

(ii) Secure any necessary right-of-way that may be needed beyond the right-of-way already owned by the State.

(5) ~~After~~ (1) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AFTER sidewalks AND BICYCLE PATHWAYS are constructed under this section, they shall be maintained and repaired by ~~the~~ political subdivision in which they are located~~}; THE STATE HIGHWAY ADMINISTRATION.~~

(II) SUBJECT TO APPROVAL AND THE AVAILABILITY OF FUNDS, THE ADMINISTRATION PROMPTLY SHALL REIMBURSE A POLITICAL SUBDIVISION FOR THE PREAPPROVED AND DOCUMENTED COSTS INCURRED IN RECONSTRUCTING A SEGMENT OF A SIDEWALK OR BICYCLE PATHWAY THAT HAS DETERIORATED TO THE EXTENT THAT REPAIR IS NOT PRACTICAL OR DESIRABLE FOR PUBLIC SAFETY.

(6) (I) For Fiscal Years 1996, 1997, and 1998 THROUGH 2001, the State's share of the cost of sidewalk construction and reconstruction projects under this section may not exceed \$2 million per fiscal year.

(II) FOR PURPOSES OF THIS PARAGRAPH, "STATE'S SHARE" MEANS SPECIAL FUNDS FROM THE TRANSPORTATION TRUST FUND.

(d) The Administration may not construct any project that will result in the severance or destruction of an existing major route for pedestrian transportation traffic, unless the project provides for construction of a reasonable alternative route or such a route already exists.

(e) The Administration shall develop guidelines jointly with local governments to carry out the provisions of this section.

(F) ~~THE STATE HIGHWAY ADMINISTRATION SHALL MAINTAIN AND REPAIR ALL FACILITIES FOR NIGHTTIME ILLUMINATION THAT:~~

(1) ARE CONSTRUCTED BY THE ADMINISTRATION FOR THE SAFE CONDUCT OF VEHICULAR TRAFFIC; AND

(2) EXIST ADJACENT TO URBAN HIGHWAYS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved May 22, 1997.