



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4080

Introduced 1/15/2004, by Elaine Nekritz, Julie Hamos, Ricca Slone, Elizabeth Coulson, Karen May, et al.

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1502

from Ch. 95 1/2, par. 11-1502

Amends the Illinois Vehicle Code. Provides that a person riding a bicycle is an intended and permitted user of any highway in Illinois except for a highway on which bicycle use has been specifically prohibited by law and the prohibition is indicated by appropriate signage. Provides that the new language does not create liability for any public entity for the failure to remedy any surface condition of a public right-of-way that is hazardous to a person riding a bicycle if that surface condition is not hazardous to a motor vehicle. Provides that, except as expressly provided by law, the new language does not impose an obligation to further improve existing public rights-of-way, or to maintain them to a higher standard, for use by bicycles.

LRB093 15270 DRH 40871 b

1 AN ACT in relation to vehicles.

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 11-1502 as follows:

6 (625 ILCS 5/11-1502) (from Ch. 95 1/2, par. 11-1502)

7 Sec. 11-1502. (a) Traffic laws apply to persons riding
8 bicycles. Every person riding a bicycle upon a highway shall be
9 granted all of the rights and shall be subject to all of the
10 duties applicable to the driver of a vehicle by this Code,
11 except as to special regulations in this Article XV and except
12 as to those provisions of this Code which by their nature can
13 have no application.

14 (b) A person riding a bicycle is an intended and permitted
15 user of any highway in Illinois except for a highway on which
16 bicycle use has been specifically prohibited by law and the
17 prohibition is indicated by appropriate signage. This
18 subsection (b) does not create liability for any public entity
19 for the failure to remedy any surface condition of a public
20 right-of-way that is hazardous to a person riding a bicycle if
21 that surface condition is not hazardous to a motor vehicle.
22 Except as expressly provided by law, this subsection (b) does
23 not impose an obligation to upgrade, widen, or reengineer
24 existing public rights-of-way for use by bicyclists and does
25 not impose an obligation to maintain streets and highways to a
26 higher standard for bicyclists.

27 (Source: P.A. 82-132.)