



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1819

Introduced 2/20/2015, by Sen. Pat McGuire

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-301	from Ch. 95 1/2, par. 11-301
625 ILCS 5/11-502	from Ch. 95 1/2, par. 11-502
625 ILCS 5/11-1403.2	from Ch. 95 1/2, par. 11-1403.2
625 ILCS 5/12-209	from Ch. 95 1/2, par. 12-209
625 ILCS 5/12-709	from Ch. 95 1/2, par. 12-709

Amends the Illinois Vehicle Code. Requires the words, "\$250 fine", to be displayed on signs designating the reservation of parking spaces for disabled people. Provides for the transport of previously opened wine bottles within the passenger area of a motor vehicle, as long as the bottle has been resealed in compliance with the Liquor Control Act of 1934. Makes driving a motorcycle, motor driven cycle, or moped, on one wheel, in excess of 26 miles per hour over the speed limit, a petty offense subject to a \$100 fine, in addition to other statutory penalties. Requires vehicle back-up lamps to be mounted on the rear of a vehicle and emit a white light only when the vehicle is in reverse. Requires non-highway vehicles, when operated on a highway, to display a slow-moving vehicle emblem on the rear of the vehicle. Defines "non-highway vehicle".

LRB099 03668 RJF 23679 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 Sections 11-301, 11-502, 11-1403.2, 12-209, and 12-709 as
6 follows:

7 (625 ILCS 5/11-301) (from Ch. 95 1/2, par. 11-301)

8 Sec. 11-301. Department to adopt sign manual.

9 (a) The Department shall adopt a State manual and
10 specifications for a uniform system of traffic-control devices
11 consistent with this Chapter for use upon highways within this
12 State. Such manual shall include the adoption of the R 7-8 sign
13 adopted by the United States Department of Transportation to
14 designate the reservation of parking facilities for a person
15 with disabilities. Non-conforming signs in use prior to January
16 1, 1985 shall not constitute a violation during their useful
17 lives, which shall not be extended by other means than normal
18 maintenance. The manual shall also specify insofar as
19 practicable the minimum warrants justifying the use of the
20 various traffic control devices. Such uniform system shall
21 correlate with and, where not inconsistent with Illinois
22 highway conditions, conform to the system set forth in the most
23 recent edition of the national manual on Uniform Traffic

1 Control Devices for Streets and Highways.

2 (b) Signs adopted by the Department to designate the
3 reservation of parking facilities for a person with
4 disabilities shall also exhibit, in a manner determined by the
5 Department, the words "\$250 ~~\$100~~ Fine".

6 (c) If the amount of a fine is changed, the Department
7 shall change the design of the signs to indicate the current
8 amount of the fine.

9 (Source: P.A. 88-685, eff. 1-24-95; 89-533, eff. 1-1-97.)

10 (625 ILCS 5/11-502) (from Ch. 95 1/2, par. 11-502)

11 Sec. 11-502. Transportation or possession of alcoholic
12 liquor in a motor vehicle.

13 (a) Except as provided in paragraphs ~~paragraph~~ (c) and
14 (d-5), no driver may transport, carry, possess or have any
15 alcoholic liquor within the passenger area of any motor vehicle
16 upon a highway in this State except in the original container
17 and with the seal unbroken.

18 (b) Except as provided in paragraphs ~~paragraph~~ (c) and
19 (d-5), no passenger may carry, possess or have any alcoholic
20 liquor within any passenger area of any motor vehicle upon a
21 highway in this State except in the original container and with
22 the seal unbroken.

23 (c) This Section shall not apply to the passengers in a
24 limousine when it is being used for purposes for which a
25 limousine is ordinarily used, the passengers on a chartered bus

1 when it is being used for purposes for which chartered buses
2 are ordinarily used or on a motor home or mini motor home as
3 defined in Section 1-145.01 of this Code. However, the driver
4 of any such vehicle is prohibited from consuming or having any
5 alcoholic liquor in or about the driver's area. Any evidence of
6 alcoholic consumption by the driver shall be prima facie
7 evidence of such driver's failure to obey this Section. For the
8 purposes of this Section, a limousine is a motor vehicle of the
9 first division with the passenger compartment enclosed by a
10 partition or dividing window used in the for-hire
11 transportation of passengers and operated by an individual in
12 possession of a valid Illinois driver's license of the
13 appropriate classification pursuant to Section 6-104 of this
14 Code.

15 (d) (Blank).

16 (d-5) This Section shall not apply to wine bottles provided
17 they are sealed by a licensed restaurant or winery as described
18 in Section 6-33 of the Liquor Control Act of 1934.
19 Specifically, a partially consumed bottle of wine that is to be
20 removed from the premises shall be securely sealed by the
21 licensee or an agent of the licensee prior to removal from the
22 premises and placed in a transparent one-time use tamper-proof
23 bag. The licensee or agent of the licensee shall provide a
24 dated receipt for the bottle of wine to the patron.

25 (e) Any driver who is convicted of violating subsection (a)
26 of this Section for a second or subsequent time within one year

1 of a similar conviction shall be subject to suspension of
2 driving privileges as provided, in paragraph 23 of subsection
3 (a) of Section 6-206 of this Code.

4 (f) Any driver, who is less than 21 years of age at the
5 date of the offense and who is convicted of violating
6 subsection (a) of this Section or a similar provision of a
7 local ordinance, shall be subject to the loss of driving
8 privileges as provided in paragraph 13 of subsection (a) of
9 Section 6-205 of this Code and paragraph 33 of subsection (a)
10 of Section 6-206 of this Code.

11 (Source: P.A. 94-1047, eff. 1-1-07; 95-847, eff. 8-15-08.)

12 (625 ILCS 5/11-1403.2) (from Ch. 95 1/2, par. 11-1403.2)

13 Sec. 11-1403.2. Operating a motorcycle, motor driven
14 cycle, or moped on one wheel; aggravated operating a
15 motorcycle, motor driven cycle, or moped on one wheel.

16 (a) No person shall operate a motorcycle, motor driven
17 cycle, or moped on one wheel.

18 (b) Aggravated operating a motorcycle, motor driven cycle,
19 or moped on one wheel. A person commits aggravated operating a
20 motorcycle, motor driven cycle, or moped on one wheel when he
21 or she violates subsection (a) of this Section while committing
22 a violation of subsection (b) of Section 11-601 or a violation
23 of Section 11-601.5 of this Code. A violation of this
24 subsection is a petty offense with a minimum fine of \$100,
25 except a second conviction of a violation of this subsection is

1 a Class B misdemeanor and a third or subsequent conviction of a
2 violation of this subsection is a Class A misdemeanor in
3 addition to other statutory penalties.

4 (Source: P.A. 96-554, eff. 1-1-10; 97-743, eff. 1-1-13.)

5 (625 ILCS 5/12-209) (from Ch. 95 1/2, par. 12-209)

6 Sec. 12-209. Additional Lighting Equipment.

7 (a) Any motor vehicle may be equipped with not more than 2
8 side cowl or fender lamps which shall emit an amber or white
9 light without glare.

10 (b) Any motor vehicle may be equipped with not more than
11 one running board courtesy lamp on each side thereof which
12 shall emit a white or amber light without glare.

13 (c) Any motor vehicle may be equipped with one or more
14 back-up lamps which shall be mounted on the rear of the vehicle
15 and emit a white light either separately or in combination with
16 other lamps; but any such back-up lamp or lamps shall not be
17 lighted when the motor vehicle is in forward motion.

18 (Source: P.A. 77-37.)

19 (625 ILCS 5/12-709) (from Ch. 95 1/2, par. 12-709)

20 Sec. 12-709. Slow-moving vehicle emblem.

21 (a) Every animal drawn vehicle, farm tractor, implement of
22 husbandry, ~~and~~ special mobile equipment, and non-highway
23 vehicle, when operated on a highway must display a slow-moving
24 vehicle emblem mounted on the rear except as provided in

1 paragraph (b) of this Section. Special mobile equipment is
2 exempt when operated within the limits of a construction or
3 maintenance project where traffic control devices are used in
4 compliance with the applicable provisions of the manual and
5 specifications adopted under Section 11-301 of the "Illinois
6 Vehicle Code".

7 (b) Every vehicle or unit described in paragraph (a) of
8 this Section when operated in combination on a highway must
9 display a slow-moving vehicle emblem as follows:

10 1. Where the towed unit or any load thereon partially
11 or totally obscures the slow-moving vehicle emblem on the
12 towing unit, the towed unit shall be equipped with a
13 slow-moving vehicle emblem. In such cases the towing unit
14 need not display the emblem.

15 2. Where the slow-moving vehicle emblem on the towing
16 unit is not obscured by the towed unit or its load, then
17 either or both may be equipped with the required emblem but
18 it shall be sufficient if either displays it.

19 3. A registered truck towed behind a farm tractor in
20 conformity with the provisions of Section 11-1418 of the
21 "Illinois Vehicle Code" must display a slow-moving vehicle
22 emblem in the manner provided in paragraph (c) while being
23 towed on a highway if the emblem on the towing vehicle is
24 partially or totally obscured.

25 (c) The slow-moving vehicle emblem required by paragraphs
26 (a) and (b) of this Section must meet or exceed the

1 specifications and mounting requirements established by the
2 Department. Such specifications and mounting requirements
3 shall, on and before August 31, 2004, be based on the
4 specifications adopted by the American Society of Agricultural
5 Engineers and published by that body as ASAE S 276.2 dated
6 March, 1968 or as ASAE S 276.5. On and after September 1, 2004,
7 the specifications and mounting requirements shall be based on
8 the specifications adopted by the American Society of
9 Agricultural Engineers and published by that body as ASAE S
10 276.5 NOV 97. No advertising or other marking shall appear upon
11 the emblem except that specified by the American Society of
12 Agricultural Engineers to identify the standard to which the
13 material complies. Each original package containing a
14 slow-moving vehicle emblem shall display a notice on the
15 outside of the package stating that such emblem shall only be
16 used for the purposes stated in subsections (a) and (b).

17 (d) A slow-moving vehicle emblem is intended as a safety
18 identification device and shall not be displayed on any vehicle
19 nor displayed in any manner other than as described in
20 paragraphs (a), (b) and (c) of this Section. A slow-moving
21 vehicle emblem may not be displayed in public view from a
22 highway on an object other than a vehicle or unit described in
23 subsection (a) of this Section or a vehicle required to display
24 a slow-moving vehicle emblem under subsection (e) of Section
25 11-1426.1 of this Code. A violation of this subsection (d) is a
26 petty offense punishable by a fine of \$75.

1 (e) For the purpose of this Section, "non-highway vehicle"

2 has the meaning as defined in Section 11-1426.1 of this Code.

3 (Source: P.A. 97-958, eff. 8-15-12.)