

# SB3177



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB3177

Introduced 2/19/2016, by Sen. Pat McGuire

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-701

from Ch. 95 1/2, par. 11-701

625 ILCS 5/11-907.5 new

Amends the Illinois Vehicle Code. Provides that a driver of a vehicle approaching a disabled vehicle on a highway of at least 4 lanes, of which at least 2 are proceeding in the same direction, shall, proceeding with due caution, make a lane change into a lane not adjacent to the disabled vehicle or, if changing lanes would be impossible or unsafe, reduce the speed of the vehicle and maintain a safe speed for the road conditions. Provides that a violation of this provision shall be a business offense punishable by a \$100 fine.

LRB099 19607 AXK 44002 b

FISCAL NOTE ACT  
MAY APPLY

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 11-701 and adding Section 11-907.5 as follows:

6 (625 ILCS 5/11-701) (from Ch. 95 1/2, par. 11-701)

7 Sec. 11-701. Drive on right side of roadway - Exceptions.

8 (a) Upon all roadways of sufficient width a vehicle shall  
9 be driven upon the right half of the roadway, except as  
10 follows:

11 1. When overtaking and passing another vehicle  
12 proceeding in the same direction under the rules governing  
13 such movements;

14 2. When an obstruction exists making it necessary to  
15 drive to the left of the center of the roadway; provided,  
16 any person so doing shall yield the right-of-way to all  
17 vehicles traveling in the proper direction upon the  
18 unobstructed portion of the roadway within such distance as  
19 to constitute an immediate hazard;

20 3. Upon a roadway divided into 3 marked lanes for  
21 traffic under the rules applicable thereon;

22 4. Upon a roadway restricted to one way traffic;

23 5. Whenever there is a single track paved road on one

1 side of the public highway and 2 vehicles meet thereon, the  
2 driver on whose right is the wider shoulder shall give the  
3 right-of-way on such pavement to the other vehicle.

4 (b) Upon a 2 lane roadway, providing for 2-way movement of  
5 traffic, a vehicle shall be driven in the right-hand lane  
6 available for traffic, or as close as practicable to the right  
7 hand curb or edge of the roadway, except when overtaking and  
8 passing another vehicle proceeding in the same direction or  
9 when preparing for a left turn at an intersection or into a  
10 private road or driveway.

11 (c) Upon any roadway having 4 or more lanes for moving  
12 traffic and providing for 2-way movement of traffic, no vehicle  
13 shall be driven to the left of the center line of the roadway,  
14 except when authorized by official traffic-control devices  
15 designating certain lanes to the left side of the center of the  
16 roadway for use by traffic not otherwise permitted to use such  
17 lanes, or except as permitted under Subsection (a) 2. However,  
18 this Subsection shall not be construed as prohibiting the  
19 crossing of the center line in making a left turn into or from  
20 an alley, private road or driveway.

21 (d) Upon an Interstate highway or fully access controlled  
22 freeway, a vehicle may not be driven in the left lane, except  
23 when overtaking and passing another vehicle.

24 (e) Subsection (d) of this Section does not apply:

25 (1) when no other vehicle is directly behind the  
26 vehicle in the left lane;

1 (2) when traffic conditions and congestion make it  
2 impractical to drive in the right lane;

3 (3) when snow and other inclement weather conditions  
4 make it necessary to drive in the left lane;

5 (4) when obstructions or hazards exist in the right  
6 lane;

7 (5) when a vehicle changes lanes to comply with  
8 Sections 11-907, 11-907.5, and 11-908 of this Code;

9 (6) when, because of highway design, a vehicle must be  
10 driven in the left lane when preparing to exit;

11 (7) on toll highways when necessary to use I-Pass, and  
12 on toll and other highways when driving in the left lane is  
13 required to comply with an official traffic control device;  
14 or

15 (8) to law enforcement vehicles, ambulances, and other  
16 emergency vehicles engaged in official duties and vehicles  
17 engaged in highway maintenance and construction  
18 operations.

19 (Source: P.A. 93-447, eff. 1-1-04.)

20 (625 ILCS 5/11-907.5 new)

21 Sec. 11-907.5. Approaching disabled vehicles.

22 (a) Upon approaching a disabled vehicle on a highway having  
23 at least 4 lanes, of which at least 2 are proceeding in the  
24 same direction, a driver of a vehicle shall:

25 (1) proceeding with due caution, make a lane change

1       into a lane not adjacent to that disabled vehicle, if  
2       possible with due regard to safety and traffic conditions;  
3       or  
4       (2) proceeding with due caution, reduce the speed of  
5       the vehicle, maintaining a safe speed for road conditions,  
6       if changing lanes would be impossible or unsafe.  
7       (b) A person who violates subsection (a) of this Section  
8       commits a business offense punishable by a \$100 fine.