

# HB5466



## 101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5466

by Rep. Tim Butler

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-704

from Ch. 95 1/2, par. 11-704

Amends the Illinois Vehicle Code. Deletes language allowing the driver of a vehicle with 3 or more wheels to overtake and pass upon the right of another vehicle upon a roadway with unobstructed pavement of sufficient width for 2 or more lines of vehicles moving lawfully in the directing being traveled by the overtaking vehicle. Effective January 1, 2021.

LRB101 18344 LNS 67791 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 changing  
5 Section 11-704 as follows:

6 (625 ILCS 5/11-704) (from Ch. 95 1/2, par. 11-704)

7 Sec. 11-704. When overtaking on the right is permitted.

8 (a) The driver of a vehicle with 3 or more wheels may  
9 overtake and pass upon the right of another vehicle only under  
10 the following conditions:

11 1. When the vehicle overtaken is making or about to  
12 make a left turn. ~~†~~

13 2. (Blank). ~~Upon a roadway with unobstructed pavement~~  
14 ~~of sufficient width for two or more lines of vehicles~~  
15 ~~moving lawfully in the direction being traveled by the~~  
16 ~~overtaking vehicle.~~

17 3. Upon a one-way street, or upon any roadway on which  
18 traffic is restricted to one direction of movement, where  
19 the roadway is free from obstructions and of sufficient  
20 width for 2 or more lines of moving vehicles.

21 (b) The driver of a 2 wheeled vehicle may not pass upon the  
22 right of any other vehicle proceeding in the same direction  
23 unless the unobstructed pavement to the right of the vehicle

1 being passed is of a width of not less than 8 feet. This  
2 subsection does not apply to devices propelled by human power.

3 (c) The driver of a vehicle may overtake and pass another  
4 vehicle upon the right only under conditions permitting such  
5 movement in safety. Such movement shall not be made by driving  
6 off the roadway.

7 (Source: P.A. 98-485, eff. 1-1-14.)

8 Section 99. Effective date. This Act takes effect January  
9 1, 2021.