



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB4489

Introduced 1/17/2024, by Rep. Suzanne M. Ness

SYNOPSIS AS INTRODUCED:

605 ILCS 5/4-220

Amends the Illinois Highway Code. Provides that the Department of Transportation shall establish and solely fund bicycle and pedestrian ways in conjunction with the construction, reconstruction, or other change of any State transportation facility in or within one mile of an urban area (rather than in or within one mile of a municipality with a population of over 1,000 people). Allows a county (in addition to a municipality) to opt out of bicycle and pedestrian way construction by passing a resolution stating that a bicycle or pedestrian way does not fit within its development plan.

LRB103 34755 MXP 64605 b

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 an urban area ~~a municipality~~
13 ~~with a population of over 1,000 people,~~ and subject to the
14 Department's option in subsection (e), the Department shall
15 establish and solely fund bicycle and pedestrian ways in
16 conjunction with the construction, reconstruction, or other
17 change of any State transportation facility except:

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

21 (2) where approved by the Secretary of Transportation
22 based upon documented safety issues, excessive cost, or
23 absence of need; or

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

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

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

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

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