



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB0329

Introduced 1/21/2005, by Rep. JoAnn D. Osmond

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1427.5 new
625 ILCS 40/5-3

from Ch. 95 1/2, par. 605-3

Amends the Illinois Vehicle Code and the Snowmobile Registration and Safety Act. Provides that a person under the age of 18 may not operate or ride as a passenger on an all-terrain vehicle or snowmobile unless he or she is wearing a protective helmet.

LRB094 06798 DRH 36900 b

1 AN ACT in relation to 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 adding
5 Section 11-1427.5 as follows:

6 (625 ILCS 5/11-1427.5 new)

7 Sec. 11-1427.5. All-terrain vehicles; persons under the
8 age of 18. A person under the age of 18 years may not operate or
9 ride as a passenger on an all-terrain vehicle unless he or she
10 is wearing a protective helmet.

11 Section 10. The Snowmobile Registration and Safety Act is
12 amended by changing Section 5-3 as follows:

13 (625 ILCS 40/5-3) (from Ch. 95 1/2, par. 605-3)

14 Sec. 5-3. Youthful operators and passengers ~~Operators~~.

15 A. No person under 10 years of age may operate a
16 snowmobile, other than machines designed for use by small
17 children primarily as a toy and used only on private property
18 and not on any public use trail.

19 B. Persons at least 10 and less than 12 years of age may
20 operate a snowmobile only if they are either accompanied on the
21 snowmobile by a parent or guardian or a person at least 18
22 years of age designated by a parent or guardian.

23 C. Persons at least 12 and less than 16 years of age may
24 operate a snowmobile only if they are either accompanied on the
25 snowmobile by a parent or guardian or a person at least 16
26 years of age designated by a parent or guardian, or such
27 operator is in possession of a certificate issued by the
28 Department authorizing the holder to operate snowmobiles.

29 C-1. A person under the age of 18 years may not operate or
30 ride as a passenger on a snowmobile unless he or she is wearing

1 a protective helmet.

2 D. Any person who operates a snowmobile on a highway as
3 provided in Section 5-2 shall (1) possess a valid motor vehicle
4 driver's license; or (2) possess a safety certificate as
5 provided for in this Section. Any such person less than 16
6 years of age shall also be under the immediate supervision of a
7 parent or guardian or a person at least 18 years of age
8 designated by the parent or guardian.

9 E. Violations of this Section done with the knowledge of a
10 parent or guardian shall be deemed a violation by the parent or
11 guardian and punishable under Article X of this Act.

12 F. The department shall establish a program of instruction
13 on snowmobile laws, regulations, safety and related subjects.
14 It is unlawful for any person under 16 years of age to operate
15 a snowmobile on a public highway in this State. The program
16 shall be conducted by instructors certified by the department.
17 The department may procure liability insurance coverage for
18 certified instructors for work within the scope of their duties
19 under this section. Persons satisfactorily completing this
20 program shall receive certification from the department. The
21 department may charge each person who enrolls in the course an
22 instruction fee of \$2.50. If a fee is authorized by the
23 department, the department shall authorize instructors
24 conducting such courses meeting standards established by it to
25 retain \$1 of the fee to defray expenses incurred locally to
26 operate the program. The remaining \$1.50 of the fee shall be
27 retained by the department to defray a part of its expenses
28 incurred to operate the safety and accident reporting program.
29 A person over the age of 12 years but under the age of 16 years
30 who holds a valid certificate issued by another state or
31 province of the Dominion of Canada need not obtain a
32 certificate from the department if the course content of the
33 program in such other state or province substantially meets
34 that established by the department under this section. A
35 certificate issued by the Department, or by another State or a
36 province of the Dominion of Canada, shall not constitute a

1 valid motor vehicle operator's license for the purpose of this
2 Section.

3 (Source: P.A. 92-174, eff. 7-26-01.)