d) Each appointing authority shall give notice of its  
24 Committee appointments to each other appointing authority, to  
25 the Committee, to the Secretary of State, and to the Secretary  
26 of Transportation. Within 30 days after his or her appointment

1 and before entering upon the duties of the office, each  
2 Committee member shall take and subscribe to the constitutional  
3 oath of office and file that oath with the Secretary of State.

4 (e) Members of the Committee shall serve without  
5 compensation, but shall be reimbursed by the Department for  
6 their travel to and from meetings and other reasonable expenses  
7 in connection with meetings, if those expenses are approved by  
8 the Department.

9 (20 ILCS 2705/2705-177 new)

10 Sec. 2705-177. Committee meetings; officers.

11 (a) The Secretary of Transportation shall convene the first  
12 meeting within 90 days after the effective date of this  
13 amendatory Act of the 96th General Assembly. At that time and  
14 annually thereafter, the Committee shall elect one of its  
15 voting members as vice-chairperson to preside in the absence of  
16 the chairperson.

17 (b) Regular meetings of the Committee shall be held at  
18 least 3 times each year. The time and place of Committee  
19 meetings shall be fixed by resolution of the Committee. The  
20 Committee shall be deemed a public body for purposes of the  
21 Open Meetings Act. The Committee shall maintain records in  
22 accordance with the provisions of the State Records Act. A  
23 majority of voting members of the Committee shall constitute a  
24 quorum. The affirmative vote of a majority of the voting  
25 members of the Committee shall be required to approve

1 recommendations related to a State transportation plan or  
2 statewide program.

3 (c) The Committee shall adopt its own rules of procedure.

4 (d) The Department shall provide staff assistance and  
5 office space for the Committee. The Department shall prepare  
6 all plans, reports, and documents needed to enable the  
7 Committee to review and make recommendations related to the  
8 statewide plans and programs and otherwise to fulfill its  
9 responsibilities. The necessary expenses of the Committee  
10 shall be provided through the Department.

11 (20 ILCS 2705/2705-200) (was 20 ILCS 2705/49.16)

12 Sec. 2705-200. State transportation plan ~~Master plan;~~  
13 ~~reporting requirements.~~

14 (a) The Department, with the advice of the Committee, shall  
15 ~~has the power to~~ develop and maintain a continuing,  
16 comprehensive, and integrated planning process that shall  
17 develop and periodically revise a State transportation plan  
18 ~~statewide master plan for transportation~~ to guide program  
19 development and to foster efficient and economical  
20 transportation services in ~~ground, air, water, and all other~~  
21 modes of surface transportation throughout the State. The  
22 Department shall coordinate its transportation planning  
23 activities with those of other State agencies and authorities  
24 and shall coordinate ~~supervise~~ and review any transportation  
25 planning performed by other Executive agencies under the



1 direction of the Governor. The Department shall cooperate and  
2 participate with federal, regional, interstate, State, and  
3 local agencies, in accordance with Sections 5-301 and 7-301 of  
4 the Illinois Highway Code, and with interested private  
5 individuals and organizations in the coordination of plans and  
6 policies for development of the state's transportation system.

7 To meet the provisions of this Section, the Department, in  
8 consultation with the Committee, shall prepare, subject to the  
9 review of the Governor, ~~publish and deliver to the Governor and~~  
10 ~~General Assembly~~ by December 31, 2010 and at intervals not to  
11 exceed every 5 years, ~~January 1, 1982 and every 2 years~~  
12 ~~thereafter,~~ its State transportation ~~master~~ plan for surface  
13 transportation systems. Not less than 60 days prior to  
14 submission to the Governor and General Assembly, the Department  
15 shall submit the plan to the Committee. Within 30 days after  
16 submission of the plan by the Department, the Committee shall  
17 recommend revisions. If the Committee recommends revision of  
18 the plan, the Department shall, within 30 days, either revise  
19 the plan to address the Committee's recommendations or provide  
20 a written explanation to the Committee for not revising the  
21 plan. The Committee's recommendation and any Department  
22 response thereto shall be included with the plan filed with the  
23 Governor and General Assembly ~~highway, waterway, aeronautic,~~  
24 ~~mass transportation, and railroad systems. The plan shall~~  
25 ~~identify priority subsystems or components of each system that~~  
26 ~~are critical to the economic and general welfare of this State~~

1 ~~regardless of public jurisdictional responsibility or private~~  
2 ~~ownership.~~

3 The State transportation plan shall set forth goals,  
4 objectives, performance measures, and criteria that may  
5 provide the basis for selecting projects for inclusion in the  
6 annual and multiyear transportation improvement programs. It  
7 may examine policies, strategies, opportunities, and  
8 challenges.

9 The State transportation plan shall set forth goals and  
10 objectives designed to assure the development and maintenance  
11 of a comprehensive and balanced statewide transportation  
12 system. Goals may include, but are not limited to, maintaining  
13 a state of good repair, lowering travel times, reducing traffic  
14 congestion, decreasing vehicle emissions, improving air  
15 quality, protecting the environment, reducing transportation  
16 costs, encouraging the effective use of pricing and other  
17 demand management strategies, improving safety, encouraging  
18 economic growth, supporting the greater use of alternative  
19 transportation opportunities, such as walking and biking, and  
20 establishing other goals that advance an adequate, efficient,  
21 and coordinated transportation system.

22 The State transportation plan may establish performance  
23 measures addressing the adequacy, efficiency, and coordination  
24 of transportation services and the implementation of goals and  
25 objectives. It may include transportation policies that  
26 reflect the relationship of transportation to land use,

1 economic development, the environment, air quality, and energy  
2 consumption; foster the efficient movement of people and goods;  
3 coordinate modes of transportation; coordinate planning among  
4 federal agencies, State agencies, transportation agencies, and  
5 local governments; and address the safety and equity of  
6 transportation services. It may include priorities,  
7 challenges, and strategies for improvement. The State  
8 transportation plan shall incorporate the adopted regional  
9 transportation plans, prepared by each MPO pursuant to Section  
10 2705-201, based on the state transportation plan's criteria and  
11 performance measurements.

12 The State transportation plan shall include criteria by  
13 which proposals for capital improvements may be evaluated and  
14 prioritized for inclusion in the statewide programs. The  
15 criteria shall be designed to advance the goals and objectives  
16 established in the State transportation plan. The criteria may  
17 include but not be limited to the following categories:

18 (1) objective transportation criteria, such as system  
19 maintenance, efficiency, safety, and intermodal  
20 connectivity;

21 (2) economic development criteria, such as job  
22 creation and retention, inclusion of transit oriented  
23 development, and cost effectiveness;

24 (3) environmental criteria, such as reduced emissions;

25 (4) population affected by the project; and

26 (5) financial criteria, such as life-cycle cost,

1 return on investment, effect on transportation costs, and  
2 effective leveraging of private capital.

3 The State transportation plan shall include a description  
4 of the criteria and performance measures developed by the  
5 Department to prioritize proposals for inclusion in the  
6 statewide program pursuant to subsection (c) of Section  
7 2705-220.

8 ~~The master plan shall provide particular emphasis and~~  
9 ~~detail of at least the 5 year period in the immediate future.~~

10 ~~Annual and 5 year, or longer, project programs for each~~  
11 ~~State system in this Section shall be published and furnished~~  
12 ~~the General Assembly on the first Wednesday in April of each~~  
13 ~~year.~~

14 ~~Identified needs included in the project programs shall be~~  
15 ~~listed and mapped in a distinctive fashion to clearly identify~~  
16 ~~the priority status of the projects: (1) projects to be~~  
17 ~~committed for execution; (2) tentative projects that are~~  
18 ~~dependent upon funding or other constraints; and (3) needed~~  
19 ~~projects that are not programmed due to lack of funding or~~  
20 ~~other constraints.~~

21 ~~All projects shall be related to the priority systems of~~  
22 ~~the master plan, and the priority criteria identified. Cost and~~  
23 ~~estimated completion dates shall be included for work required~~  
24 ~~to complete a useable segment or component beyond the period of~~  
25 ~~the program.~~

26 (b) The Department shall publish and deliver to the

1 Governor and General Assembly by December 31, 2012 and at  
2 intervals not to exceed every 5 years thereafter a master plan  
3 and 5-year program for aeronautics. ~~on the first Wednesday in~~  
4 ~~April of each year a 5 year, or longer, Highway Improvement~~  
5 ~~Program reporting the number of fiscal years each project has~~  
6 ~~been on previous plans submitted by the Department.~~

7 (c) (Blank) ~~The Department shall publish and deliver to the~~  
8 ~~Governor and the General Assembly by November 1 of each year a~~  
9 ~~For the Record report that shall include the following:~~

10 ~~(1) All the projects accomplished in the previous~~  
11 ~~fiscal year listed by each Illinois Department of~~  
12 ~~Transportation District.~~

13 ~~(2) The award cost and the beginning dates of each~~  
14 ~~listed project.~~

15 (Source: P.A. 94-91, eff. 7-1-05.)

16 (20 ILCS 2705/2705-201 new)

17 Sec. 2705-201. Regional transportation plans. Each MPO  
18 shall develop a regional transportation plan that includes:

19 (1) Criteria by which proposals for capital  
20 improvements will be evaluated for inclusion in the  
21 regional programs. Each MPO may adopt the criteria listed  
22 in the State transportation plan or may propose alternative  
23 criteria. Alternative criteria shall be submitted to the  
24 Department and Committee for review and comment. The  
25 criteria shall be designed to advance the goals and

1 objectives established by the Department's State  
2 transportation plan and the MPO through its regional  
3 transportation planning process.

4 (2) A description of the measurement system and process  
5 the MPO will use to prioritize proposals for inclusion in  
6 the regional programs.

7 The regional transportation plan shall meet all federal  
8 requirements, regulations, and laws pursuant to federally  
9 required metropolitan transportation plans. The regional  
10 transportation plan shall be submitted to the Department upon  
11 completion for incorporation, as much as practicable, in the  
12 State transportation plan.

13 (20 ILCS 2705/2705-219 new)

14 Sec. 2705-219. Program outreach; funding estimates,  
15 allocation, and recommendations.

16 (a) Program Outreach. No later than September 30 of each  
17 year, the Department, through each of its District offices,  
18 shall hold a program development meeting open to the public  
19 with all key regional and local agencies and officials to  
20 review current annual and multi-year Programs, to present  
21 projected information on district road and bridge condition,  
22 and to solicit input on key highway system improvement and  
23 priorities. At least 5 days before holding a program  
24 development meeting, notice of the meeting shall be posted on  
25 the Department's website and separately delivered to, at a

1 minimum, all MPOs, mass transit districts, County Highway  
2 Engineers, and all municipalities outside MPO regions with  
3 populations greater than 10,000 inhabitants in the District  
4 jurisdiction. A record of the proceedings must be taken and  
5 produced for public review. No later than November 30 of each  
6 year, each district shall deliver to the committee a summary  
7 analysis of the program development outreach meeting and attach  
8 all written proposals, recommendations, and comments by  
9 counties, municipalities, mass transit districts, other local  
10 governments, MPOs, and members of the General Assembly. This  
11 summary shall be included in the written record for public  
12 involvement documentation as required by Federal and State law.

13 (b) Annual funding estimates. The Department, with the  
14 advice of the Committee, shall annually establish a 5-year  
15 estimate of all federal and State funds reasonably expected to  
16 be available for surface transportation capital programs  
17 during each of the following 5 fiscal years.

18 (c) System needs estimates. No later than March 1 of each  
19 year, the Department shall provide the Committee with the most  
20 current assessments of State highway road and bridge needs for  
21 the State as a whole and for each Department district.

22 (d) Funding allocation. The Department may allocate the  
23 State and federal funds estimated to be available for surface  
24 transportation capital programs in accordance with the annual  
25 and multiyear improvement programs prescribed by this Law, as  
26 follows:

1           (1) Any State and federal funds designated by law for  
2           specific surface transportation purposes or specific  
3           geographic areas shall be allocated, in accordance with  
4           law, for those specific purposes or areas.

5           (2) The Department, with the advice of the Committee,  
6           may for each 5-year program set percentage allocations for  
7           each of the criteria in the State transportation plan.  
8           Funding allocations may be based upon their percentage  
9           share of need as defined by the criteria.

10          (e) Not less often than once every 2 years, the Committee  
11          shall review and evaluate the funding allocations and make  
12          recommendations for changes to the Department, General  
13          Assembly, and the Governor.

14          (f) The Committee shall evaluate available transportation  
15          funding sources and make recommendations to the Department,  
16          General Assembly, and the Governor regarding the raising of  
17          adequate and sustainable revenues for transportation.

18           (20 ILCS 2705/2705-220 new)

19          Sec. 2705-220. Annual and multiyear transportation  
20          improvement programs.

21          (a) Preparation guidelines. The Department, with the  
22          advice of the Committee, shall develop guidelines for  
23          preparation of the regional and statewide programs.

24          (b) Statewide annual and multiyear transportation  
25          improvement programs. The Department shall publish and submit



1 to the Governor, the General Assembly, and the Committee, no  
2 later than April 7, 2011 and the first Wednesday of April of  
3 every year thereafter, an annual and 5-year schedule of all  
4 surface transportation improvement projects and their  
5 anticipated costs. These schedules are designated the  
6 statewide annual and multiyear transportation improvement  
7 programs. The Department shall be responsible for the planning  
8 and programming of its funds for all areas of the State.

9 (1) The statewide programs shall include projects and  
10 programs proposed to be funded, in whole or in part, by  
11 State or federal funds and shall consist of the following:

12 (A) The Department shall choose projects for  
13 inclusion. The Department, counties, municipalities,  
14 mass transit districts, other local governments, MPOs,  
15 and members of the General Assembly may nominate or  
16 recommend projects for the statewide programs.

17 (B) The Department shall identify projects of  
18 interregional or statewide significance for inclusion.  
19 The Department, counties, municipalities, mass transit  
20 districts, other local governments, MPOs, and members  
21 of the General Assembly may nominate or recommend  
22 projects of interregional or statewide significance  
23 for the statewide programs.

24 (2) All projects shall be consistent with the adopted  
25 State transportation plan. The Department shall  
26 demonstrate how such projects advance the goals and

1 objectives of the adopted State transportation plan.

2 (3) No later than 30 days after publication of the  
3 surface transportation improvement program, the Committee  
4 shall, by resolution, either (i) determine that the  
5 statewide programs are consistent with the adopted State  
6 transportation plan or (ii) determine that all or any  
7 portions of the statewide programs are not consistent with  
8 the adopted State transportation plan, including within  
9 the resolution an explanation for any such determination.

10 Individual Committee members may prepare a written  
11 statement indicating their disagreement with the  
12 resolution adopted by the Committee. The Committee's  
13 resolution and any written statements prepared by  
14 individual members shall be published and delivered to the  
15 General Assembly and the Governor with the statewide  
16 programs.

17 (4) Within 30 days after the adoption of the  
18 Committee's resolution pursuant to paragraph (3) of  
19 subsection (b) of this Section, an MPO may amend its  
20 regional program included within the statewide programs  
21 for the sole purpose of addressing a Committee  
22 determination that the program is not consistent with the  
23 adopted State transportation plan. Within 30 days after the  
24 adoption of the Committee's resolution pursuant to  
25 paragraph (3), the Department may amend any portion of a  
26 statewide program prepared by the Department for the sole

1 purpose of addressing a Committee determination that such  
2 portion of a program is not consistent with the adopted  
3 State transportation plan. Any amendments shall be  
4 published and delivered to the Committee, General  
5 Assembly, and Governor.

6 (c) Regional annual and multiyear transportation  
7 improvement programs. After consultation with the Department,  
8 each MPO shall prepare and adopt an annual and 5-year schedule  
9 of all regional transportation improvement projects and their  
10 anticipated costs. These schedules shall be known as the  
11 regional annual and multiyear transportation improvement  
12 programs. The regional programs shall be submitted to the  
13 Department and the Committee no later than August 31, 2011 and  
14 August 31 of every year thereafter.

15 (1) The regional programs shall include projects and  
16 programs within the MPO's jurisdiction proposed to be  
17 funded, in whole or in part, by federal funds.

18 (2) Counties, municipalities, mass transit districts,  
19 other local governments, the Department, and members of the  
20 General Assembly may nominate or recommend the inclusion of  
21 projects in the regional programs. The MPOs shall have  
22 authority for determining whether any of the project  
23 nominations or recommendations for federal funding are  
24 accepted and included in the regional programs. This  
25 authority extends only to a project located within the  
26 MPO's jurisdiction.

1           (3) Projects included in the regional programs shall be  
2           consistent with the regional transportation plan adopted  
3           by the MPO. The regional programs shall demonstrate how  
4           projects are consistent with the State transportation  
5           plans.

6           (4) Projects shall be prioritized for inclusion in the  
7           programs using a measurement system and the criteria  
8           established by the regional transportation plan.

9           (5) The Department shall provide assistance to MPOs in  
10          preparing the regional programs, at the request of the MPO.

11          (d) Fiscal year 2011 statewide program. After consultation  
12          with the MPOs, the Department shall prepare, by no later than  
13          April 7, 2010, and the first Wednesday in each April  
14          thereafter, an annual program of surface transportation  
15          capital projects and their anticipated costs proposed for  
16          funding in whole or in part from appropriations made by the  
17          State for fiscal year 2011 and each year thereafter. The fiscal  
18          year 2011 statewide program required by this subsection shall,  
19          so much as is practicable, comply with the objectives of this  
20          Law. The Committee shall review and provide comments on the  
21          fiscal year 2011 statewide program by no later than 30 days  
22          after the annual program publication.

23           (20 ILCS 2705/2705-221 new)

24           Sec. 2705-221. Inclusion in transportation improvement  
25           program. The transportation improvement program the Department

1 must develop pursuant to 23 U.S.C. 135 may only include  
2 projects that have been prioritized for inclusion in a regional  
3 or statewide program by an MPO or the Department pursuant to  
4 this Law. It is not the intent of this Section to interfere  
5 with administrative changes to the Transportation Improvement  
6 Program, but only to ensure that all included projects undergo  
7 the process prescribed by this Law.

8 (20 ILCS 2705/2705-222 new)

9 Sec. 2705-222. Public involvement and accountability.

10 (a) The Department and the Committee shall provide timely  
11 and clear information and accountability to the public and  
12 shall engage the public when making State transportation  
13 decisions and recommendations. The Department shall elicit the  
14 public's views both with respect to adequate transportation  
15 services and appropriate means of minimizing the adverse  
16 social, economic, environmental, and energy impacts of  
17 transportation programs. All documents listed in this Law shall  
18 be made publicly available for distribution in print and on the  
19 Department's website.

20 (b) The Department and the Committee shall provide the  
21 opportunity for public comment throughout the State prior to  
22 the development and completion of the statewide transportation  
23 plan and the statewide multi-year program. Public comment may  
24 be solicited through various methods, including, but not  
25 limited to, hearings, focus groups, surveys, and feedback on

1 draft plans.

2 (c) The Department, in consultation with the Committee,  
3 shall publish in its publication "For the Record" and deliver  
4 to the Governor and the General Assembly by November 1 of each  
5 year a report on all modes of transportation that shall include  
6 the following:

7 (1) All the projects accomplished in the previous  
8 fiscal year listed by each Illinois Department of  
9 Transportation District.

10 (2) The award cost and the beginning dates of each  
11 listed project.

12 (3) A summary of the Department's prior-year decisions  
13 in allocating transportation capital outlay appropriations  
14 and identifying timely and relevant transportation issues  
15 facing the State of Illinois.

16 (4) Statewide and for each district, a description of  
17 any project receiving an appropriation from the General  
18 Assembly that was not included in the statewide program.

19 (5) An explanation and summary of major policies and  
20 decisions adopted by the Department and the recommendation  
21 of the Committee during the previously completed State and  
22 federal fiscal year, with an explanation of any changes in  
23 policy associated with the performance of the Department's  
24 duties and responsibilities over the past year.

25 (6) A review of the progress made in achieving the  
26 State transportation goals.

1           (7) Statewide and for each district, the total of  
2           program accomplishments in dollars, number of miles,  
3           number of bridges, and number of transit projects.

4           (8) Statewide and for each district, the current  
5           condition of roadway miles and bridges for roads and  
6           bridges under State jurisdiction.

7           (d) All MPOs shall publish and deliver to the Department by  
8           October 1 of each year a "For the Record" report that shall  
9           include the following:

10           (1) A list of all projects accomplished in the previous  
11           fiscal year, their award costs, and their beginning dates.

12           (2) An explanation and summary of changes in major  
13           policies, goals, objectives, performance measures and  
14           criteria that were adopted by the MPO during the previous  
15           fiscal year.

16           (3) A review of the progress made in achieving the  
17           goals and objectives of the State transportation plan and  
18           the MPO regional transportation plan.

19           (20 ILCS 2705/2705-223 new)

20           Sec. 2705-223. Evaluation.

21           (a) The Committee shall evaluate the effectiveness of the  
22           processes and procedures established by this Law to ensure that  
23           they contribute to a well-coordinated and cost-effective  
24           transportation system. The Committee shall recommend changes  
25           as needed to the General Assembly and the Governor.

1       (b) Every 2 years, the Auditor General shall review the  
2       performance of the Department to assure the Department is  
3       meeting the requirements of this Law.

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



1 INDEX

2 Statutes amended in order of appearance

3 20 ILCS 2705/2705-2 new

4 20 ILCS 2705/2705-5

5 20 ILCS 2705/2705-176 new

6 20 ILCS 2705/2705-177 new

7 20 ILCS 2705/2705-200 was 20 ILCS 2705/49.16

8 20 ILCS 2705/2705-201 new

9 20 ILCS 2705/2705-219 new

10 20 ILCS 2705/2705-220 new

11 20 ILCS 2705/2705-221 new

12 20 ILCS 2705/2705-222 new

13 20 ILCS 2705/2705-223 new