

1 AN ACT in relation to vehicles.

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 11-301 and adding Sections 11-1301.10 and 11-1301.11 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 and the sign adopted by the Secretary of
16 State to designate the reservation of parking facilities for an
17 expectant mother. Non-conforming signs in use prior to January
18 1, 1985 shall not constitute a violation during their useful
19 lives, which shall not be extended by other means than normal
20 maintenance. The manual shall also specify insofar as
21 practicable the minimum warrants justifying the use of the
22 various traffic control devices. Such uniform system shall
23 correlate with and, where not inconsistent with Illinois
24 highway conditions, conform to the system set forth in the most
25 recent edition of the national manual on Uniform Traffic
26 Control Devices for Streets and Highways.

27 (b) Signs adopted by the Department to designate the
28 reservation of parking facilities for a person with
29 disabilities or an expectant mother shall also exhibit, in a
30 manner determined by the Department, the words "\$100 Fine".

31 (c) If the amount of a fine is changed, the Department
32 shall change the design of the signs to indicate the current

1 amount of the fine.

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

3 (625 ILCS 5/11-1301.10 new)

4 Sec. 11-1301.10. Special device for expectant mother
5 parking.

6 (a) The Secretary of State shall provide for, by
7 administrative rules, the design, size, color, and placement of
8 an expectant mother motorist device and shall provide for, by
9 administrative rules, the content and form of an application
10 for an expectant mother motorist device, which must be used by
11 local authorities in the issuance of the device to an expectant
12 mother, provided that the device is valid for no more than 90
13 days, subject to renewal for like periods based upon continued
14 pregnancy, and further provided that the device clearly sets
15 forth the date that the device expires. The application must
16 include the requirement of an Illinois Identification Card
17 number or a State of Illinois driver's license number. This
18 device is the property of the expectant mother and may be used
19 by her to designate and identify a vehicle not owned by her to
20 designate when the vehicle is being used to transport the
21 expectant mother. Expectant mother devices issued and
22 displayed under this Section must be recognized and honored by
23 all local authorities, regardless of which local authority
24 issued the device.

25 The device may be issued only upon a showing by adequate
26 documentation that the person for whose benefit the device is
27 to be used is an expectant mother whose mobility has been
28 limited by her condition.

29 (b) The local governing authorities are responsible for the
30 provision of the device, its issuance, and its designated
31 placement within the vehicle. The cost of the device is at the
32 discretion of the local governing authority.

33 (c) The Secretary of State may issue an expectant mother
34 parking device to an expectant mother whose mobility has been
35 limited by her condition. Any expectant mother parking device

1 issued by the Secretary of State must be registered to the
2 expectant mother in the form to be prescribed by the Secretary
3 of State. The expectant mother parking device may not display
4 the person's address. One additional device may be issued to an
5 applicant upon her written request and with the approval of the
6 Secretary of State. The written request must include a
7 justification of the need for the additional device.

8 (d) Replacement devices may be issued for lost, stolen, or
9 destroyed devices, upon application and payment of a \$10 fee.

10 (e) This Section does not require any parking lot to
11 provide parking spaces reserved for expectant mothers.

12 (625 ILCS 5/11-1301.11 new)

13 Sec. 11-1301.11. Unauthorized use of parking places
14 reserved for expectant mothers.

15 (a) A person may not park any motor vehicle not properly
16 displaying an expectant mother parking device, in any parking
17 place, including any private or public offstreet parking
18 facility, specifically reserved, by the posting of an official
19 sign as designated under Section 11-301, for motor vehicles
20 displaying the parking device. When using the parking
21 privileges for an expectant mother, the parking device must be
22 displayed properly in the vehicle where it is clearly visible
23 to law enforcement personnel, either hanging from the rearview
24 mirror or placed on the dashboard of the vehicle in clear view.
25 An individual with a vehicle properly displaying an expectant
26 mother parking device issued to an expectant mother under
27 Section 11-1301.10 is in violation of this Section if the
28 person is not the authorized holder of an expectant mother
29 parking device and is not transporting the authorized holder of
30 an expectant mother parking device to or from the parking
31 location and the person uses the expectant mother parking
32 device to exercise any privileges granted through expectant
33 mother parking devices under this Code. Any motor vehicle
34 properly displaying an expectant mother parking device issued
35 to expectant mothers by any local authority, state, district,

1 territory, or foreign country shall be recognized by State and
2 local authorities as a device and receive the same parking
3 privileges as residents of this State.

4 (b) Any person or local authority owning or operating any
5 public or private offstreet parking facility may, after
6 notifying the police or sheriff's department, remove or cause
7 to be removed to the nearest garage or other place of safety
8 any vehicle parked within a stall or space reserved for use by
9 an expectant mother which does not display an expectant mother
10 parking device as required under this Section.

11 (c) Any person found guilty of violating this Section shall
12 be fined \$100 in addition to any costs or charges connected
13 with the removal or storage of any motor vehicle authorized
14 under this Section; but municipalities by ordinance may impose
15 a fine up to \$200 and shall display signs indicating the fine
16 imposed. If the amount of the fine is subsequently changed, the
17 municipality shall change the sign to indicate the current
18 amount of the fine. It shall not be a defense to a charge under
19 this Section that the sign posted pursuant to this Section does
20 not comply with the technical requirements of Section 11-301,
21 Department regulations, or local ordinance if a reasonable
22 person would be made aware by the sign or notice on or near the
23 parking place that the place is reserved for an expectant
24 mother.

25 (d) Local authorities shall impose fines as established in
26 subsection (c) for violations of this Section.

27 (e) As used in this Section, "authorized holder" means an
28 individual issued an expectant mother parking device under
29 Section 11-1301.10 of this Code.