



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5152

by Rep. William B. Black

SYNOPSIS AS INTRODUCED:

20 ILCS 2705/2705-200

was 20 ILCS 2705/49.16

Amends the Department of Transportation Law of the Civil Administrative Code of Illinois. Provides that it is a goal of the Highway Improvement Program that the percentage of mileage and bridges under State jurisdiction that are in acceptable condition be comparable throughout the State. Sets forth the method for allocating the funding for the Highway Improvement Program among highway districts 1 through 9. Provides that the Department shall publish and deliver to the Governor and General Assembly an Annual Highway Improvement Program within 60 days after the start of each fiscal year or of the enactment of the Department's highway construction appropriation for that fiscal year, whichever is later. Provides that the Auditor General shall review the performance of the Department every 2 years. Effective July 1, 2007.

LRB095 12468 HLH 37701 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 Section 2705-200 as follows:

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

8 Sec. 2705-200. Master plan; reporting requirements.

9 (a) The Department has the power to develop and maintain a
10 continuing, comprehensive, and integrated planning process
11 that shall develop and periodically revise a statewide master
12 plan for transportation to guide program development and to
13 foster efficient and economical transportation services in
14 ground, air, water, and all other modes of transportation
15 throughout the State. The Department shall coordinate its
16 transportation planning activities with those of other State
17 agencies and authorities and shall supervise and review any
18 transportation planning performed by other Executive agencies
19 under the direction of the Governor. The Department shall
20 cooperate and participate with federal, regional, interstate,
21 State, and local agencies, in accordance with Sections 5-301
22 and 7-301 of the Illinois Highway Code, and with interested
23 private individuals and organizations in the coordination of

1 plans and policies for development of the state's
2 transportation system.

3 To meet the provisions of this Section, the Department
4 shall publish and deliver to the Governor and General Assembly
5 by January 1, 1982 and every 2 years thereafter, its master
6 plan for highway, waterway, aeronautic, mass transportation,
7 and railroad systems. The plan shall identify priority
8 subsystems or components of each system that are critical to
9 the economic and general welfare of this State regardless of
10 public jurisdictional responsibility or private ownership.

11 The master plan shall provide particular emphasis and
12 detail of at least the 5-year period in the immediate future.

13 Annual and 5-year, or longer, project programs for each
14 State system in this Section shall be published and furnished
15 the General Assembly on the first Wednesday in April of each
16 year.

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

24 All projects shall be related to the priority systems of
25 the master plan, and the priority criteria identified. Cost and
26 estimated completion dates shall be included for work required

1 to complete a useable segment or component beyond the period of
2 the program.

3 (b) The Department shall publish and deliver to the
4 Governor and General Assembly on the first Wednesday in April
5 of each year a 5-year, or longer, Highway Improvement Program
6 reporting the number of fiscal years each project has been on
7 previous plans submitted by the Department. It is a goal of the
8 Highway Improvement Program that the percentage of
9 State-jurisdiction mileage and bridges in acceptable condition
10 be comparable throughout the State and that the percentage of
11 State-jurisdiction miles and bridges in acceptable condition
12 in each of the Department's highway districts, as those
13 districts were organized on January 1, 2007, be no lower than 5
14 percentage points below the statewide average percentage in
15 acceptable condition.

16 Funding in the Highway Improvement Program shall be
17 allocated as follows: 45% for projects in highway district 1
18 and 55% for projects in highway districts 2 through 9, as those
19 districts were organized on January 1, 2007. For Fiscal Year
20 2008, a minimum of two-thirds of the funds allocated for
21 highway districts 2 through 9 shall be allocated as follows:
22 13.63% for projects in district 2; 12.44% for projects in
23 district 3; 11.66% for projects in district 4; 9.89% for
24 projects in district 5; 13.88% for projects in district 6;
25 10.56% for projects in district 7; 17.67% for projects in
26 district 8; and 10.27% for projects in district 9. Starting in

1 Fiscal Year 2009, a minimum of two-thirds of the funds
2 allocated for highway districts 2 through 9 shall be allocated
3 as follows: one-third in the ratio that the total lane miles of
4 State-jurisdiction roads in each of the highway districts bears
5 to the total lane miles of State-jurisdiction roads in highway
6 districts 2 through 9; one-third in the ratio that the total
7 square footage of State-jurisdiction bridges in each of the
8 highway districts bears to the total square footage of
9 State-jurisdiction bridges in highway districts 2 through 9;
10 and one-third in the ratio that the miles of daily travel on
11 State-jurisdiction roads in each of the highway districts bears
12 to the total miles of daily travel on State-jurisdiction roads
13 in highway districts 2 through 9. The remaining funds shall be
14 allocated by the Department for projects in highway districts 2
15 through 9.

16 The Highway Improvement Program shall include the
17 following information statewide and for each of the
18 Department's highway districts:

19 (1) Overall funding proposed for the first year of the
20 Highway Improvement Program.

21 (2) For roads and bridges under State jurisdiction, the
22 current percentage of miles and bridges in acceptable
23 condition.

24 (3) For roads and bridges under State jurisdiction, the
25 projected percentage of miles and bridges in acceptable
26 condition at the end of the Highway Improvement Program.

1 (b-5) The Department shall publish and deliver to the
2 Governor and General Assembly an Annual Highway Improvement
3 Program within 60 days after the start of each fiscal year or
4 of the enactment of the Department's highway construction
5 appropriation for that fiscal year, whichever is later. Funding
6 in the Annual Highway Improvement Program shall be allocated as
7 follows: 45% for projects in highway district 1 and 55% for
8 projects in highway districts 2 through 9, as those districts
9 were organized on January 1, 2007. For Fiscal Year 2008, a
10 minimum of two-thirds of the funds allocated for highway
11 districts 2 through 9 shall be allocated as follows: 13.63% for
12 projects in district 2; 12.44% for projects in district 3;
13 11.66% for projects in district 4; 9.89% for projects in
14 district 5; 13.88% for projects in district 6; 10.56% for
15 projects in district 7; 17.67% for projects in district 8; and
16 10.27% for projects in district 9. Starting in Fiscal Year
17 2009, a minimum of two-thirds of the funds allocated for
18 highway districts 2 through 9 shall be allocated as follows:
19 one-third in the ratio that the total lane miles of
20 State-jurisdiction roads in each of the highway districts bears
21 to the total lane miles of State-jurisdiction roads in highway
22 districts 2 through 9; one-third in the ratio that the total
23 square footage of State-jurisdiction bridges in each of the
24 highway districts bears to the total square footage of
25 State-jurisdiction bridges in highway districts 2 through 9;
26 and one-third in the ratio that the miles of daily travel on

1 State-jurisdiction roads in each of the highway districts bears
2 to the total miles of daily travel on State-jurisdiction roads
3 in highway districts 2 through 9. The remaining funds shall be
4 allocated by the Department for projects in highway districts 2
5 through 9.

6 The Annual Highway Improvement Program shall include the
7 following information statewide and for each of the
8 Department's highway districts:

9 (1) Total proposed funding, total number of miles to be
10 improved, and total number of bridges to be improved.

11 (2) For roads and bridges under State jurisdiction, the
12 current percentage of miles and bridges in acceptable
13 condition.

14 (3) For roads and bridges under State jurisdiction, the
15 projected percentage of miles and bridges in acceptable
16 condition at the end of the Annual Highway Improvement
17 Program.

18 (c) The Department shall publish and deliver to the
19 Governor and the General Assembly by November 1 of each year a
20 For the Record report that shall include the following:

21 (1) All the projects accomplished in the previous
22 fiscal year listed by each Illinois Department of
23 Transportation District.

24 (2) The award cost and the beginning dates of each
25 listed project.

26 (3) Statewide and for each of the Department's highway

1 districts, the total of program accomplishments in
2 dollars, number of miles, and number of bridges.

3 (4) For roads and bridges under State jurisdiction, the
4 current percentage of miles and bridges in acceptable
5 condition.

6 (5) For any highway district whose percentage of miles,
7 bridges, or both that are in acceptable condition is more
8 than 5 percentage points below the statewide average
9 percentage in acceptable condition, a description of
10 remedial actions that will be taken in the next Highway
11 Improvement Program for raising that district's percentage
12 of roads, bridges, or both that are in acceptable
13 condition.

14 (d) Following publication of each of the documents required
15 by subsections (b), (b-5), and (c), the Commission on
16 Government Forecasting and Accountability shall review the
17 documents and certify to the Governor, Senate President, and
18 Speaker of the House whether the requirements contained in
19 subsections (b), (b-5), and (c) regarding each highway
20 district's percentage funding allocation and each highway
21 district's road and bridge condition are being met.

22 (e) Every 2 years, the Auditor General shall review the
23 performance of the Department to assure the Department is
24 meeting the requirements of subsections (b), (b-5), and (c).

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

26 Section 99. Effective date. This Act takes effect July 1,

HB5152

- 8 -

LRB095 12468 HLH 37701 b

1 2007.