

HB3881



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3881

Introduced 2/22/2021, by Rep. Patrick Windhorst

SYNOPSIS AS INTRODUCED:

430 ILCS 30/3

from Ch. 95 1/2, par. 700-3

Amends the Illinois Hazardous Materials Transportation Act. Defines "local road" as any State roadway, except for (i) a highway with 4 or more lanes, or (ii) an interstate highway. Effective immediately.

LRB102 11464 CPF 16798 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Hazardous Materials Transportation
5 Act is amended by changing Section 3 as follows:

6 (430 ILCS 30/3) (from Ch. 95 1/2, par. 700-3)

7 Sec. 3. Unless the context otherwise clearly requires, as
8 used in this Act:

9 "Commerce" means trade, traffic, commerce or
10 transportation within the State;

11 "Department" means the Illinois Department of
12 Transportation;

13 "Discharge" means leakage, seepage, or other release;

14 "Hazardous material" means a substance or material in a
15 quantity and form determined by the United States Department
16 of Transportation to be capable of posing an unreasonable risk
17 to health and safety or property when transported in commerce;

18 "Knowingly" means a person has actual knowledge of the
19 facts giving rise to the violation or a reasonable person
20 acting in the circumstances and exercising due care would have
21 such knowledge;

22 "Law Enforcement Officials" means the Illinois State
23 Police or any duly authorized employees of a local

1 governmental agency who are primarily responsible for
2 prevention or detection of crime and enforcement of the
3 criminal code and the highway and traffic laws of this State or
4 any political subdivision of such State;

5 "Local road" means any State roadway except for (i) a
6 highway with 4 or more lanes, or (ii) an interstate highway.

7 "Person" means any natural person or individual,
8 governmental body, firm, association, partnership,
9 copartnership, joint venture, company, corporation, joint
10 stock company, trust, estate or any other legal entity or
11 their legal representative, agent or assigns;

12 "Transports" or "transportation" means any movement of
13 property over the highway and any loading, unloading or
14 storage incidental to such movement.

15 (Source: P.A. 90-263, eff. 7-30-97.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.