

HB5298



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5298

by Rep. Dan Brady

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

from Ch. 95 1/2, par. 11-605

Amends the Illinois Vehicle Code. Removes the condition that school zone speed limits only apply during school days when children are present. Effective immediately.

LRB101 17275 HEP 66680 b

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 Section 11-605 as follows:

6 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

7 Sec. 11-605. Special speed limit while passing schools.

8 (a) For the purpose of this Section, "school" means the
9 following entities:

10 (1) A public or private primary or secondary school.

11 (2) A primary or secondary school operated by a
12 religious institution.

13 (3) A public, private, or religious nursery school.

14 ~~No~~ ~~On a school day when school children are present and so~~
15 ~~close thereto that a potential hazard exists because of the~~
16 ~~close proximity of the motorized traffic, no~~ person shall drive
17 a motor vehicle at a speed in excess of 20 miles per hour while
18 passing a school zone or while traveling on a roadway on public
19 school property or upon any public thoroughfare where children
20 pass going to and from school.

21 ~~For the purpose of this Section a school day shall begin at~~
22 ~~seven ante meridian and shall conclude at four post meridian.~~

23 This Section shall not be applicable unless appropriate

1 signs are posted upon streets and highways under their
2 respective jurisdiction and maintained by the Department,
3 township, county, park district, city, village or incorporated
4 town wherein the school zone is located. With regard to the
5 special speed limit while passing schools, such signs shall
6 give proper due warning that a school zone is being approached
7 and shall indicate the school zone and the maximum speed limit
8 in effect ~~during school days when school children are present.~~

9 (b) (Blank).

10 (c) Nothing in this Chapter shall prohibit the use of
11 electronic speed-detecting devices within 500 feet of signs
12 within a special school speed zone indicating such zone, as
13 defined in this Section, nor shall evidence obtained thereby be
14 inadmissible in any prosecution for speeding provided the use
15 of such device shall apply only to the enforcement of the speed
16 limit in such special school speed zone.

17 (d) (Blank).

18 (e) Except as provided in subsection (e-5), a person who
19 violates this Section is guilty of a petty offense. Violations
20 of this Section are punishable with a minimum fine of \$150 for
21 the first violation and a minimum fine of \$300 for the second
22 or subsequent violation.

23 (e-5) A person committing a violation of this Section is
24 guilty of aggravated special speed limit while passing schools
25 when he or she drives a motor vehicle at a speed that is:

26 (1) 26 miles per hour or more but less than 35 miles

1 per hour in excess of the applicable special speed limit
2 established under this Section or a similar provision of a
3 local ordinance and is guilty of a Class B misdemeanor; or

4 (2) 35 miles per hour or more in excess of the
5 applicable special speed limit established under this
6 Section or a similar provision of a local ordinance and is
7 guilty of a Class A misdemeanor.

8 (f) (Blank).

9 (g) (Blank).

10 (h) (Blank).

11 (Source: P.A. 99-212, eff. 1-1-16; 100-987, eff. 7-1-19.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.