



Sen. Susan Garrett

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09300HB0728sam002

LRB093 05831 DRH 49911 a

1 AMENDMENT TO HOUSE BILL 728

2 AMENDMENT NO. _____. Amend House Bill 728 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by adding
5 Section 12-602.1 as follows:

6 (625 ILCS 5/12-602.1 new)

7 Sec. 12-602.1. Excessive engine braking noise.

8 (a) The driver of a commercial vehicle, as defined in
9 Section 1-111.8 of this Code, may not operate or actuate any
10 engine braking system that emits excessive noise.

11 (b) This Section applies only on highways where appropriate
12 signs prohibiting that operation have been erected. The sign
13 shall state, "EXCESSIVE ENGINE BRAKING NOISE PROHIBITED".

14 (c) The Department of Transportation shall adopt rules
15 providing for the erection and placement of these signs.

16 (d) This Section does not apply to the use of an engine
17 braking system that has an adequate sound muffling system in
18 proper working order that prevents excessive noise.

19 (e) It is a defense to this Section that the driver used an
20 engine braking system that emits excessive noise in an
21 emergency to avoid a collision with a person or another vehicle
22 on the highway."