



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB1325

Introduced 2/18/2009, by Rep. Mike Boland

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1426.1

Amends the Illinois Vehicle Code. Makes a Section regarding the operation of neighborhood vehicles on streets, highways, and roadways refer uniformly to "street, highway, or roadway", and adds language prohibiting a person operating a neighborhood vehicle from making a direct crossing upon or across a freeway.

LRB096 06840 AJT 16926 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, and roadways.

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, 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, highways, or roadways where the posted speed limit
23 is 35 miles per hour or less. This subsection (b) does not

1 prohibit a neighborhood vehicle from crossing a ~~road or~~ street,
2 highway, or roadway at an intersection where the ~~road or~~
3 street, highway, or roadway has a posted speed limit of more
4 than 35 miles per hour.

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

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

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

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

1 safety will not be jeopardized.

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

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

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

1 visible from at least 100 feet from the rear, brake lights, and
2 turn signals. When operated on a street, highway, or roadway, a
3 neighborhood vehicle shall have its headlight and tail lamps
4 lighted as required by Section 12-201 of this Code.

5 (f) A person who drives or is in actual physical control of
6 a neighborhood vehicle on a street, highway, or roadway while
7 under the influence is subject to Sections 11-500 through
8 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; 95-876, eff. 8-21-08.)