

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 or in an unincorporated area
14 of a county that is located within one mile of a municipality
15 with a population of 50,000 or more, and subject to the
16 Department's option in subsection (e), the Department shall
17 establish and solely fund bicycle and pedestrian ways in
18 conjunction with the construction, reconstruction, or other
19 change of any State transportation facility except:

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

23 (2) where approved by the Secretary of Transportation

1 based upon documented safety issues, excessive cost, or
2 absence of need; or

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

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

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

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

20 (Source: P.A. 102-660, eff. 1-1-22.)