



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5255

by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-604

from Ch. 95 1/2, par. 11-604

Amends the Illinois Vehicle Code. Provides that municipalities with a population of less than 20,000 are exempt from requiring an engineering study to be conducted to reduce the maximum speed limit at any place or along any part or zone of a county highway whenever the county board determines that the reduction in the maximum speed limit is reasonable and safe.

LRB100 18119 LNS 33314 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 Vehicle Code is amended by changing
5 Section 11-604 as follows:

6 (625 ILCS 5/11-604) (from Ch. 95 1/2, par. 11-604)

7 Sec. 11-604. Alteration of limits by local authorities.

8 (a) Subject to the limitations set forth in this Section,
9 the county board of a county may establish absolute maximum
10 speed limits on all county highways, township roads and
11 district roads as defined in the Illinois Highway Code, except
12 those under the jurisdiction of the Department or of the
13 Illinois State Toll Highway Authority, as described in Sections
14 11-602 and 11-603 of this Chapter; and any park district, city,
15 village, or incorporated town may establish absolute maximum
16 speed limits on all streets which are within its corporate
17 limits and which are not under the jurisdiction of the
18 Department or of such Authority, and for which the county or a
19 highway commissioner of such county does not have maintenance
20 responsibility.

21 (b) Whenever any such park district, city, village, or
22 incorporated town determines, upon the basis of an engineering
23 or traffic investigation concerning a highway or street on

1 which it is authorized by this Section to establish speed
2 limits, that a maximum speed limit prescribed in Section 11-601
3 of this Chapter is greater or less than is reasonable or safe
4 with respect to the conditions found to exist at any place or
5 along any part or zone of such highway or street, the local
6 authority or park district shall determine and declare by
7 ordinance a reasonable and safe absolute maximum speed limit at
8 such place or along such part or zone, which:

9 (1) Decreases the limit within an urban district, but
10 not to less than 20 miles per hour; or

11 (2) Increases the limit within an urban district, but
12 not to more than 55 miles per hour; or

13 (3) Decreases the limit outside of an urban district,
14 but not to less than 35 miles per hour, except as otherwise
15 provided in subparagraph 4 of this paragraph; or

16 (4) Decreases the limit within a residence district,
17 but not to less than 25 miles per hour, except as otherwise
18 provided in subparagraph 1 of this paragraph.

19 The park district, city, village, or incorporated town may
20 make such limit applicable at all times or only during certain
21 specified times. Not more than 6 such alterations shall be made
22 per mile along a highway or street; and the difference in limit
23 between adjacent altered speed zones shall not be more than 10
24 miles per hour.

25 A limit so determined and declared by a park district,
26 city, village, or incorporated town becomes effective, and

1 suspends the application of the limit prescribed in Section
2 11-601 of this Chapter, when appropriate signs giving notice of
3 the limit are erected at the proper place or along the proper
4 part or zone of the highway or street. Electronic
5 speed-detecting devices shall not be used within 500 feet
6 beyond any such sign in the direction of travel; if so used in
7 violation of this Section evidence obtained thereby shall be
8 inadmissible in any prosecution for speeding. However, nothing
9 in this Section prohibits the use of such electronic
10 speed-detecting devices within 500 feet of a sign within a
11 special school speed zone indicating such zone, conforming to
12 the requirements of Section 11-605 of this Act, nor shall
13 evidence obtained thereby be inadmissible in any prosecution
14 for speeding provided the use of such device shall apply only
15 to the enforcement of the speed limit in such special school
16 speed zone.

17 (c) A county engineer or superintendent of highways may
18 submit to the Department for approval, a county policy for
19 establishing altered speed zones on township and county
20 highways based upon engineering and traffic investigations.

21 (d) Whenever the county board of a county determines that a
22 maximum speed limit is greater or less than is reasonable or
23 safe with respect to the conditions found to exist at any place
24 or along any part or zone of the highway or road, the county
25 board shall determine and declare by ordinance a reasonable and
26 safe absolute maximum speed limit at that place or along that

1 part or zone. However, the maximum speed limit shall not exceed
2 55 miles per hour. Except for municipalities with a population
3 of less than 20,000, upon ~~Upon~~ receipt of an engineering study
4 for the part or zone of highway in question from the county
5 engineer, and notwithstanding any other provision of law, the
6 county board of a county may determine and declare by ordinance
7 a reduction in the maximum speed limit at any place or along
8 any part or zone of a county highway whenever the county board,
9 in its sole discretion, determines that the reduction in the
10 maximum speed limit is reasonable and safe. The county board
11 may post signs designating the new speed limit. The limit
12 becomes effective, and suspends the application of the limit
13 prescribed in Section 11-601 of this Chapter, when appropriate
14 signs giving notice of the limit are erected at the proper
15 place or along the proper part of the zone of the highway.
16 Electronic speed-detecting devices shall not be used within 500
17 feet beyond any such sign in the direction of travel; if so
18 used in violation of this Section, evidence obtained thereby
19 shall be inadmissible in any prosecution for speeding. However,
20 nothing in this Section prohibits the use of such electronic
21 speed-detecting devices within 500 feet of a sign within a
22 special school speed zone indicating such zone, conforming to
23 the requirements of Section 11-605 of this Act, nor shall
24 evidence obtained thereby be inadmissible in any prosecution
25 for speeding provided the use of such device shall apply only
26 to the enforcement of the speed limit in such special school

1 speed zone.

2 (Source: P.A. 95-574, eff. 6-1-08; 95-788, eff. 8-7-08.)