

HB3861



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3861

Introduced 2/22/2021, by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

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

Amends the Illinois Vehicle Code. Deletes language providing that the school zone speed limit applies only when when school children are present and so close thereto that a potential hazard exists because of the close proximity of the motorized traffic. Changes the time at which a school day ends from 4:00 p.m. to 5:00 p.m.

LRB102 11474 RAM 16808 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
5 changing Section 11-605 as follows:

6 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

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

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

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

11 (2) A primary or secondary school operated by a
12 religious institution.

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

14 On a school day ~~when school children are present and so~~
15 ~~close thereto that a potential hazard exists because of the~~
16 ~~close proximity of the motorized traffic,~~ no person shall
17 drive a motor vehicle at a speed in excess of 20 miles per hour
18 while passing a school zone or while traveling on a roadway on
19 public school property or upon any public thoroughfare where
20 children pass going to and from school.

21 For the purpose of this Section a school day shall begin at
22 7:00 a.m. ~~seven ante meridian~~ and shall conclude at 5:00 p.m.
23 ~~four post meridian.~~

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

10 (b) (Blank).

11 (c) Nothing in this Chapter shall prohibit the use of
12 electronic speed-detecting devices within 500 feet of signs
13 within a special school speed zone indicating such zone, as
14 defined in this Section, nor shall evidence obtained thereby
15 be inadmissible in any prosecution for speeding provided the
16 use of such device shall apply only to the enforcement of the
17 speed limit in such special school speed zone.

18 (d) (Blank).

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

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

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

5 (2) 35 miles per hour or more in excess of the
6 applicable special speed limit established under this
7 Section or a similar provision of a local ordinance and is
8 guilty of a Class A misdemeanor.

9 (f) (Blank).

10 (g) (Blank).

11 (h) (Blank).

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