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LRB096 11098 RLJ 23491 a

1 AMENDMENT TO HOUSE BILL 2359

2 AMENDMENT NO. _____. Amend House Bill 2359 by replacing
3 everything after the enacting clause with the following:

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

1 that tax dollars are being used effectively for transportation
2 projects and that limited funds are allocated to achieve the
3 best outcomes. To that end, all surface transportation capital
4 moneys appropriated by the State, including but not limited to,
5 appropriations from the Road Fund, the State Construction
6 Account Fund, transportation bonds, and federal funds to the
7 extent allowed by federal law, shall be allocated based on the
8 State and regional transportation plans and the annual and
9 multiyear transportation improvement programs prescribed by
10 this Law. This Law does not apply to (i) any grant programs
11 administered by the Department of Natural Resources, (ii) any
12 funds administered by the Department of Commerce and Economic
13 Opportunity that support local transportation improvements as
14 part of an economic development project, or (iii) any moneys
15 distributed to local government entities pursuant to item (2)
16 of subsection (e) of Section 8 of the Motor Fuel Tax Law.

17 (20 ILCS 2705/2705-5)

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

19 "Acceptable condition" means a condition determined by the
20 Department as acceptable using a technical assessment system
21 developed by the Department to rate the condition of roads and
22 bridges.

23 "Committee" means the Illinois Transportation Policy
24 Committee established by this Law.

25 "Department" means the Department of Transportation.

1 "District" means the 9 districts of the State of Illinois
2 established by the Department for its administrative purposes
3 and statutorily authorized activities.

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

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

10 "Project of interregional or statewide significance" means
11 a surface transportation project or combination of surface
12 transportation projects that cross multiple MPO or District
13 jurisdictional boundaries or connect major State destinations
14 in support of the State's economy and are so designated by the
15 Department with the advice and approval of the Committee.

16 "Regional programs" means the regional annual and
17 multiyear transportation improvement programs established
18 under this Law.

19 "Secretary" means the Secretary of Transportation.

20 "Statewide programs" means the statewide annual and
21 multiyear transportation improvement programs established
22 under this Law.

23 "Surface transportation" means roadway, bridge, public
24 transportation, rail, trail, walkway, bicycle, and intermodal
25 facilities.

26 "Surface transportation capital project" or "project"

1 means a capital project for the maintenance, improvement,
2 acquisition, or new construction of surface transportation
3 facilities, including facilities or improvements ancillary to
4 surface transportation facilities.

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

6 (20 ILCS 2705/2705-176 new)

7 Sec. 2705-176. Transportation Policy Committee; creation;
8 members; terms.

9 (a) There is created a State Transportation Policy
10 Committee. The Committee shall perform the duties enumerated in
11 this Law. The Committee members shall each represent the State
12 as a whole and balance the needs of urban and rural areas of
13 the State. The Committee shall consist of 8 voting members and
14 5 non-voting members, as follows:

15 (1) One from the City of Chicago appointed by the
16 Chicago Metropolitan Agency for Planning Board.

17 (2) One from that portion of Cook County outside of the
18 City of Chicago appointed by the Chicago Metropolitan
19 Agency for Planning Board.

20 (3) One from DuPage, Kane, Kendall, Lake, McHenry, or
21 Will County appointed by the Chicago Metropolitan Agency
22 for Planning Board.

23 (4) Three appointed by the Downstate MPOs through the
24 concurrence of at least three-fifths of the chairpersons of
25 the Downstate MPOs.

1 (5) One representative of areas of the State not within
2 a metropolitan planning area appointed by the Governor.

3 (6) The Secretary of the Department of Transportation
4 or his or her designee.

5 (7) The Speaker and Minority Leader of the House of
6 Representatives and the President and Minority Leader of
7 the Senate, or the designee of each, shall be ex officio
8 non-voting members.

9 (8) The chairperson of the Illinois State Toll Highway
10 Authority or his or her designee shall be an ex officio
11 non-voting member.

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

1 appointment.

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

4 (d) Each appointing authority shall give notice of its
5 Committee appointments to each other appointing authority, to
6 the Committee, to the Secretary of State, and to the Secretary
7 of Transportation. Within 30 days after his or her appointment
8 and before entering upon the duties of the office, each
9 Committee member shall take and subscribe to the constitutional
10 oath of office and file it with the Secretary of State.

11 (e) Members of the Committee shall serve without
12 compensation, but shall be reimbursed by the Department for
13 their travel to and from meetings and other reasonable expenses
14 in connection with meetings if approved by the Department.

15 (20 ILCS 2705/2705-177 new)

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

17 (a) The Secretary of the Department of Transportation shall
18 convene the first meeting within 90 days after the effective
19 date of this amendatory Act of the 96th General Assembly. At
20 that time and annually thereafter, the Committee shall elect
21 one of its voting members as a chairperson to preside at all
22 meetings, and a voting member as vice-chairperson to preside in
23 the absence of the chairperson. The chairperson shall serve a
24 term of one year.

25 (b) Regular meetings of the Committee shall be held at

1 least 3 times each year. The time and place of Committee
2 meetings shall be fixed by resolution of the Committee. The
3 Committee shall be deemed a public body for purposes of the
4 Open Meetings Act. The Committee shall maintain records in
5 accordance with the provisions of the State Records Act. A
6 majority of voting members of the Committee shall constitute a
7 quorum. The affirmative vote of a majority of the voting
8 members of the Committee shall be required to approve
9 recommendations related to a State transportation plan or
10 statewide program.

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

12 (d) The Department shall provide staff assistance and
13 office space for the Committee. The Department shall prepare
14 all plans, reports, and documents needed to enable the
15 Committee to review and make recommendations related to the
16 statewide plans and programs and otherwise to fulfill its
17 responsibilities. The necessary expenses of the Committee
18 shall be provided through the Department.

19 (20 ILCS 2705/2705-200) (was 20 ILCS 2705/49.16)

20 Sec. 2705-200. State transportation plan ~~Master plan;~~
21 ~~reporting requirements.~~

22 (a) The Department, with the advice of the Committee, shall
23 ~~has the power to~~ develop and maintain a continuing,
24 comprehensive, and integrated planning process that shall
25 develop and periodically revise a State transportation plan

1 ~~statewide master plan for transportation~~ to guide program
2 development and to foster efficient and economical
3 transportation services in ~~ground, air, water, and all other~~
4 modes of surface transportation throughout the State. The
5 Department shall coordinate its transportation planning
6 activities with those of other State agencies and authorities
7 and shall coordinate ~~supervise~~ and review any transportation
8 planning performed by other Executive agencies under the
9 direction of the Governor. The Department shall cooperate and
10 participate with federal, regional, interstate, State, and
11 local agencies, in accordance with Sections 5-301 and 7-301 of
12 the Illinois Highway Code, and with interested private
13 individuals and organizations in the coordination of plans and
14 policies for development of the state's transportation system.

15 To meet the provisions of this Section, the Department,
16 with the advice of the Committee, shall prepare, subject to the
17 review of the Governor and General Assembly, ~~publish and~~
18 ~~deliver to the Governor and General Assembly~~ by June 30, 2010
19 and at intervals not to exceed every 5 years, ~~January 1, 1982~~
20 and every 2 years thereafter, its State transportation master
21 plan for surface transportation systems. Not less than 60 days
22 prior to submission to the Governor and General Assembly, the
23 Department shall submit the plan to the Committee. Within 30
24 days after submission of the plan by the Department, the
25 Committee shall make a recommendation of approval or revision.
26 If the Committee recommends revision of the plan, the

1 Department shall, within 30 days, either revise the plan to
2 address the Committee's recommendations or provide a written
3 justification to the Committee for not revising the plan. The
4 Committee's recommendation and any Department response thereto
5 shall be included with the plan filed with the Governor and
6 General Assembly. ~~highway, waterway, aeronautic, mass~~
7 ~~transportation, and railroad systems. The plan shall identify~~
8 ~~priority subsystems or components of each system that are~~
9 ~~critical to the economic and general welfare of this State~~
10 ~~regardless of public jurisdictional responsibility or private~~
11 ~~ownership.~~

12 The State transportation plan shall set forth goals,
13 objectives, performance measures, and criteria that will
14 provide the basis for selecting projects for inclusion in the
15 annual and multiyear transportation improvement programs. It
16 shall examine policies, strategies, opportunities, and
17 challenges, and shall not be an inventory of projects.

18 The State transportation plan shall set goals and
19 objectives designed to assure the development and maintenance
20 of a comprehensive and balanced statewide transportation
21 system. Goals may include maintenance of a state of good
22 repair, lowering travel times, reducing traffic congestion,
23 decreasing vehicle emissions, improving air quality,
24 environmental protection, reducing household housing and
25 transportation costs, the effective use of pricing and other
26 demand management strategies, improved safety, economic

1 growth, greater use of alternative transportation
2 opportunities such as walking and biking, and other goals that
3 advance an adequate, efficient, and coordinated transportation
4 system.

5 The State transportation plan shall establish performance
6 measures regarding the adequacy, efficiency, and coordination
7 of transportation services and the implementation of goals and
8 objectives. It shall include transportation policies that
9 reflect the relationship of transportation to land use,
10 economic development, the environment, air quality, and energy
11 consumption; foster the efficient movement of people and goods;
12 coordinate modes of transportation; coordinate planning among
13 federal agencies, State agencies, transportation agencies, and
14 local governments; and address the safety and equity of
15 transportation services. It shall include priorities,
16 challenges, and strategies for improvement. The State
17 transportation plan shall, as much as practicable, incorporate
18 the adopted regional transportation plans prepared pursuant to
19 Section 2705-201.

20 The State transportation plan shall include policies to
21 ensure that the percentage of State-jurisdiction mileage and
22 bridges in acceptable condition is comparable throughout the
23 State and that the percentage of State-jurisdiction miles and
24 bridges in acceptable condition in each of the Department's
25 highway districts, as those districts were organized on January
26 1, 2009, is no more than 5 percentage points below the

1 statewide average percentage in acceptable condition.

2 The State transportation plan shall include criteria by
3 which proposals for capital improvements may be evaluated and
4 prioritized for inclusion in the statewide programs. The
5 criteria shall be designed to advance the goals and objectives
6 established in the State transportation plan. The criteria
7 shall include but not be limited to the following categories:

8 (1) objective transportation criteria such as system
9 maintenance, efficiency, safety, and intermodal
10 connectivity;

11 (2) economic development criteria such as job creation
12 and retention, inclusion of transit oriented development,
13 and cost effectiveness;

14 (3) environmental criteria such as reduced emissions;

15 (4) population affected by the project; and

16 (5) financial criteria such as life-cycle cost, return
17 on investment, effect on household housing and
18 transportation costs, and effective leveraging of private
19 capital.

20 The State transportation plan shall include a description
21 of the measurement system and process developed by the
22 Department to prioritize proposals for inclusion in the
23 statewide program pursuant to subsection (c) of Section
24 2705-220.

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

1 ~~Annual and 5 year, or longer, project programs for each~~
2 ~~State system in this Section shall be published and furnished~~
3 ~~the General Assembly on the first Wednesday in April of each~~
4 ~~year.~~

5 ~~Identified needs included in the project programs shall be~~
6 ~~listed and mapped in a distinctive fashion to clearly identify~~
7 ~~the priority status of the projects: (1) projects to be~~
8 ~~committed for execution; (2) tentative projects that are~~
9 ~~dependent upon funding or other constraints; and (3) needed~~
10 ~~projects that are not programmed due to lack of funding or~~
11 ~~other constraints.~~

12 ~~All projects shall be related to the priority systems of~~
13 ~~the master plan, and the priority criteria identified. Cost and~~
14 ~~estimated completion dates shall be included for work required~~
15 ~~to complete a useable segment or component beyond the period of~~
16 ~~the program.~~

17 (b) The Department shall publish and deliver to the
18 Governor and General Assembly by June 30, 2012 and at intervals
19 not to exceed every 5 years a master plan and 5-year program
20 for aeronautics. ~~on the first Wednesday in April of each year a~~
21 ~~5-year, or longer, Highway Improvement Program reporting the~~
22 ~~number of fiscal years each project has been on previous plans~~
23 ~~submitted by the Department.~~

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

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

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

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

7 (20 ILCS 2705/2705-201 new)

8 Sec. 2705-201. Regional transportation plans. At intervals
9 not to exceed every 5 years, each MPO shall develop a regional
10 transportation plan. The process established by each MPO for
11 the development of the regional transportation plan and any
12 modifications to it shall provide reasonable opportunities for
13 the involvement of residents, units of local government,
14 business and labor organizations, environmental organizations,
15 transportation and planning agencies, State agencies, private
16 and civic organizations, public and private providers of
17 transportation, and land preservation agencies.

18 The regional transportation plan shall include, but shall
19 not be limited to:

20 (1) Regional goals, objectives, and policies. The
21 regional transportation plan shall demonstrate how the
22 goals, objectives, and policies relate to those within the
23 State transportation plan.

24 (2) A plan for a coordinated and integrated surface
25 transportation system for the region consisting of a

1 multimodal network of facilities and services to be
2 developed over a 20-year period to support efficient
3 movement of people and goods. The transportation system
4 plan shall include statements of minimum levels of service
5 that describe the performance for each mode in order to
6 meet the goals and policies of the plan.

7 (3) Performance standards and measurements regarding
8 the adequacy, efficiency, and coordination of
9 transportation services and the implementation of goals
10 and objectives.

11 (4) Criteria by which proposals for capital
12 improvements will be evaluated for inclusion in the
13 regional programs. Each MPO may adopt the criteria listed
14 in the State transportation plan or may propose alternative
15 criteria. Alternative criteria shall be submitted to the
16 Department and Committee for review and comment. The
17 criteria shall be designed to advance the goals and
18 objectives established in the regional transportation
19 plan.

20 (5) A description of the measurement system and process
21 the MPO will use to prioritize proposals for inclusion in
22 the regional programs.

23 The regional transportation plan shall be submitted to the
24 Department upon completion for incorporation, as much as
25 practicable, in the State transportation plan.

1 (20 ILCS 2705/2705-219 new)

2 Sec. 2705-219. Funding estimates, allocation, and
3 recommendations.

4 (a) Annual funding estimates. The Department, subject to
5 the advice and recommendations of the Committee, shall annually
6 establish a 5-year estimate of all federal and State funds
7 reasonably expected to be available for surface transportation
8 capital programs during each of the following 5 fiscal years.

9 (b) Funding allocation. The Department shall allocate the
10 State and federal funds estimated to be available for surface
11 transportation capital programs in accordance with the annual
12 and multiyear improvement programs prescribed by this Law, as
13 follows:

14 (1) Any State and federal funds designated by law for
15 specific surface transportation purposes or specific
16 geographic areas shall be allocated in accordance with law
17 for those specific purposes or areas.

18 (2) All remaining monies shall be allocated to MPOs and
19 the non-MPO areas of IDOT districts based on criteria in
20 the State transportation plan.

21 (i) Individual MPO share shortfalls and surpluses
22 at the end of each year, if any, shall be carried
23 forward and credited or debited to the following year.
24 The Department shall maintain a long-term balance of
25 such shortfalls and surpluses.

26 (ii) An MPO may request to reserve all or part of

1 its share for a higher cost project or request to
2 advance an amount of the share, in an amount not to
3 exceed 200% of its current share, for a larger project,
4 to be deducted from shares for future programming
5 years.

6 (iii) An MPO or District may pool resources with
7 other MPOs or Districts.

8 (3) The Department, with the advice and recommendation
9 of the Committee, shall for each 5-year program set
10 percentage allocations for each of the criteria in the
11 State Transportation Plan. Funding allocations to MPOs and
12 the non-MPO areas of IDOT districts shall be based upon
13 their percentage share of need as defined by the criteria.

14 (c) Not less often than once every 2 years, the Committee
15 shall review and evaluate the funding allocations and make
16 recommendations for changes to the Department, General
17 Assembly, and the Governor.

18 (d) The Committee shall evaluate available transportation
19 funding sources and make recommendations to the Department,
20 General Assembly, and the Governor regarding the raising of
21 adequate and sustainable revenues for transportation.

22 (20 ILCS 2705/2705-220 new)

23 Sec. 2705-220. Annual and multiyear transportation
24 improvement programs.

25 (a) Preparation guidelines. The Department, with the

1 advice of the Committee, shall develop guidelines for
2 preparation of the regional and statewide programs. The
3 Department shall submit the guidelines to the Committee for a
4 recommendation of approval or revision.

5 (b) Regional annual and multiyear transportation
6 improvement programs. After consultation with the Department,
7 each MPO shall prepare and adopt an annual and 5-year schedule
8 of all regional transportation improvement projects and their
9 anticipated costs. These schedules shall be known as the
10 regional annual and multiyear transportation improvement
11 programs. The regional programs shall be submitted to the
12 Department and the Committee no later than January 15, 2011 and
13 January 15 of every year thereafter.

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

17 (2) Counties, municipalities, mass transit districts,
18 other local governments, the Department, and members of the
19 General Assembly may nominate or recommend the inclusion of
20 projects in the regional programs. The MPOs shall have
21 authority for determining whether any of the project
22 nominations or recommendations are accepted and included
23 in the regional programs adopted and submitted to the
24 Department and Committee pursuant to this Section. 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 adopted regional transportation plan.
3 The regional programs shall demonstrate how projects are
4 consistent with the adopted regional and State
5 transportation 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 (c) Statewide annual and multiyear transportation
12 improvement programs. After consultation with MPOs, the
13 Department shall submit to the Committee for review no later
14 than March 1, 2011 and every year thereafter on March 1, and
15 shall publish and submit to the Governor and General Assembly
16 no later than April 7, 2011 and the first Wednesday of April of
17 every year thereafter, an annual and 5-year schedule of all
18 surface transportation improvement projects and their
19 anticipated costs. These schedules are designated the
20 statewide annual and multiyear transportation improvement
21 programs. The Department shall be responsible for the planning
22 and programming of all areas of the State outside the
23 jurisdiction of an MPO and for projects of interregional or
24 statewide significance.

25 (1) The statewide programs shall include projects and
26 programs proposed to be funded, in whole or in part, by

1 State or federal funds and shall consist of the following:

2 (A) For regions of the State under the jurisdiction
3 of an MPO, the schedule shall be limited to projects
4 that are listed in the regional programs. The
5 Department shall incorporate each regional program
6 prepared by MPOs into the recommended statewide
7 program.

8 (B) For regions of the State outside the
9 jurisdiction of an MPO, the Department shall choose
10 projects for inclusion. The Department, counties,
11 municipalities, mass transit districts, other local
12 governments, MPOs, and members of the General Assembly
13 may nominate or recommend projects for the statewide
14 programs. The Department shall incorporate each
15 regional program prepared by MPOs into the recommended
16 statewide programs.

17 (C) The Department shall choose 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) Projects outside the jurisdiction of an MPO and
25 projects of interregional or statewide significance shall
26 be consistent with the adopted State transportation plan.

1 The Department shall demonstrate how such projects are
2 consistent with the adopted State transportation plan.

3 (3) Projects outside the jurisdiction of an MPO and
4 projects of interregional or statewide significance shall
5 be recommended for inclusion in the statewide programs
6 considering a measurement system and the criteria
7 established by the State transportation plan.

8 (4) The statewide programs shall ensure that the
9 percentage of State-jurisdiction mileage and bridges in
10 acceptable condition is comparable throughout the State
11 and that the percentage of State-jurisdiction miles and
12 bridges in acceptable condition in each of the Department's
13 highway districts, as those districts were organized on
14 January 1, 2009, is no more than 5 percentage points below
15 the statewide average percentage in acceptable condition.
16 The programs shall include the following information
17 statewide and for each district:

18 (A) For roads and bridges under State
19 jurisdiction, the current percentage of miles and
20 bridges in acceptable condition.

21 (B) For roads and bridges under State
22 jurisdiction, the projected percentage of miles and
23 bridges in acceptable condition at the end of the
24 Programs.

25 (5) No later than April 7, 2011 and the first Wednesday
26 of April of every year thereafter, the Committee shall, by

1 resolution, either (i) determine that the statewide
2 programs are consistent with the adopted State
3 transportation plan; or (ii) determine that all or any
4 portions of the statewide programs are not consistent with
5 the adopted State transportation plan, including within
6 the resolution an explanation for any such determination.
7 Individual Committee members may prepare a written
8 statement indicating their disagreement with the
9 resolution adopted by the Committee. The Committee's
10 resolution and any written statements prepared by
11 individual members shall be published and delivered to the
12 General Assembly and the Governor with the statewide
13 programs.

14 (6) Within 30 days after the adoption of the
15 Committee's resolution pursuant to paragraph (5), a MPO may
16 amend its regional program included within the statewide
17 programs for the sole purpose of addressing a Committee
18 determination that the program is not consistent with the
19 adopted State transportation plan. Within 30 days after the
20 adoption of the Committee's resolution pursuant to
21 paragraph (5), the Department may amend any portion of a
22 statewide program prepared by the Department for the sole
23 purpose of addressing a Committee determination that such
24 portion of a program is not consistent with the adopted
25 State transportation plan. Any amendments shall be
26 published and delivered to the Committee, General

1 Assembly, and Governor.

2 (d) Fiscal year 2011 statewide program. After consultation
3 with the MPOs, the Department shall prepare by no later than
4 March 1, 2010 an annual program of surface transportation
5 capital projects and their anticipated costs proposed for
6 funding in whole or in part from appropriations made by the
7 State in fiscal year 2011. The fiscal year 2011 statewide
8 program required by this subsection shall, so much as is
9 practicable, comply with the objectives of this Law. The
10 Committee shall review and provide comments on the fiscal year
11 2011 statewide program by no later than April 7, 2010.

12 (20 ILCS 2705/2705-221 new)

13 Sec. 2705-221. Inclusion in transportation improvement
14 program. The transportation improvement program the Department
15 must develop pursuant to 23 U.S.C. 135 may only include
16 projects that have been prioritized for inclusion in a regional
17 or statewide program by an MPO or the Department pursuant to
18 this Law. It is not the intent of this Section to interfere
19 with administrative changes to the Transportation Improvement
20 Program, but only to ensure that all included projects undergo
21 the process prescribed by this Law.

22 (20 ILCS 2705/2705-222 new)

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

24 (a) The Department and the Committee shall provide timely

1 and clear information and accountability to the public and
2 shall engage the public when making State transportation
3 decisions and recommendations. The Department shall elicit the
4 public's views both with respect to adequate transportation
5 services and appropriate means of minimizing adverse social,
6 economic, environmental, and energy impact of transportation
7 programs. All documents listed in this Law shall be made
8 publicly available for distribution in print and on the
9 Department's website.

10 (b) The Department and the Committee shall provide the
11 opportunity for public comment throughout the State prior to
12 the completion of the statewide transportation plan and the
13 statewide programs. Public comment may be solicited through
14 hearings, focus groups, surveys, and feedback on draft plans
15 and programs.

16 (c) The Department, in consultation with the Committee,
17 shall publish and deliver to the Governor and the General
18 Assembly by November 1 of each year a For the Record report on
19 all modes of transportation that shall include the following:

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

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

25 (3) A summary of the Department's prior-year decisions
26 in allocating transportation capital outlay appropriations

1 and identifying timely and relevant transportation issues
2 facing the State of Illinois.

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

7 (5) An explanation and summary of major policies and
8 decisions adopted by the Department and the recommendation
9 of the Committee during the previously completed State and
10 federal fiscal year, with an explanation of any changes in
11 policy associated with the performance of the Department's
12 duties and responsibilities over the past year.

13 (6) A review of the progress made in achieving the
14 State transportation goals.

15 (7) Statewide and for each district and MPO, the total
16 of program accomplishments in dollars, number of miles,
17 number of bridges, and number of transit projects.

18 (8) Statewide and for each district and MPO, the
19 current percentage of miles and bridges in acceptable
20 condition for roads and bridges under State jurisdiction.

21 (9) A description of remedial actions that will be
22 taken in the next statewide transportation improvement
23 program for raising the percentage of roads or bridges, or
24 both, that are in acceptable condition for any district
25 whose percentage is more than 5 percentage points below the
26 statewide average.

1 (20 ILCS 2705/2705-223 new)

2 Sec. 2705-223. Evaluation.

3 (a) The Committee shall evaluate the effectiveness of the
4 processes and procedures established by this Law to ensure that
5 they contribute to a well-coordinated and cost-effective
6 transportation system. The Committee shall recommend changes
7 as needed to the General Assembly and the Governor.

8 (b) Following publication of the For the Record report
9 required by this Law, the Commission on Government Forecasting
10 and Accountability shall review the documents and certify to
11 the Governor, Senate President, and Speaker of the House
12 whether the requirement is being met that the percentage of
13 State-jurisdiction miles and bridges in acceptable condition
14 in each of the Districts be no lower than 5 percentage points
15 below the statewide average percentage in acceptable
16 condition.

17 (c) Every 2 years, the Auditor General shall review the
18 performance of the Department to assure the Department is
19 meeting the requirements of this Law.

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.".