



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/09/04, by Robert F. Flider

SYNOPSIS AS INTRODUCED:

625 ILCS 5/15-316

from Ch. 95 1/2, par. 15-316

Amends the Illinois Vehicle Code. Provides that, during the period beginning on August 15 and ending on December 15 of any year, a vehicle or combination of vehicles whose gross weight does not exceed 80,000 pounds and that does not exceed existing length and width limits may use highways under the jurisdiction of local authorities to transport agricultural products from the field to grain bins or a grain elevator or from grain bins to a grain elevator. Requires the motor vehicle or combination of motor vehicles to use the most direct route available to reach its destination. Provides that the exemption does not apply to weight limits imposed for bridges, or to vehicles operated on interstate highways, and does not provide a waiver of a manufacturer's recommendations for the safe operation of equipment.

LRB093 14519 DRH 47292 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 changing
5 Section 15-316 as follows:

6 (625 ILCS 5/15-316) (from Ch. 95 1/2, par. 15-316)

7 Sec. 15-316. When the Department or local authority may
8 restrict right to use highways.

9 (a) Local authorities with respect to highways under their
10 jurisdiction may by ordinance or resolution prohibit the
11 operation of vehicles upon any such highway or impose
12 restrictions as to the weight of vehicles to be operated upon
13 any such highway, for a total period of not to exceed 90 days
14 in any one calendar year, whenever any said highway by reason
15 of deterioration, rain, snow, or other climate conditions will
16 be seriously damaged or destroyed unless the use of vehicles
17 thereon is prohibited or the permissible weights thereof
18 reduced.

19 (b) The local authority enacting any such ordinance or
20 resolution shall erect or cause to be erected and maintained
21 signs designating the provision of the ordinance or resolution
22 at each end of that portion of any highway affected thereby,
23 and the ordinance or resolution shall not be effective unless
24 and until such signs are erected and maintained.

25 (c) Local authorities with respect to highways under their
26 jurisdiction may also, by ordinance or resolution, prohibit the
27 operation of trucks or other commercial vehicles, or may impose
28 limitations as to the weight thereof, on designated highways,
29 which prohibitions and limitations shall be designated by
30 appropriate signs placed on such highways.

31 (c-1) (Blank).

32 (d) The Department shall likewise have authority as

1 hereinbefore granted to local authorities to determine by
2 resolution and to impose restrictions as to the weight of
3 vehicles operated upon any highway under the jurisdiction of
4 said department, and such restrictions shall be effective when
5 signs giving notice thereof are erected upon the highway or
6 portion of any highway affected by such resolution.

7 (d-1) (Blank).

8 (d-2) (Blank).

9 (d-3) During the period beginning August 15 and ending
10 December 15 of any year, a motor vehicle or combination of
11 motor vehicles with a gross weight not exceeding 80,000 pounds
12 and up to 65 feet in overall length and 102 inches in width
13 hauling agricultural products may use highways under the
14 jurisdiction of local authorities to transport those
15 agricultural products from the field to grain bins or a grain
16 elevator or from grain bins to a grain elevator, provided the
17 motor vehicle or combination of motor vehicles uses the most
18 direct route available to reach its destination. The exemption
19 provided by this subsection (d-3) does not apply to weight
20 limits imposed for bridges, or to vehicles operated on
21 interstate highways. This subsection (d-3) does not provide a
22 waiver of a manufacturer's recommendations for the safe
23 operation of equipment.

24 (e) When any vehicle is operated in violation of this
25 Section, the owner or driver of the vehicle shall be deemed
26 guilty of a violation and either the owner or the driver of the
27 vehicle may be prosecuted for the violation. Any person, firm,
28 or corporation convicted of violating this Section shall be
29 fined \$50 for any weight exceeding the posted limit up to the
30 axle or gross weight limit allowed a vehicle as provided for in
31 subsections (a) or (b) of Section 15-111 and \$75 per every 500
32 pounds or fraction thereof for any weight exceeding that which
33 is provided for in subsections (a) or (b) of Section 15-111.

34 (f) A municipality is authorized to enforce a county weight
35 limit ordinance applying to county highways within its
36 corporate limits and is entitled to the proceeds of any fines

1 collected from the enforcement.

2 (Source: P.A. 92-417, eff. 1-1-02; 93-177, eff. 7-11-03.)