



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB5520

by Rep. Robert W. Pritchard

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

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

Amends the Illinois Vehicle Code. Provides a definition of school zone for the purpose of establishing speed limits within school zones. Provides that a school zone shall, at a minimum, encompass any public right-of-way situated immediately adjacent to school property, including any stretch of highway within 100 feet of an entrance to school property. Provides that the Department of Transportation may adopt a more expansive definition of school zone by rule.

LRB098 17836 MLW 52960 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 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 "School zone" means any public right-of-way situated  
15 immediately adjacent to school property, including but not  
16 limited to any stretch of highway within 100 feet of an  
17 entrance to school property. The Department may adopt a  
18 definition by rule that expands upon this definition, but may  
19 not adopt a definition by rule less encompassing than this  
20 definition.

21 On a school day when school children are present and so  
22 close thereto that a potential hazard exists because of the  
23 close proximity of the motorized traffic, no person shall drive

1 a motor vehicle at a speed in excess of 20 miles per hour while  
2 passing a school zone or while traveling on a roadway on public  
3 school property or upon any public thoroughfare where children  
4 pass going to and from school.

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

7 This Section shall not be applicable unless appropriate  
8 signs are posted upon streets and highways under their  
9 respective jurisdiction and maintained by the Department,  
10 township, county, park district, city, village or incorporated  
11 town wherein the school zone is located. With regard to the  
12 special speed limit while passing schools, such signs shall  
13 give proper due warning that a school zone is being approached  
14 and shall indicate the school zone and the maximum speed limit  
15 in effect during school days when school children are present.

16 (b) (Blank).

17 (c) Nothing in this Chapter shall prohibit the use of  
18 electronic speed-detecting devices within 500 feet of signs  
19 within a special school speed zone indicating such zone, as  
20 defined in this Section, nor shall evidence obtained thereby be  
21 inadmissible in any prosecution for speeding provided the use  
22 of such device shall apply only to the enforcement of the speed  
23 limit in such special school speed zone.

24 (d) (Blank).

25 (e) A first violation of this Section is a petty offense  
26 with a minimum fine of \$150. A second or subsequent violation

1 of this Section is a petty offense with a minimum fine of \$300.

2 (f) When a fine for a violation of subsection (a) is \$150  
3 or greater, the person who violates subsection (a) shall be  
4 charged an additional \$50 to be paid to the unit school  
5 district where the violation occurred for school safety  
6 purposes. If the violation occurred in a dual school district,  
7 \$25 of the surcharge shall be paid to the elementary school  
8 district for school safety purposes and \$25 of the surcharge  
9 shall be paid to the high school district for school safety  
10 purposes. Notwithstanding any other provision of law, the  
11 entire \$50 surcharge shall be paid to the appropriate school  
12 district or districts.

13 For purposes of this subsection (f), "school safety  
14 purposes" includes the costs associated with school zone safety  
15 education, the Safe Routes to School Program under Section  
16 2705-317 of the Department of Transportation Law of the Civil  
17 Administrative Code of Illinois, safety programs within the  
18 School Safety and Educational Improvement Block Grant Program  
19 under Section 2-3.51.5 of the School Code, and the purchase,  
20 installation, and maintenance of caution lights which are  
21 mounted on school speed zone signs.

22 (g) (Blank).

23 (h) (Blank).

24 (Source: P.A. 96-52, eff. 7-23-09.)