

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 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 signs.

8 (a) A county or municipality may post signs that prohibit  
9 the driver of a commercial vehicle, as defined in Section  
10 1-111.8 of this Code, from operating or actuating any engine  
11 braking system that emits excessive noise.

12 (b) The sign shall state, "EXCESSIVE ENGINE BRAKING NOISE  
13 PROHIBITED". The Department of Transportation shall adopt  
14 rules providing for the erection and placement of these signs.

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

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

22 (e) A violation of this Section is an equipment violation  
23 punishable by a fine of \$75.