

HB0343



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0343

Introduced 1/29/2021, by Rep. Mark Batinick

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

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

Amends the Illinois Vehicle Code. Provides that for the purpose of the Section concerning special speed limits while passing schools, a school day begins at 6:30 a.m. (instead of 7 a.m.). Includes a statement of legislative intent. Effective immediately.

LRB102 04377 HEP 14395 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 1. Legislative purpose. The purpose of this Act is
5 to promote the health and safety of children, parents, and
6 school transportation personnel. The periods in which a
7 special speed limit in a school zone is in effect should be
8 synchronized with the actual schedules of schools in this
9 State, including schools in which the schedule demands that
10 children arrive in school before 7 a.m.

11 Section 5. The Illinois Vehicle Code is amended by
12 changing Section 11-605 as follows:

13 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

14 Sec. 11-605. Special speed limit while passing schools.

15 (a) For the purpose of this Section, "school" means the
16 following entities:

17 (1) A public or private primary or secondary school.

18 (2) A primary or secondary school operated by a
19 religious institution.

20 (3) A public, private, or religious nursery school.

21 On a school day when school children are present and so
22 close thereto that a potential hazard exists because of the

1 close proximity of the motorized traffic, no person shall
2 drive a motor vehicle at a speed in excess of 20 miles per hour
3 while passing a school zone or while traveling on a roadway on
4 public school property or upon any public thoroughfare where
5 children pass going to and from school.

6 For the purpose of this Section, a school day begins ~~shall~~
7 ~~begin~~ at 6:30 a.m. ~~seven ante meridian~~ and concludes ~~shall~~
8 ~~conclude~~ at 4 p.m. ~~four post meridian~~.

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

18 (b) (Blank).

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

26 (d) (Blank).

1 (e) Except as provided in subsection (e-5), a person who
2 violates this Section is guilty of a petty offense. Violations
3 of this Section are punishable with a minimum fine of \$150 for
4 the first violation and a minimum fine of \$300 for the second
5 or subsequent violation.

6 (e-5) A person committing a violation of this Section is
7 guilty of aggravated special speed limit while passing schools
8 when he or she drives a motor vehicle at a speed that is:

9 (1) 26 miles per hour or more but less than 35 miles
10 per hour in excess of the applicable special speed limit
11 established under this Section or a similar provision of a
12 local ordinance and is guilty of a Class B misdemeanor; or

13 (2) 35 miles per hour or more in excess of the
14 applicable special speed limit established under this
15 Section or a similar provision of a local ordinance and is
16 guilty of a Class A misdemeanor.

17 (f) (Blank).

18 (g) (Blank).

19 (h) (Blank).

20 (Source: P.A. 99-212, eff. 1-1-16; 100-987, eff. 7-1-19.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.