



## 97TH GENERAL ASSEMBLY

### State of Illinois

### 2011 and 2012

### HB3359

Introduced 2/24/2011, by Rep. Al Riley

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/1-107.1 new  
625 ILCS 5/11-709.1  
625 ILCS 5/11-709.2 new

from Ch. 95 1/2, par. 11-709.1

Amends the Illinois Vehicle Code. Defines "bus rapid transit vehicle" as a bus specifically authorized by the Department of Transportation to be operated upon highways and shoulders for bus rapid transit. Adds bus rapid transit vehicles to the list of vehicles exempted from prohibitions against driving on the shoulder. Creates the Bus Rapid Transit Pilot Program. Provides that commencing on the effective date of this Act, the Department, in cooperation with the Regional Transportation Authority and the Illinois State Police, shall establish a 5-year pilot program within the boundaries of the Regional Transportation Authority for bus rapid transit on highways and shoulders. Provides that the Department shall adopt rules as necessary to implement the bus rapid transit pilot program, and that the Department shall present to the General Assembly a report on the effectiveness of bus rapid transit at the conclusion of the 5-year pilot program. Effective immediately.

LRB097 10907 HEP 51453 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 Vehicle Code is amended by changing  
5 Section 11-709.1 and by adding Sections 1-107.1 and 11-709.2 as  
6 follows:

7 (625 ILCS 5/1-107.1 new)

8 Sec. 1-107.1. Bus rapid transit vehicle. A bus specifically  
9 authorized by the Department to be operated upon highways and  
10 shoulders for bus rapid transit.

11 (625 ILCS 5/11-709.1) (from Ch. 95 1/2, par. 11-709.1)

12 Sec. 11-709.1. Driving on the shoulder.

13 (a) Vehicles shall be driven on a roadway, and shall only  
14 be driven on the shoulder for the purpose of stopping or  
15 accelerating from a stop while merging into traffic. It shall  
16 be a violation of this Section if while merging into traffic  
17 and while on the shoulder, the vehicle passes any other vehicle  
18 on the roadway adjacent to it.

19 (b) This Section shall not apply to any authorized  
20 emergency vehicle, to any authorized bus rapid transit vehicle,  
21 to any farm tractor or implement of husbandry, to any service  
22 vehicle while engaged in maintenance of the highway or related

1 work, or to any authorized vehicle within a designated  
2 construction zone.

3 (Source: P.A. 95-785, eff. 8-7-08.)

4 (625 ILCS 5/11-709.2 new)

5 Sec. 11-709.2. Bus rapid transit pilot program.

6 (a) For purposes of this Section, "bus rapid transit" means  
7 the use of specifically designated shoulders of roadways for  
8 authorized rapid transit lanes.

9 (b) Commencing on the effective date of this amendatory Act  
10 of the 97th General Assembly, the Department, in cooperation  
11 with the Regional Transportation Authority and the Illinois  
12 State Police, shall establish a 5-year pilot program within the  
13 boundaries of the Regional Transportation Authority for bus  
14 rapid transit on highways and shoulders. The pilot program may  
15 be implemented on shoulders of highways as designated by the  
16 Department in cooperation with the Regional Transportation  
17 Authority. Designated shoulders of roadways may be used by bus  
18 rapid transit vehicles at times and locations as set by the  
19 Department in cooperation with the Regional Transportation  
20 Authority. The Department shall adopt rules as necessary for  
21 the implementation of the bus rapid transit pilot program.

22 (c) At the conclusion of the 5-year pilot program  
23 established under subsection (b) of this Section, the  
24 Department shall present to the General Assembly a report on  
25 the effectiveness of bus rapid transit.

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.