



Local Government Committee

Filed: 3/12/2008

09500HB5006ham001

LRB095 17760 WGH 48235 a

1 AMENDMENT TO HOUSE BILL 5006

2 AMENDMENT NO. _____. Amend House Bill 5006 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing 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.

1 (b) Except as otherwise provided in this Section, it is
2 unlawful for any person to drive or operate a neighborhood
3 vehicle upon any street, highway, or roadway in this State. If
4 the operation of a neighborhood vehicle is authorized under
5 subsection (d), the neighborhood vehicle may be operated only
6 on streets where the posted speed limit is 35 miles per hour or
7 less. This subsection (b) does not prohibit a neighborhood
8 vehicle from crossing a highway, road, or street at an
9 intersection where the highway, road, or street has a posted
10 speed limit of more than 35 miles per hour.

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

15 (c) ~~No Except as otherwise provided in subsection (c-5), no~~
16 ~~person operating a neighborhood vehicle shall make a direct~~
17 ~~crossing upon or across any highway under the jurisdiction of~~
18 ~~the State, tollroad or interstate highway, or controlled~~
19 ~~access highway in this State.~~

20 (c-5) (Blank) ~~A person may make a direct crossing at an~~
21 ~~intersection controlled by a traffic light or 4-way stop sign~~
22 ~~upon or across a highway under the jurisdiction of the State if~~
23 ~~the speed limit on the highway is 35 miles per hour or less at~~
24 ~~the place of crossing.~~

25 (d) A municipality, township, county, or other unit of
26 local government may authorize, by ordinance or resolution, the

1 operation of neighborhood vehicles on roadways under its
2 jurisdiction if the unit of local government determines that
3 the public safety will not be jeopardized. The Department may
4 authorize the operation of neighborhood vehicles on the
5 roadways under its jurisdiction if the Department determines
6 that the public safety will not be jeopardized.

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

17 If a roadway is under the jurisdiction of more than one
18 unit of government, neighborhood vehicles may not be operated
19 on the roadway unless each unit of government agrees and takes
20 action as provided in this subsection.

21 (e) No neighborhood vehicle may be operated on a roadway
22 unless, at a minimum, it has the following: brakes, a steering
23 apparatus, tires, a rearview mirror, red reflectorized warning
24 devices in the front and rear, a slow moving emblem (as
25 required of other vehicles in Section 12-709 of this Code) on
26 the rear of the neighborhood vehicle, a headlight that emits a

1 white light visible from a distance of 500 feet to the front, a
2 tail lamp that emits a red light visible from at least 100 feet
3 from the rear, brake lights, and turn signals. When operated on
4 a roadway, a neighborhood vehicle shall have its headlight and
5 tail lamps lighted as required by Section 12-201 of this Code.

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

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