



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB4263

by Rep. David Reis

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-601
625 ILCS 5/11-602

from Ch. 95 1/2, par. 11-601
from Ch. 95 1/2, par. 11-602

Amends the Illinois Vehicle Code. Provides that, unless some other speed restriction has been established under the Code, the maximum speed limit outside an urban district for a vehicle of the second division weighing 8,001 pounds or more is 60 (rather than 55) miles per hour. Provides that the Department of Transportation may not alter the speed limits on an access-controlled highway to exceed 60 (rather than 55) miles per hour for vehicles of the second division weighing 8,001 pounds or more. Effective January 1, 2009.

LRB095 15090 DRH 41051 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Sections 11-601 and 11-602 as follows:

6 (625 ILCS 5/11-601) (from Ch. 95 1/2, par. 11-601)

7 Sec. 11-601. General speed restrictions.

8 (a) No vehicle may be driven upon any highway of this State
9 at a speed which is greater than is reasonable and proper with
10 regard to traffic conditions and the use of the highway, or
11 endangers the safety of any person or property. The fact that
12 the speed of a vehicle does not exceed the applicable maximum
13 speed limit does not relieve the driver from the duty to
14 decrease speed when approaching and crossing an intersection,
15 approaching and going around a curve, when approaching a hill
16 crest, when traveling upon any narrow or winding roadway, or
17 when special hazard exists with respect to pedestrians or other
18 traffic or by reason of weather or highway conditions. Speed
19 must be decreased as may be necessary to avoid colliding with
20 any person or vehicle on or entering the highway in compliance
21 with legal requirements and the duty of all persons to use due
22 care.

23 (b) No person may drive a vehicle upon any highway of this

1 State at a speed which is greater than the applicable statutory
2 maximum speed limit established by paragraphs (c), (d), (e),
3 (f) or (g) of this Section, by Section 11-605 or by a
4 regulation or ordinance made under this Chapter.

5 (c) Unless some other speed restriction is established
6 under this Chapter, the maximum speed limit in an urban
7 district for all vehicles is:

- 8 1. 30 miles per hour; and
- 9 2. 15 miles per hour in an alley.

10 (d) Unless some other speed restriction is established
11 under this Chapter, the maximum speed limit outside an urban
12 district for any vehicle of the first division or a second
13 division vehicle designed or used for the carrying of a gross
14 weight of 8,000 pounds or less (including the weight of the
15 vehicle and maximum load) is (1) 65 miles per hour (i) for all
16 highways under the jurisdiction of the Illinois State Toll
17 Highway Authority and (ii) for all or part of highways that are
18 designated by the Department, have at least 4 lanes of traffic,
19 and have a separation between the roadways moving in opposite
20 directions and (2) 55 miles per hour for all other highways,
21 roads, and streets.

22 (e) Unless some lesser speed restriction is established
23 under this Chapter, the maximum speed limit outside an urban
24 district for a second division vehicle designed or used for the
25 carrying of a gross weight of 8,001 pounds or more (including
26 the weight of the vehicle and maximum load) is 60 ~~55~~ miles per

1 hour.

2 (f) Unless some other speed restriction is established
3 under this Chapter, the maximum speed limit outside an urban
4 district for a bus is:

5 1. 65 miles per hour upon any highway which has at
6 least 4 lanes of traffic and of which the roadways for
7 traffic moving in opposite directions are separated by a
8 strip of ground which is not surfaced or suitable for
9 vehicular traffic, except that the maximum speed limit for
10 a bus on all highways, roads, or streets not under the
11 jurisdiction of the Department or the Illinois State Toll
12 Highway Authority is 60 ~~55~~ miles per hour; and

13 2. 55 ~~60~~ miles per hour on any other highway, ~~except~~
14 ~~that the maximum speed limit for a bus on all highways,~~
15 ~~roads, or streets not under the jurisdiction of the~~
16 ~~Department or the Illinois State Toll Highway Authority is~~
17 ~~55 miles per hour.~~

18 (g) Unless some other speed restriction is established
19 under this Chapter, the maximum speed limit outside an urban
20 district for a house car, camper, private living coach,
21 vehicles licensed as recreational vehicles, and any vehicle
22 towing any other vehicle is 60 ~~55~~ miles per hour or the posted
23 speed limit, whichever is less.

24 (Source: P.A. 89-444, eff. 1-25-96; 89-551, eff. 1-1-97.)

25 (625 ILCS 5/11-602) (from Ch. 95 1/2, par. 11-602)

1 Sec. 11-602. Alteration of limits by Department. Whenever
2 the Department determines, upon the basis of an engineering and
3 traffic investigation concerning any highway for which the
4 Department has maintenance responsibility, that a maximum
5 speed limit prescribed in Section 11-601 of this Chapter is
6 greater or less than is reasonable or safe with respect to the
7 conditions found to exist at any intersection or other place on
8 such highway or along any part or zone thereof, the Department
9 shall determine and declare a reasonable and safe absolute
10 maximum speed limit applicable to such intersection or place,
11 or along such part or zone. However, such limit shall not
12 exceed 65 miles per hour, or 60 ~~55~~ miles per hour for a second
13 division vehicle designed or used for the carrying of a gross
14 weight of 8,001 pounds or more (including the weight of the
15 vehicle and maximum load), on a highway or street which is
16 especially designed for through traffic and to, from, or over
17 which owners of or persons having an interest in abutting
18 property or other persons have no right or easement, or only a
19 limited right or easement, of access, crossing, light, air, or
20 view, and shall not exceed 55 miles per hour on any other
21 highway. Where a highway under the Department's jurisdiction is
22 contiguous to school property, the Department may, at the
23 school district's request, set a reduced maximum speed limit
24 for student safety purposes in the portion of the highway that
25 faces the school property and in the portions of the highway
26 that extend one-quarter mile in each direction from the

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

19 (Source: P.A. 93-624, eff. 12-19-03.)

20 Section 99. Effective date. This Act takes effect January
21 1, 2009.