



**House Bill 4590**  
**Transportation Investment & Accountability Act**  
**One page summary**

HB4590 amends the Department of Transportation Law of the Civil Administrative Code of Illinois, by modifying 20 ILCS 2705/05 & 20 and adds new sections (2,176,177,201,219 through 223).

The legislative intent of the bill is to provide greater transparency, full and careful consideration of investments on the merits, and accountability for results that will give the public confidence that tax dollars are being used effectively for transportation projects and that limited funds that are allocated to achieve the best outcomes.

**Synopsis:**

- ✓ Creates the State Transportation Policy Committee.
- ✓ Requires IDOT, with the advice of the Committee, to develop a statewide transportation plan that meets certain requirements.
- ✓ Authorizes IDOT to choose projects and programs for inclusion in the statewide plan.
- ✓ Requires selected programs and projects to be consistent with the statewide plan.
- ✓ Authorizes the Committee to determine by resolution whether selected programs and projects are consistent with the statewide plan.
- ✓ Provides for the amendment of programs that are inconsistent with the statewide plan.
- ✓ Requires IDOT to publish statewide annual and multiyear TIPs by certain dates.
- ✓ Authorizes IDOT to allocate certain funds for surface transportation capital programs in accordance with the annual and multiyear improvement programs.
- ✓ Requires each MPO to prepare and adopt regional annual and multiyear TIPs for submittal to IDOT and the Committee by certain dates.
- ✓ TIPs, IDOT is required to develop under a federal law may include only projects that an MPO or IDOT has prioritized for inclusion in a regional or statewide program.
- ✓ Provides for the public's participation in and the Committee's evaluation of the transportation planning process.
- ✓ Effective immediately.

**Sec. 2705-2 Purpose and scope (new)**

Funding for the State & regional transportation plans, along with the annual and multiyear transportation improvement programs shall be derived from all surface transportation capital moneys appropriated by the State, including but not limited to, appropriations from the Road Fund, the State Construction Account Fund, transportation bonds, and federal funds.

**Sec. 2705-5. Definitions (new)**

Committee	MPO and Downstate MPO
District	Project of interregional or statewide significance
Regional programs	Statewide programs
Surface transportation	Surface transportation capital project

**Sec. 2705-176. Transportation Policy Committee (new)**

Within 30 days, each Committee member shall take and subscribe to the constitutional oath of office. Members will serve without compensation, but will be reimbursed by IDOT for travel and other reasonable expenses. Those initially appointed will begin 60 days after enactment.

13 voting members:

- (6) CMAP appointments and only 3 can be from the CMAP board.
- (3) Downstate MPOs with at least 3/5 concurrence of the chairpersons of the Downstate MPOs.
- (3) Non-MPO areas appointed by the Governor.
- (1) Secretary of IDOT.

8 non-voting members:

- (4) The Speaker and Minority Leader of the House of Representatives and the President and Minority Leader of the Senate or their representatives.
- (3) IDOT Directors of Planning & Programming, Highways along with Public and Intermodal
- (1) Illinois State Toll Highway Authority Chairperson

Term of office:

4 years with the terms of the initial appointed committee members shall expire as follows:

- 12/31/2011; (1) CMAP, (2) Downstate MPOs and (2) Non-MPO areas
- 12/31/2013; (2) CMAP, (1) Downstate MPOs and (1) Non-MPO areas

**2705-177 Committee Meetings & Officers (new)**

The Secretary of IDOT will convene the first meeting within 90 days after enactment. Voting members will elect a chairperson and vice-chairperson to serve for a period of one year. The vice-chairperson will preside in the absence of the chairperson. A majority of voting members of the Committee shall constitute a quorum. The affirmative vote of a majority of the voting members of the Committee shall be required to approve or recommendations to the State transportation plan or statewide program.

IDOT will prepare all plans, reports, and documents needed to enable the Committee review and make recommendations related to the statewide plans and programs and otherwise to fulfill its responsibilities; along with providing necessary expenses including staff assistance and office space. At least three regular meetings held throughout the year affixed by Committee resolution.

### **2705-200 State Transportation Plan (was 2705-49.16)**

1. IDOT will the advice of the Committee will prepare, subject to the review of the Governor, by December 31, 2011 and every 5 years, its State transportation master plan for surface transportation systems.
2. Within 60 days of submission to the Governor and the General Assembly, IDOT will submit the plan to the Committee. The Committee will recommend revisions within 30 days to IDOT. IDOT will either revise the plan to address the recommendations or provide a written explanation to the Committee for not revising the plan. The Committee recommendations will be included in the plan forwarded to the Governor and General Assembly.

The state transportation will:

- set forth goals and objectives, performance measures and criteria that may provide the basis for selecting projects for inclusion in the annual and multiyear TIP,
- set forth goals and objectives, designed to assure the development and maintenance of a comprehensive and balanced statewide transportation system.
- Establish performance measures addressing the adequacy, efficiency, and coordination of transportation services and the implementation of goals and objectives.
- Include criteria by which proposals for capital improvements can be evaluated and prioritized for inclusion in the statewide program. The criteria may include:
  - Objective transportation criteria, such as system maintenance, efficiency, safety and intermodal connectivity
  - Economic criteria, such as job creation and retention, inclusion of transit oriented development and intermodal connectivity.
  - Environmental criteria, such as reduced emissions
  - Population effected by the project, and
  - Financial criteria, such as life-cycle cost, return on investment, effect on transportation costs, and effective leveraging of private capital.
- Include a description of the criteria and performance measures developed by IDOT to prioritize proposals for inclusion in the statewide program.
- Be published by IDOT and delivered to the Governor and the General Assembly by December 31, 2013 and every 5 years a master plan and 5 year program for aeronautics.

### **2705-201 Regional transportation plan (RTP) (new)**

Each MPO shall develop a regional transportation plan that includes:

1. Criteria by which proposals for capital improvements will be evaluated for inclusion in the regional program. Each MPO may adopt the criteria listed in the state transportation plan *or* may propose alternative criteria. Alternative criteria shall be submitted to IDOT and the Committee for review and comment.
2. A description of the measurement system and process the MPO will use to prioritize proposals for inclusion in the regional programs.

The plan shall meet all federal requirements, regulations, and laws pursuant to federally required metropolitan transportation plans. The regional transportation plan shall be submitted to IDOT upon completion of incorporation, *as much as practicable*, in the state transportation plan.

### **2705-219 Program outreach; funding estimates, allocation, and recommendations (new)**

*Program Outreach*

- At least 5 days prior to a public program development meeting, notices will be posted on the IDOT website, with a minimum outreach of all MPOs, mass transit districts, county highway engineers, and all municipalities outside MPO regions with populations greater than 10,000 in the district.
- By September 30, IDOT district offices will hold public program development meetings with all key regional and local agencies and officials to review current annual and multi-year programs to
  - Present projected information on district road and bridge condition

- Solicit input on key highway system improvement and priorities
- By November 30, IDOT districts will deliver a meeting summary analysis and attach all written proposals, recommendations, and comments to the Committee. IDOT will also present the following reports to the Committee:
  1. *Annual funding estimates* – annual 5 year estimates of all federal and state funds reasonably expected for surface transportation capital programs for the following 5 fiscal years.
  2. *System needs estimates* by March 1 with the most current assessments of state highway road and bridge needs for the state and all districts.
  3. *Funding allocation* - IDOT will allocate state and federal funds for transportation capital programs in accordance with the annual and multiyear improvement programs as follows:
    - a. Any state and federal funds designated by law for specific surface transportation purposes or specific geographic areas shall be allocated, in accordance with law, for those specific purposes or areas.
    - b. IDOT, with the advice of the committee may for each 5 year program set percentage allocations for each of the criteria in the state transportation plan. Funding allocations may be based upon their % share of needed as defined by the criteria.

The Committee will review and evaluate funding allocations every two years along with available transportation funding sources. The Committee will make *recommendations* to IDOT, the General Assembly and the Governor on these two fiscal issues.

### **2705-220 Annual and multiyear transportation improvement program (new)**

#### *Statewide annual and multiyear transportation improvement programs*

IDOT will publish and submit to the Governor, General Assembly, and the Committee by April 7, 2011, and the first Wednesday in April afterwards, an annual and 5-year schedule of all surface transportation improvement projects and their anticipated costs. IDOT will be responsible for the planning and programming of its funds for all areas of the State.

1. Statewide programs should include projects and programs proposed to be funded, in whole or in part, by State or federal funds and shall consist of the following.
  - a. IDOT will choose projects for inclusion. Stakeholders may nominate or recommend projects to the statewide program.
  - b. IDOT identifies projects of interregional or statewide significance for inclusion. Stakeholders may nominate or recommend projects of interregional or statewide significance for the statewide programs.
2. IDOT will demonstrate how such projects advance the goals and objectives of the adopted STP.
3. Within 30 days after publication, the Committee will by resolution,
  - a. Determine that the statewide programs are consistent with the adopted STP or,
  - b. Determine that all or any portions of the statewide programs are not consistent with the adopted STP, citing an explanation for any such determination within the resolution.
  - c. Individual Committee members may prepare a written statement regarding their disagreement with the resolution adopted by the full Committee.
  - d. The resolution and any written statements by the Committee will be published and delivered to the General Assembly and Governor with the statewide programs.
4. Within 30 days after adopting the resolution, an MPO may amend its regional program included within the statewide programs for the sole purpose of addressing a Committee's determination that the program is not consistent with the adopted STP.
  - a. IDOT may amend any portion of a statewide program prepared by IDOT for the sole purpose of addressing a Committee determination that such portion of program is not consistent with the adopted STP.
  - b. Any amendments will be published and delivered to the Committee, General Assembly and the Governor.

*Regional annual and multiyear transportation improvement plan*

After consultation with IDOT, each MPO will prepare and adopt an annual and 5 year schedule of all regional transportation improvement plans (RTIP) and their anticipated costs and be submitted no later than August 31, 2011, and August 31<sup>st</sup>, each year thereafter.

- (1) All projects and program within the MPOs jurisdiction proposed to be funded, in whole or in part, by state or federal funds.
- (2) Stakeholders *may nominate or recommend* the inclusion of projects in the RTIP. MPOs will determine whether any of the projects are accepted and included in the RTIP.
- (3) Projects should demonstrated that they consistent with the RTIP and the STIP,
- (4) and prioritized for inclusion in the programs using a measurement system and the criteria.
- (5) IDOT, upon an MPO request will provide assistance in preparing the RTIP.

*Fiscal year 2011 statewide program*

After consultation with the MPOs, IDOT will prepare by April 7, 2011 and the first Wednesday in April thereafter, an annual program of surface transportation capital projects and their anticipated costs proposed for in funding from appropriations made by the state in fiscal year 2010. The Committee will review and provide comments on the fiscal year 2011 statewide program no later 30 days after the annual program publication.

**2705-221 Inclusion of transportation improvement program (TIP) (new)**

The TIP that IDOT must develop may only include projects that have been prioritized for inclusion in a RTIP by an MPO or IDOT. It is not the intent of this section to interfere with the administrative changes to the TIP, but to ensure that all included projects undergo the process established in this legislation.

**2705-222 Public involvement and accountability (new)**

IDOT and the Committee will:

- Provide timely and clear information and accountability to the public and will engage the public when making state transportation decisions. All documents listed in this legislation should be made available for distribution in print and on IDOT's website.
- Provide opportunity for public comment throughout the State prior to the completion of the STIP.
- Deliver to the Governor and General Assembly, by November 1<sup>st</sup> of each year a "For The Record" report on all modes of transportation to include the following:
  1. All the projects accomplished in the previous fiscal year listed by each IDOT district.
  2. The award costs and the beginning dates of each listed project.
  3. A summary of IDOT's prior year decisions in allocating transportation capital outlay appropriations and identifying timely and relevant transportation issues facing the State.
  4. A description of any project receiving an appropriation from the General Assembly that was not included in the statewide program.
  5. An explanation and summary of major policies and decisions adopted by IDOT and recommendations made by the Committee, with an explanation of any changes in policy associated with the performance of IDOT's duties and responsibilities in the past year.
  6. A review of the progress made in achieving the state transportation goals.
  7. The total program accomplishments in dollars, number of miles, bridges and transit projects.
  8. The current percentage of miles and bridges in acceptable condition under state jurisdiction.

**2705-223. Evaluation (new)**

The Committee will evaluate the effectiveness of the processes and procedures to ensure they contribute to a well coordinated and cost-effective transportation system. They will also recommend changes as needed to the General Assembly and the Governor.

Every 2 years, the Auditor General will review IDOTs performance to assure IDOT is meeting their requirements under this legislation.