

SECOND REGULAR SESSION

# HOUSE BILL NO. 2206

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES SUTHERLAND (Sponsor), COOPER (120), EL-AMIN, MEINERS, STREAM, THRELKELD, ONDER, HUBBARD, HUNTER AND BAKER (25) (Co-sponsors).

Read 1st time February 19, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4492L.01I

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### AN ACT

To amend chapter 226, RSMo, by adding thereto one new section relating to public roadways.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 226, RSMo, is amended by adding thereto one new section, to be  
2 known as section 226.222, to read as follows:

**226.222. 1. The department of transportation's plans, programs, and projects shall  
2 provide full consideration for the safety and contiguous routes for bicyclists, pedestrians,  
3 disabled persons, and transit users of all ages and abilities. Bicycle ways and pedestrian  
4 ways shall be given full consideration in the planning and development of transportation  
5 facilities by the department of transportation, including the incorporation of such ways  
6 into state plans and programs.**

**7 2. Out of the funds received by the department of transportation from the state  
8 road fund under section 226.220, for any road construction, reconstruction, relocation, or  
9 improvement project, reasonable amounts shall be expended to provide appropriate  
10 accommodations for bicyclists, pedestrians, disabled persons, transit users, and other users  
11 of the public roadways, in addition to operators of motor vehicles, except:**

**12 (1) Where sparsity of population or other facts indicate an absence of any need for  
13 such accommodations;**

**14 (2) Where the cost of establishing such accommodations would be excessively  
15 disproportionate to the need or probable use;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 16           **(3) Where bicycling is not permitted, bicycle accommodations are not required;**  
17           **(4) Where walking is not permitted, pedestrian accommodations are not required.**  
18  
19   **Exceptions shall be documented and approved by the director of the department of**  
20   **transportation.**  
21           **3. As used in this section, "appropriate accommodations" include but are not**  
22   **limited to pedestrian ways, bicycle ways, shoulders suitable for use by bicyclists, lane**  
23   **striping, "share the road" signage, crosswalks, pedestrian control signals, curb cuts, and**  
24   **ramps.**  
25           **4. As use in this section, "bicycle way" means a publically owned and maintained**  
26   **bicycle lane, shared-use lane, shoulder, or way designed and designated for bicycle travel.**  
27   **A bicycle way may be designated for the exclusive use of bicycles or may be shared with**  
28   **other transportation modes.**  
29           **5. As used in subdivision (2) of subsection 2 of this section, "excessively**  
30   **disproportionate" is defined as exceeding twenty-five percent of the cost of the total**  
31   **project.**  
32           **6. The department shall establish planning, design, construction, maintenance, and**  
33   **operations standards for appropriate accommodations for bicyclists, pedestrians, disabled**  
34   **persons, and transit users. The department shall establish appropriate training programs**  
35   **for staff to implement these standards.**  
36           **7. Beginning August 28, 2008, the provisions of this section shall apply to planning**  
37   **and training purposes only. Beginning August 28, 2009, the provisions of this section shall**  
38   **apply to construction projects.**

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