

HB1581



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB1581

by Rep. Daniel V. Beiser

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1432 new
725 ILCS 5/108-1

from Ch. 38, par. 108-1

Amends the Illinois Vehicle Code. Creates a new violation for drivers that operate a motor vehicles while holding an animal in their lap. Makes violating this Section a petty offense with a fine not to exceed \$25. Prevents law enforcement officers from stopping or searching vehicles for violations or suspected violations of this Section.

LRB098 05513 MLW 35548 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 adding
5 Section 11-1432 as follows:

6 (625 ILCS 5/11-1432 new)

7 Sec. 11-1432. Animals in driver's lap.

8 (a) A driver may not hold an animal in his or her lap while
9 operating a motor vehicle.

10 (b) A person who violates this Section is guilty of a petty
11 offense and subject to a fine not to exceed \$25.

12 (c) A law enforcement officer may not stop or search a
13 motor vehicle, its contents, the driver, or a passenger solely
14 because of a violation or suspected violation of this Section.

15 Section 10. The Code of Criminal Procedure of 1963 is
16 amended by changing Section 108-1 as follows:

17 (725 ILCS 5/108-1) (from Ch. 38, par. 108-1)

18 Sec. 108-1. Search without warrant.

19 (1) When a lawful arrest is effected a peace officer may
20 reasonably search the person arrested and the area within such
21 person's immediate presence for the purpose of:

- 1 (a) protecting the officer from attack; or
2 (b) preventing the person from escaping; or
3 (c) discovering the fruits of the crime; or
4 (d) discovering any instruments, articles, or things
5 which may have been used in the commission of, or which may
6 constitute evidence of, an offense.

7 (2) (Blank).

8 (3) A law enforcement officer may not search or inspect a
9 motor vehicle, its contents, the driver, or a passenger solely
10 because of a violation of Section 12-603.1 of the Illinois
11 Vehicle Code.

12 (4) A law enforcement officer may not stop or search a
13 motor vehicle, its contents, the driver, or a passenger solely
14 because of a violation or suspected violation of Section
15 11-1432 of the Illinois Vehicle Code.

16 (Source: P.A. 93-99, eff. 7-3-03.)