



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB5006

by Rep. Mike Boland

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1426.1

Amends the Illinois Vehicle Code. Permits the operation of a neighborhood vehicle on streets where the posted speed limit is 35 miles per hour or less, subject to specified requirements, but allows a municipality, township, county, or other unit of local government to impose any additional restrictions on the operation of neighborhood vehicles on roadways under its jurisdiction that the unit of local government deems appropriate for the public safety. Makes other changes.

LRB095 17760 LCT 43836 b

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 changing
5 Section 11-1426.1 as follows:

6 (625 ILCS 5/11-1426.1)

7 Sec. 11-1426.1. Operation of neighborhood vehicles on
8 streets, roads, and highways.

9 (a) As used in this Section, "neighborhood vehicle" means a
10 self-propelled, electronically powered four-wheeled motor
11 vehicle (or a self-propelled, gasoline-powered four-wheeled
12 motor vehicle with an engine displacement under 1,200 cubic
13 centimeters) which is capable of attaining in one mile a speed
14 of more than 20 miles per hour, but not more than 25 miles per
15 hour, and which conforms to federal regulations under Title 49
16 C.F.R. Part 571.500.

17 (b) Except as otherwise provided in this Section, ~~a it is~~
18 ~~unlawful for any person to drive or operate a neighborhood~~
19 ~~vehicle upon any street, highway, or roadway in this State. If~~
20 ~~the operation of a neighborhood vehicle is authorized under~~
21 ~~subsection (d), the~~ neighborhood vehicle may be operated only
22 on streets where the posted speed limit is 35 miles per hour or
23 less. This subsection (b) does not prohibit a neighborhood

1 vehicle from crossing a road or street at an intersection where
2 the road or street has a posted speed limit of more than 35
3 miles per hour.

4 (b-5) A person may not operate a neighborhood vehicle upon
5 any street, highway, or roadway in this State unless he or she
6 has a valid Illinois driver's license issued in his or her name
7 by the Secretary of State.

8 (c) Except as otherwise provided in subsection (c-5), no
9 person operating a neighborhood vehicle shall make a direct
10 crossing upon or across any highway under the jurisdiction of
11 the State, tollroad, interstate highway, or controlled access
12 highway in this State.

13 (c-5) A person may make a direct crossing at an
14 intersection controlled by a traffic light or 4-way stop sign
15 upon or across a highway under the jurisdiction of the State if
16 the speed limit on the highway is 35 miles per hour or less at
17 the place of crossing.

18 (d) A municipality, township, county, or other unit of
19 local government may impose ~~authorize~~, by ordinance or
20 resolution, any additional restrictions on the operation of
21 neighborhood vehicles on roadways under its jurisdiction that
22 ~~if~~ the unit of local government deems appropriate for
23 ~~determines that~~ the public safety ~~will not be jeopardized. The~~
24 ~~Department may authorize the operation of neighborhood~~
25 ~~vehicles on the roadways under its jurisdiction if the~~
26 ~~Department determines that the public safety will not be~~

1 jeopardized.

2 ~~Before permitting the operation of neighborhood vehicles~~
3 ~~on its roadways, a municipality, township, county, other unit~~
4 ~~of local government, or the Department must consider the~~
5 ~~volume, speed, and character of traffic on the roadway and~~
6 ~~determine whether neighborhood vehicles may safely travel on or~~
7 ~~cross the roadway. Upon determining that neighborhood vehicles~~
8 ~~may safely operate on a roadway and the adoption of an~~
9 ~~ordinance or resolution by a municipality, township, county, or~~
10 ~~other unit of local government, or authorization by the~~
11 ~~Department, appropriate signs shall be posted.~~

12 If a roadway is under the jurisdiction of more than one
13 unit of government, neighborhood vehicles may not be operated
14 on the roadway if that operation would violate an ordinance or
15 resolution of either ~~unless each~~ unit of government ~~agrees and~~
16 ~~takes action as provided in this subsection.~~

17 (e) No neighborhood vehicle may be operated on a roadway
18 unless, at a minimum, it has the following: brakes, a steering
19 apparatus, tires, a rearview mirror, red reflectorized warning
20 devices in the front and rear, a slow moving emblem (as
21 required of other vehicles in Section 12-709 of this Code) on
22 the rear of the neighborhood vehicle, a headlight that emits a
23 white light visible from a distance of 500 feet to the front, a
24 tail lamp that emits a red light visible from at least 100 feet
25 from the rear, brake lights, and turn signals. When operated on
26 a roadway, a neighborhood vehicle shall have its headlight and

1 tail lamps lighted as required by Section 12-201 of this Code.

2 (f) A person who drives or is in actual physical control of
3 a neighborhood vehicle on a roadway while under the influence
4 is subject to Sections 11-500 through 11-502 of this Code.

5 (Source: P.A. 94-298, eff. 1-1-06; 95-150, 8-14-07; 95-414,
6 eff. 8-24-07; 95-575, eff. 8-31-07; revised 11-19-07.)