

# SB2303



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB2303

Introduced 11/12/2019, by Sen. Dale Fowler

#### SYNOPSIS AS INTRODUCED:

430 ILCS 30/3

from Ch. 95 1/2, par. 700-3

625 ILCS 5/1-162.3

Amends the Illinois Hazardous Materials Transportation Act. Defines "Local Road" as any roadway, except for (i) a highway with 3 or more lanes, or (ii) an interstate highway. Amends the Illinois Vehicle Code. Adds recreational off-highway vehicles, all-terrain vehicles, watercraft, and aircraft to the definition of a "police vehicle". Effective immediately.

LRB101 15194 TAE 64351 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Hazardous Materials Transportation  
5 Act is amended by changing Section 3 as follows:

6 (430 ILCS 30/3) (from Ch. 95 1/2, par. 700-3)

7 Sec. 3. Unless the context otherwise clearly requires, as  
8 used in this Act:

9 "Commerce" means trade, traffic, commerce or  
10 transportation within the State;

11 "Department" means the Illinois Department of  
12 Transportation;

13 "Discharge" means leakage, seepage, or other release;

14 "Hazardous material" means a substance or material in a  
15 quantity and form determined by the United States Department of  
16 Transportation to be capable of posing an unreasonable risk to  
17 health and safety or property when transported in commerce;

18 "Knowingly" means a person has actual knowledge of the  
19 facts giving rise to the violation or a reasonable person  
20 acting in the circumstances and exercising due care would have  
21 such knowledge;

22 "Law Enforcement Officials" means the Illinois State  
23 Police or any duly authorized employees of a local governmental

1 agency who are primarily responsible for prevention or  
2 detection of crime and enforcement of the criminal code and the  
3 highway and traffic laws of this State or any political  
4 subdivision of such State;

5 "Local Road" means any roadway except for: (i) a highway  
6 with 3 or more lanes, or (ii) an interstate highway.

7 "Person" means any natural person or individual,  
8 governmental body, firm, association, partnership,  
9 copartnership, joint venture, company, corporation, joint  
10 stock company, trust, estate or any other legal entity or their  
11 legal representative, agent or assigns;

12 "Transports" or "transportation" means any movement of  
13 property over the highway and any loading, unloading or storage  
14 incidental to such movement.

15 (Source: P.A. 90-263, eff. 7-30-97.)

16 Section 10. The Illinois Vehicle Code is amended by  
17 changing Section 1-162.3 as follows:

18 (625 ILCS 5/1-162.3)

19 Sec. 1-162.3. Police vehicle. Any vehicle, recreational  
20 off-highway vehicle, all-terrain vehicle, watercraft,  
21 aircraft, bicycle, or electric personal assistive mobility  
22 device that is designated or authorized by proper local  
23 authorities for police use.

24 (Source: P.A. 95-28, eff. 8-7-07.)

1           Section 99. Effective date. This Act takes effect upon  
2           becoming law.