

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 15-316 as follows:

6 (625 ILCS 5/15-316) (from Ch. 95 1/2, par. 15-316)

7 Sec. 15-316. When the Department or local authority may
8 restrict right to use highways.

9 (a) Except as provided in subsection (g), local authorities
10 with respect to highways under their jurisdiction may by
11 ordinance or resolution prohibit the operation of vehicles upon
12 any such highway or impose restrictions as to the weight of
13 vehicles to be operated upon any such highway, for a total
14 period of not to exceed 90 days, measured in either consecutive
15 or nonconsecutive days at the discretion of local authorities,
16 in any one calendar year, whenever any said highway by reason
17 of deterioration, rain, snow, or other climate conditions will
18 be seriously damaged or destroyed unless the use of vehicles
19 thereon is prohibited or the permissible weights thereof
20 reduced.

21 (b) The local authority enacting any such ordinance or
22 resolution shall erect or cause to be erected and maintained
23 signs designating the provision of the ordinance or resolution

1 at each end of that portion of any highway affected thereby,
2 and the ordinance or resolution shall not be effective unless
3 and until such signs are erected and maintained.

4 (c) Local authorities with respect to highways under their
5 jurisdiction may also, by ordinance or resolution, prohibit the
6 operation of trucks or other commercial vehicles, or may impose
7 limitations as the weight thereof, on designated highways,
8 which prohibitions and limitations shall be designated by
9 appropriate signs placed on such highways.

10 (c-1) (Blank).

11 (c-3) A local authority may not, by ordinance or
12 resolution, restrict the operation of trucks or other
13 commercial vehicles to the farthest right-hand lane or the
14 farthest left-hand lane of a highway in an urban district that
15 has been divided into 2 or more lanes proceeding in the same
16 direction.

17 (c-5) Highway commissioners, with respect to roads under
18 their authority, may not permanently post a road or portion
19 thereof at a reduced weight limit unless the decision to do so
20 is made in accordance with Section 6-201.22 of the Illinois
21 Highway Code.

22 (d) The Department shall likewise have authority as
23 hereinbefore granted to local authorities to determine by
24 resolution and to impose restrictions as to the weight of
25 vehicles operated upon any highway under the jurisdiction of
26 said department, and such restrictions shall be effective when

1 signs giving notice thereof are erected upon the highway or
2 portion of any highway affected by such resolution.

3 (d-1) (Blank).

4 (d-2) (Blank).

5 (e) When any vehicle is operated in violation of this
6 Section, the owner or driver of the vehicle shall be deemed
7 guilty of a violation and either the owner or the driver of the
8 vehicle may be prosecuted for the violation. Any person, firm,
9 or corporation convicted of violating this Section shall be
10 fined \$50 for any weight exceeding the posted limit up to the
11 axle or gross weight limit allowed a vehicle as provided for in
12 subsections (a) or (b) of Section 15-111 and \$75 per every 500
13 pounds or fraction thereof for any weight exceeding that which
14 is provided for in subsections (a) or (b) of Section 15-111.

15 (f) A municipality is authorized to enforce a county weight
16 limit ordinance applying to county highways within its
17 corporate limits and is entitled to the proceeds of any fines
18 collected from the enforcement.

19 (g) An ordinance or resolution enacted by a county or
20 township pursuant to subsection (a) of this Section shall not
21 apply to cargo tank vehicles with two or three permanent axles
22 when delivering propane for emergency heating purposes if the
23 cargo tank is loaded at no more than 50 percent capacity, the
24 gross vehicle weight of the vehicle does not exceed 32,000
25 pounds, and the driver of the cargo tank vehicle notifies the
26 appropriate agency or agencies with jurisdiction over the

1 highway before driving the vehicle on the highway pursuant to
2 this subsection. The cargo tank vehicle must have an operating
3 gauge on the cargo tank which indicates the amount of propane
4 as a percent of capacity of the cargo tank. The cargo tank must
5 have the capacity displayed on the cargo tank, or documentation
6 of the capacity of the cargo tank must be available in the
7 vehicle. For the purposes of this subsection, propane weighs
8 4.2 pounds per gallon. This subsection does not apply to
9 municipalities. Nothing in this subsection shall allow cargo
10 tank vehicles to cross bridges with posted weight restrictions
11 if the vehicle exceeds the posted weight limit.

12 (Source: P.A. 99-168, eff. 1-1-16; 99-237, eff. 1-1-16; 99-642,
13 eff. 7-28-16.)