



Sen. John M. Sullivan

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1 AMENDMENT TO SENATE BILL 1644

2 AMENDMENT NO. _____. Amend Senate Bill 1644 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Sections 1-190.05, 3-401, 3-815, 3-818, 12-202,
6 15-101, 15-111, 15-112, 15-113, 15-301, and 15-307 and by
7 adding Section 1-105.4 as follows:

8 (625 ILCS 5/1-105.4 new)

9 Sec. 1-105.4. Auxiliary power unit, or APU. Small engines
10 used on commercial trucks to provide power for auxiliary loads,
11 such as heating, air conditioning, and lighting in sleeper
12 berths, which allows the operator to shut off the main engine
13 while resting. Auxiliary power units may also be referred to as
14 idle reduction units.

15 (625 ILCS 5/1-190.05)

1 Sec. 1-190.05. Special hauling vehicle. A vehicle or
2 combination of vehicles transporting asphalt or concrete in the
3 plastic state or a vehicle or combination of vehicles that is
4 subject to the weight limitations in subsection ~~subsections~~ (a)
5 ~~and (b)~~ of Section 15-111 for which the owner of the vehicle or
6 combination of vehicles has elected to pay, in addition to the
7 registration fees stated in subsection (a) or (c) of Section
8 3-815 or Section 3-818, \$100 to the Secretary of State for each
9 registration year.

10 (Source: P.A. 90-89, eff. 1-1-98.)

11 (625 ILCS 5/3-401) (from Ch. 95 1/2, par. 3-401)

12 Sec. 3-401. Effect of provisions.

13 (a) It shall be unlawful for any person to violate any
14 provision of this Chapter or to drive or move or for an owner
15 knowingly to permit to be driven or moved upon any highway any
16 vehicle of a type required to be registered hereunder which is
17 not registered or for which the appropriate fee has not been
18 paid when and as required hereunder, except that when
19 application accompanied by proper fee has been made for
20 registration of a vehicle it may be operated temporarily
21 pending complete registration upon displaying a duplicate
22 application duly verified or other evidence of such application
23 or otherwise under rules and regulations promulgated by the
24 Secretary of State.

25 (b) The appropriate fees required to be paid under the

1 various provisions of this Act for registration of vehicles
2 shall mean the fee or fees which would have been paid
3 initially, if proper and timely application had been made to
4 the Secretary of State for the appropriate registration
5 required, whether such registration be a flat weight
6 registration, a single trip permit, a reciprocity permit or a
7 supplemental application to an original prorated application
8 together with payment of fees due under the supplemental
9 application for prorated decals.

10 (c) Effective October 1, 1984, no vehicle required to pay a
11 Federal Highway Users Tax shall be registered unless proof of
12 payment, in a form prescribed and approved by the Secretary of
13 State, is submitted with the appropriate registration.
14 Notwithstanding any other provision of this Code, failure of
15 the applicant to comply with this paragraph shall be deemed
16 grounds for the Secretary to refuse registration.

17 (c-1) A vehicle may not be registered by the Secretary of
18 State unless that vehicle:

19 (1) was originally manufactured for operation on
20 highways;

21 (2) is a modification of a vehicle that was originally
22 manufactured for operation on highways; or

23 (3) was assembled from component parts designed for use
24 in vehicles to be operated on highways.

25 (d) Second division vehicles.

26 (1) A vehicle of the second division moved or operated

1 within this State shall have had paid for it the
2 appropriate registration fees and flat weight tax, as
3 evidenced by the Illinois registration issued for that
4 vehicle, for the gross weight of the vehicle and load being
5 operated or moved within this State. Second division
6 vehicles of foreign jurisdictions operated within this
7 State under a single trip permit, fleet reciprocity plan,
8 prorate registration plan, or apportioned registration
9 plan, instead of second division vehicle registration
10 under Article VIII of this Chapter, must have had paid for
11 it the appropriate registration fees and flat weight tax in
12 the base jurisdiction of that vehicle, as evidenced by the
13 maximum gross weight shown on the foreign registration
14 cards, plus any appropriate fees required under this Code.

15 (2) If a vehicle and load are operated in this State
16 and the appropriate fees and taxes have not been paid or
17 the vehicle and load exceed the registered gross weight for
18 which the required fees and taxes have been paid by 2001
19 pounds or more, the operator or owner shall be fined as
20 provided in Section 15-113 of this Code. However, an owner
21 or operator shall not be subject to arrest under this
22 subsection for any weight in excess of 80,000 pounds.
23 Further, ~~for any unregistered vehicle or vehicle~~
24 ~~displaying expired registration,~~ no fine shall exceed the
25 actual cost of what the appropriate registration for that
26 vehicle and load should have been as established in

1 subsection (a) of Section 3-815 of this Chapter regardless
2 of the route traveled. For purposes of this paragraph (2),
3 "appropriate registration" means the full annual cost of
4 the required registration and its associated fees.

5 (3) Any person operating a legal combination of
6 vehicles displaying valid registration shall not be
7 considered in violation of the registration provision of
8 this subsection unless the total gross weight of the
9 combination exceeds the total licensed weight of the
10 vehicles in the combination. The gross weight of a vehicle
11 exempt from the registration requirements of this Chapter
12 shall not be included when determining the total gross
13 weight of vehicles in combination.

14 (4) If the defendant claims that he or she had
15 previously paid the appropriate Illinois registration fees
16 and taxes for this vehicle before the alleged violation,
17 the defendant shall have the burden of proving the
18 existence of the payment by competent evidence. Proof of
19 proper Illinois registration issued by the Secretary of
20 State, or the appropriate registration authority from the
21 foreign state, shall be the only competent evidence of
22 payment.

23 (Source: P.A. 94-239, eff. 1-1-06.)

24 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

25 Sec. 3-815. Flat weight tax; vehicles of the second

1 division.

2 (a) Except as provided in Section 3-806.3, every owner of a
 3 vehicle of the second division registered under Section 3-813,
 4 and not registered under the mileage weight tax under Section
 5 3-818, shall pay to the Secretary of State, for each
 6 registration year, for the use of the public highways, a flat
 7 weight tax at the rates set forth in the following table, the
 8 rates including the \$10 registration fee:

9 SCHEDULE OF FLAT WEIGHT TAX

10 REQUIRED BY LAW

11 Gross Weight in Lbs. 12 Including Vehicle 13 and Maximum 14 Load	15 Class	16 Total Fees 17 each Fiscal 18 year
15 8,000 lbs. and less	B	\$98
16 8,001 lbs. to 12,000 lbs.	D	138
17 12,001 lbs. to 16,000 lbs.	F	242
18 16,001 lbs. to 26,000 lbs.	H	490
19 26,001 lbs. to 28,000 lbs.	J	630
20 28,001 lbs. to 32,000 lbs.	K	842
21 32,001 lbs. to 36,000 lbs.	L	982
22 36,001 lbs. to 40,000 lbs.	N	1,202
23 40,001 lbs. to 45,000 lbs.	P	1,390
24 45,001 lbs. to 50,000 lbs.	Q	1,538
25 50,001 lbs. to 54,999 lbs.	R	1,698
26 55,000 lbs. to 59,500 lbs.	S	1,830

1	59,501 lbs. to 64,000 lbs.	T	1,970
2	64,001 lbs. to 73,280 lbs.	V	2,294
3	73,281 lbs. to 77,000 lbs.	X	2,622
4	77,001 lbs. to 80,000 lbs.	Z	2,790

5 Beginning with the 2010 registration year a \$1 surcharge
6 shall be collected for vehicles registered in the 8,000 lbs.
7 and less flat weight plate category above to be deposited into
8 the State Police Vehicle Fund.

9 All of the proceeds of the additional fees imposed by this
10 amendatory Act of the 96th General Assembly shall be deposited
11 into the Capital Projects Fund.

12 (a-1) A Special Hauling Vehicle is a vehicle or combination
13 of vehicles of the second division registered under Section
14 3-813 transporting asphalt or concrete in the plastic state or
15 a vehicle or combination of vehicles that are subject to the
16 gross weight limitations in subsection (a) ~~(b)~~ of Section
17 15-111 for which the owner of the vehicle or combination of
18 vehicles has elected to pay, in addition to the registration
19 fee in subsection (a), \$125 to the Secretary of State for each
20 registration year. The Secretary shall designate this class of
21 vehicle as a Special Hauling Vehicle.

22 (b) Except as provided in Section 3-806.3, every camping
23 trailer, motor home, mini motor home, travel trailer, truck
24 camper or van camper used primarily for recreational purposes,
25 and not used commercially, nor for hire, nor owned by a
26 commercial business, may be registered for each registration

1 year upon the filing of a proper application and the payment of
 2 a registration fee and highway use tax, according to the
 3 following table of fees:

4 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER	
5 Gross Weight in Lbs.	Total Fees
6 Including Vehicle and	Each
7 Maximum Load	Calendar Year
8 8,000 lbs and less	\$78
9 8,001 Lbs. to 10,000 Lbs	90
10 10,001 Lbs. and Over	102

11 CAMPING TRAILER OR TRAVEL TRAILER	
12 Gross Weight in Lbs.	Total Fees
13 Including Vehicle and	Each
14 Maximum Load	Calendar Year
15 3,000 Lbs. and Less	\$18
16 3,001 Lbs. to 8,000 Lbs.	30
17 8,001 Lbs. to 10,000 Lbs.	38
18 10,001 Lbs. and Over	50

19 Every house trailer must be registered under Section 3-819.

20 (c) Farm Truck. Any truck used exclusively for the owner's
 21 own agricultural, horticultural or livestock raising
 22 operations and not-for-hire only, or any truck used only in the
 23 transportation for-hire of seasonal, fresh, perishable fruit
 24 or vegetables from farm to the point of first processing, may
 25 be registered by the owner under this paragraph in lieu of
 26 registration under paragraph (a), upon filing of a proper

1 application and the payment of the \$10 registration fee and the
 2 highway use tax herein specified as follows:

3 SCHEDULE OF FEES AND TAXES

4 Gross Weight in Lbs.		5 Total Amount for
6 Including Truck and		7 each
8 Maximum Load	9 Class	10 Fiscal Year
11 16,000 lbs. or less	12 VF	13 \$150
14 16,001 to 20,000 lbs.	15 VG	16 226
17 20,001 to 24,000 lbs.	18 VH	19 290
20 24,001 to 28,000 lbs.	21 VJ	22 378
23 28,001 to 32,000 lbs.	24 VK	25 506
26 32,001 to 36,000 lbs.	VL	610
36,001 to 45,000 lbs.	VP	810
45,001 to 54,999 lbs.	VR	1,026
55,000 to 64,000 lbs.	VT	1,202
64,001 to 73,280 lbs.	VV	1,290
73,281 to 77,000 lbs.	VX	1,350
77,001 to 80,000 lbs.	VZ	1,490

19 In the event the Secretary of State revokes a farm truck
 20 registration as authorized by law, the owner shall pay the flat
 21 weight tax due hereunder before operating such truck.

22 Any combination of vehicles having 5 axles, with a distance
 23 of 42 feet or less between extreme axles, that are subject to
 24 the weight limitations in subsection (a) ~~and (b)~~ of Section
 25 15-111 for which the owner of the combination of vehicles has
 26 elected to pay, in addition to the registration fee in

1 subsection (c), \$125 to the Secretary of State for each
2 registration year shall be designated by the Secretary as a
3 Special Hauling Vehicle.

4 (d) The number of axles necessary to carry the maximum load
5 provided shall be determined from Chapter 15 of this Code.

6 (e) An owner may only apply for and receive 5 farm truck
7 registrations, and only 2 of those 5 vehicles shall exceed
8 59,500 gross weight in pounds per vehicle.

9 (f) Every person convicted of violating this Section by
10 failure to pay the appropriate flat weight tax to the Secretary
11 of State as set forth in the above tables shall be punished as
12 provided for in Section 3-401.

13 (Source: P.A. 95-1009, eff. 12-15-08; 96-34, eff. 7-13-09.)

14 (625 ILCS 5/3-818) (from Ch. 95 1/2, par. 3-818)

15 Sec. 3-818. (a) Mileage weight tax option. Any owner of a
16 vehicle of the second division may elect to pay a mileage
17 weight tax for such vehicle in lieu of the flat weight tax set
18 out in Section 3-815. Such election shall be binding to the end
19 of the registration year. Renewal of this election must be
20 filed with the Secretary of State on or before July 1 of each
21 registration period. In such event the owner shall, at the time
22 of making such election, pay the \$10 registration fee and the
23 minimum guaranteed mileage weight tax, as hereinafter
24 provided, which payment shall permit the owner to operate that
25 vehicle the maximum mileage in this State hereinafter set

1 forth. Any vehicle being operated on mileage plates cannot be
 2 operated outside of this State. In addition thereto, the owner
 3 of that vehicle shall pay a mileage weight tax at the following
 4 rates for each mile traveled in this State in excess of the
 5 maximum mileage provided under the minimum guaranteed basis:

6 BUS, TRUCK OR TRUCK TRACTOR

7				Maximum	Mileage
8			Minimum	Mileage	Weight Tax
9			Guaranteed	Permitted	for Mileage
10	Gross Weight		Mileage	Under	in excess of
11	Vehicle and		Weight	Guaranteed	Guaranteed
12	Load	Class	Tax	Tax	Mileage
13	12,000 lbs. or less	MD	\$73	5,000	26 Mills
14	12,001 to 16,000 lbs.	MF	120	6,000	34 Mills
15	16,001 to 20,000 lbs.	MG	180	6,000	46 Mills
16	20,001 to 24,000 lbs.	MH	235	6,000	63 Mills
17	24,001 to 28,000 lbs.	MJ	315	7,000	63 Mills
18	28,001 to 32,000 lbs.	MK	385	7,000	83 Mills
19	32,001 to 36,000 lbs.	ML	485	7,000	99 Mills
20	36,001 to 40,000 lbs.	MN	615	7,000	128 Mills
21	40,001 to 45,000 lbs.	MP	695	7,000	139 Mills
22	45,001 to 54,999 lbs.	MR	853	7,000	156 Mills
23	55,000 to 59,500 lbs.	MS	920	7,000	178 Mills
24	59,501 to 64,000 lbs.	MT	985	7,000	195 Mills
25	64,001 to 73,280 lbs.	MV	1,173	7,000	225 Mills
26	73,281 to 77,000 lbs.	MX	1,328	7,000	258 Mills

1	77,001 to 80,000 lbs.	MZ	1,415	7,000	275 Mills
2	TRAILER				
3				Maximum	Mileage
4			Minimum	Mileage	Weight Tax
5			Guaranteed	Permitted	for Mileage
6	Gross Weight		Mileage	Under	in excess of
7	Vehicle and		Weight	Guaranteed	Guaranteed
8	Load	Class	Tax	Tax	Mileage
9	14,000 lbs. or less	ME	\$75	5,000	31 Mills
10	14,001 to 20,000 lbs.	MF	135	6,000	36 Mills
11	20,001 to 36,000 lbs.	ML	540	7,000	103 Mills
12	36,001 to 40,000 lbs.	MM	750	7,000	150 Mills

13 (a-1) A Special Hauling Vehicle is a vehicle or combination
14 of vehicles of the second division registered under Section
15 3-813 transporting asphalt or concrete in the plastic state or
16 a vehicle or combination of vehicles that are subject to the
17 gross weight limitations in subsection (a) ~~(b)~~ of Section
18 15-111 for which the owner of the vehicle or combination of
19 vehicles has elected to pay, in addition to the registration
20 fee in subsection (a), \$125 to the Secretary of State for each
21 registration year. The Secretary shall designate this class of
22 vehicle as a Special Hauling Vehicle.

23 In preparing rate schedules on registration applications,
24 the Secretary of State shall add to the above rates, the \$10
25 registration fee. The Secretary may decline to accept any
26 renewal filed after July 1st.

1 The number of axles necessary to carry the maximum load
2 provided shall be determined from Chapter 15 of this Code.

3 Every owner of a second division motor vehicle for which he
4 has elected to pay a mileage weight tax shall keep a daily
5 record upon forms prescribed by the Secretary of State, showing
6 the mileage covered by that vehicle in this State. Such record
7 shall contain the license number of the vehicle and the miles
8 traveled by the vehicle in this State for each day of the
9 calendar month. Such owner shall also maintain records of fuel
10 consumed by each such motor vehicle and fuel purchases
11 therefor. On or before the 10th day of July the owner shall
12 certify to the Secretary of State upon forms prescribed
13 therefor, summaries of his daily records which shall show the
14 miles traveled by the vehicle in this State during the
15 preceding 12 months and such other information as the Secretary
16 of State may require. The daily record and fuel records shall
17 be filed, preserved and available for audit for a period of 3
18 years. Any owner filing a return hereunder shall certify that
19 such return is a true, correct and complete return. Any person
20 who willfully makes a false return hereunder is guilty of
21 perjury and shall be punished in the same manner and to the
22 same extent as is provided therefor.

23 At the time of filing his return, each owner shall pay to
24 the Secretary of State the proper amount of tax at the rate
25 herein imposed.

26 Every owner of a vehicle of the second division who elects

1 to pay on a mileage weight tax basis and who operates the
2 vehicle within this State, shall file with the Secretary of
3 State a bond in the amount of \$500. The bond shall be in a form
4 approved by the Secretary of State and with a surety company
5 approved by the Illinois Department of Insurance to transact
6 business in this State as surety, and shall be conditioned upon
7 such applicant's paying to the State of Illinois all money
8 becoming due by reason of the operation of the second division
9 vehicle in this State, together with all penalties and interest
10 thereon.

11 Upon notice from the Secretary that the registrant has
12 failed to pay the excess mileage fees, the surety shall
13 immediately pay the fees together with any penalties and
14 interest thereon in an amount not to exceed the limits of the
15 bond.

16 (Source: P.A. 94-239, eff. 1-1-06.)

17 (625 ILCS 5/12-202) (from Ch. 95 1/2, par. 12-202)

18 Sec. 12-202. Clearance, identification and side marker
19 lamps.

20 (a) Second division vehicles with a GVWR over 10,000 pounds
21 ~~Every motor vehicle of the second division,~~ the length of which
22 together with any trailer or trailers in tow thereof, is more
23 than 25 feet or the width of which is more than 80 inches
24 exclusive of mirrors, bumpers and other required safety
25 devices, while being operated on the highways of this State

1 during the period from sunset to sunrise, shall display on the
2 front of the vehicle 2 yellow or amber lights, one on each
3 upper front corner of the vehicle, which shall be plainly
4 visible at a distance of at least 500 feet; also on the rear
5 thereof in a horizontal line, 3 red lights plainly visible at a
6 distance of not less than 500 feet; also on the front of the
7 body of that vehicle near the lower left hand corner one yellow
8 or amber tinted reflector, and near the lower right hand corner
9 one yellow or amber tinted reflector; also red reflectors on
10 the rear of the body of that vehicle, not more than 12 inches
11 from the lower left and right hand corners. All motor vehicles
12 of the second division more than 20 feet long, and all trailers
13 and semitrailers, except trailers and semitrailers having a
14 gross weight of 3,000 pounds or less including the weight of
15 the trailer and maximum load, while being operated on the
16 highways of this State during the period from sunset to
17 sunrise, shall display on each side of the vehicle at
18 approximately the one-third points of the length of the same,
19 at a height not exceeding 5 feet above the surface of the road,
20 and reflecting on a line approximately at right angles to the
21 center line of the vehicle, 2 amber tinted reflectors. After
22 January, 1974, all new motor vehicles of the second division
23 more than 20 feet long, and all trailers and semitrailers
24 except trailers and semitrailers having a gross weight of 3,000
25 pounds or less including the weight of the trailer and maximum
26 load sold as new in this State, while being operated on the

1 highways of this State during period from sunset to sunrise,
2 shall display on each side of the vehicle, not more than 12
3 inches from the front, one amber tinted reflector, and not more
4 than 12 inches from the rear one red reflector at a height not
5 exceeding 5 feet above the surface of the road, and reflecting
6 on a line approximately at right angles to the center line of
7 the vehicle, approved by the Department.

8 (b) Every trailer and semitrailer having a gross weight of
9 3,000 pounds or less including the weight of the trailer and
10 maximum load, towed either by a motor vehicle of the first
11 division or a motor vehicle of the second division shall be
12 equipped with 2 red reflectors, which will be visible when hit
13 by headlight beams 300 feet away at night, on the rear of the
14 body of such trailer, not more than 12 inches from the lower
15 left hand and lower right hand corners.

16 (c) Every vehicle designated in paragraph (a) or (b) of
17 this Section that is manufactured after December 31, 1973,
18 shall, at the places and times specified in paragraph (a) or
19 (b) of this Section, display reflectors and clearance,
20 identification, and side marker lamps in conformance with the
21 specifications prescribed by the Department.

22 (Source: P.A. 78-1297.)

23 (625 ILCS 5/15-101) (from Ch. 95 1/2, par. 15-101)

24 Sec. 15-101. Scope and effect of Chapter 15.

25 (a) It is unlawful for any person to drive or move on, upon

1 or across or for the owner to cause or knowingly permit to be
2 driven or moved on, upon or across any highway any vehicle or
3 vehicles of a size and weight exceeding the limitations stated
4 in this Chapter or otherwise in violation of this Chapter, and
5 the maximum size and weight of vehicles herein specified shall
6 be lawful throughout this State, and local authorities,
7 including a home rule county or municipality, shall have no
8 power or authority to alter such limitations except as express
9 authority may be granted in this Chapter.

10 (b) The provisions of this Chapter governing size, weight
11 and load do not apply to fire apparatus or equipment for snow
12 and ice removal operations owned or operated by any
13 governmental body, or to implements of husbandry, as defined in
14 Chapter 1 of this Code, temporarily operated or towed in a
15 combination upon a highway provided such combination does not
16 consist of more than 3 vehicles or, in the case of hauling
17 fresh, perishable fruits or vegetables from farm to the point
18 of first processing, not more than 3 wagons being towed by an
19 implement of husbandry, or to a vehicle operated under the
20 terms of a special permit issued hereunder.

21 (c) The provisions of this Chapter governing size, weight,
22 and load do not apply to any snow and ice removal equipment
23 that is no more than 12 feet in width, if the equipment
24 displays flags at least 18 inches square mounted on the
25 driver's side of the snow plow.

26 These vehicles must be equipped with an illuminated

1 rotating, oscillating, or flashing amber light or lights, or a
2 flashing amber strobe light or lights, mounted on the top of
3 the cab and of sufficient intensity to be visible at 500 feet
4 in normal sunlight. If the load on the transport vehicle blocks
5 the visibility of the amber lighting from the rear of the
6 vehicle, the vehicle must also be equipped with an illuminated
7 rotating, oscillating, or flashing amber light or lights, or a
8 flashing amber strobe light or lights, mounted on the rear of
9 the load and of sufficient intensity to be visible at 500 feet
10 in normal sunlight.

11 (d) The setting of size and weight limits is an exclusive
12 power and function of the State. Except as granted in this
13 Chapter, a home rule unit may not set size and weight limits.
14 This Section is a denial and limitation of home rule powers and
15 functions under subsection (h) of Section 6 of Article VII of
16 the Illinois Constitution.

17 (Source: P.A. 94-270, eff. 1-1-06.)

18 (625 ILCS 5/15-111) (from Ch. 95 1/2, par. 15-111)

19 Sec. 15-111. Wheel and axle loads and gross weights.

20 (a) No ~~On non-designated highways,~~ no vehicle or
21 combination of vehicles ~~equipped~~ with pneumatic tires may be
22 operated, unladen or with load, when the total weight on
23 ~~transmitted to~~ the road surface exceeds the following: 20,000
24 pounds on a single axle; ~~or~~ 34,000 pounds on a tandem axle with
25 no axle within the tandem exceeding 20,000 pounds; ~~except:~~

1 ~~(1) when a different limit is established and posted in~~
2 ~~accordance with Section 15-316 of this Code;~~

3 ~~(2) vehicles for which the Department of~~
4 ~~Transportation and local authorities issue overweight~~
5 ~~permits under authority of Section 15-301 of this Code;~~

6 ~~(3) tow trucks subject to the conditions provided in~~
7 ~~subsection (d) may not exceed 24,000 pounds on a single~~
8 ~~rear axle or 44,000 pounds on a tandem rear axle;~~

9 ~~(4) any single axle of a 2 axle truck weighing 36,000~~
10 ~~pounds or less and not a part of a combination of vehicles,~~
11 ~~shall not exceed 20,000 pounds;~~

12 ~~(5) any single axle of a 2 axle truck equipped with a~~
13 ~~personnel lift or digger derrick, weighing 36,000 pounds or~~
14 ~~less, owned and operated by a public utility, shall not~~
15 ~~exceed 20,000 pounds;~~

16 ~~(6) any single axle of a 2 axle truck specially~~
17 ~~equipped with a front loading compactor used exclusively~~
18 ~~for garbage, refuse, or recycling may not exceed 20,000~~
19 ~~pounds per axle, provided that the gross weight of the~~
20 ~~vehicle does not exceed 40,000 pounds;~~

21 ~~(7) a truck, not in combination and specially equipped~~
22 ~~with a selfcompactor or an industrial roll-off hoist and~~
23 ~~roll-off container, used exclusively for garbage or refuse~~
24 ~~operations may, when laden, transmit upon the road surface~~
25 ~~the following maximum weights: 22,000 pounds on a single~~
26 ~~axle; 40,000 pounds on a tandem axle;~~

1 ~~(8) a truck, not in combination and used exclusively~~
2 ~~for the collection of rendering materials, may, when laden,~~
3 ~~transmit upon the road surface the following maximum~~
4 ~~weights: 22,000 pounds on a single axle; 40,000 pounds on a~~
5 ~~tandem axle;~~

6 ~~(9) tandem axles on a 3 axle truck registered as a~~
7 ~~Special Hauling Vehicle, manufactured prior to or in the~~
8 ~~model year of 2014 and first registered in Illinois prior~~
9 ~~to January 1, 2015, with a distance greater than 72 inches~~
10 ~~but not more than 96 inches between any series of 2 axles,~~
11 ~~is allowed a combined weight on the series not to exceed~~
12 ~~36,000 pounds and neither axle of the series may exceed~~
13 ~~20,000 pounds. Any vehicle of this type manufactured after~~
14 ~~the model year of 2014 or first registered in Illinois~~
15 ~~after December 31, 2014 may not exceed a combined weight of~~
16 ~~34,000 pounds through the series of 2 axles and neither~~
17 ~~axle of the series may exceed 20,000 pounds;~~

18 ~~(10) a 4 axle truck mixer registered as a Special~~
19 ~~Hauling Vehicle, used exclusively for the mixing and~~
20 ~~transportation of concrete in the plastic state and~~
21 ~~manufactured prior to or in the model year of 2014 and~~
22 ~~first registered in Illinois prior to January 1, 2015, is~~
23 ~~allowed the following maximum weights: 20,000 pounds on any~~
24 ~~single axle; 36,000 pounds on any series of 2 axles greater~~
25 ~~than 72 inches but not more than 96 inches; and 34,000~~
26 ~~pounds on any series of 2 axles greater than 40 inches but~~

1 ~~not more than 72 inches;~~

2 ~~(11) 4-axle vehicles or a 5 or more axle combination of~~
3 ~~vehicles: The weight transmitted upon the road surface~~
4 ~~through any series of 3 axles whose centers are more than~~
5 ~~96 inches apart, measured between extreme axles in the~~
6 ~~series, may not exceed those allowed in the table contained~~
7 ~~in subsection (f) of this Section. No axle or tandem axle~~
8 ~~of the series may exceed the maximum weight permitted under~~
9 ~~this Section for a single or tandem axle.~~

10 ~~No vehicle or combination of vehicles equipped with other~~
11 ~~than pneumatic tires may be operated, unladen or with load,~~
12 ~~upon the highways of this State when the gross weight on the~~
13 ~~road surface through any wheel exceeds 800 pounds per inch~~
14 ~~width of tire tread or when the gross weight on the road~~
15 ~~surface through any axle exceeds 16,000 pounds.~~

16 ~~(b) On non designated highways, the gross weight of~~
17 ~~vehicles and combination of vehicles including the weight of~~
18 ~~the vehicle or combination and its maximum load shall be~~
19 ~~subject to the federal bridge formula provided in subsection~~
20 ~~(f) of this Section.~~

21 ~~VEHICLES OPERATING ON CRAWLER TYPE TRACKS 40,000 pounds~~

22 ~~TRUCKS EQUIPPED WITH SELF-COMPACTORS~~

23 ~~OR ROLL OFF HOISTS AND ROLL OFF CONTAINERS FOR GARBAGE,~~

24 ~~REFUSE, OR RECYCLING HAULS ONLY AND TRUCKS USED FOR~~

~~THE COLLECTION OF RENDERING MATERIALS
On Highway Not Part of National System
of Interstate and Defense Highways~~

~~with 2 axles _____ 36,000 pounds~~

~~with 3 axles _____ 54,000 pounds~~

~~TWO AXLE TRUCKS EQUIPPED WITH
A FRONT LOADING COMPACTOR USED EXCLUSIVELY
FOR THE COLLECTION OF GARBAGE, REFUSE, OR RECYCLING~~

~~with 2 axles _____ 40,000 pounds~~

~~A 4-axle truck mixer registered as a Special Hauling Vehicle, used exclusively for mixing and transportation of concrete in the plastic state, manufactured before or in the model year of 2014, and first registered in Illinois before January 1, 2015, is allowed a maximum gross weight listed in the table of subsection (f) of this Section for 4 axles. This vehicle, while loaded with concrete in the plastic state, is not subject to the series of 3 axles requirement provided for in subdivision (a)(11) of this Section, but no axle or tandem axle of the series may exceed the maximum weight permitted under subdivision (a)(10) of this Section.~~

~~(b-1) As used in this Section, a "recycling haul" or "recycling operation" means the hauling of segregated, non hazardous, non special, homogeneous non putrescible materials, such as paper, glass, cans, or plastic, for~~

1 ~~subsequent use in the secondary materials market.~~

2 ~~(c) Cities having a population of more than 50,000 may~~
3 ~~permit by ordinance axle loads on 2 axle motor vehicles 33 1/2%~~
4 ~~above those provided for herein, but the increase shall not~~
5 ~~become effective until the city has officially notified the~~
6 ~~Department of the passage of the ordinance and shall not apply~~
7 ~~to those vehicles when outside of the limits of the city, nor~~
8 ~~shall the gross weight of any 2 axle motor vehicle operating~~
9 ~~over any street of the city exceed 40,000 pounds.~~

10 ~~(d) Weight limitations shall not apply to vehicles~~
11 ~~(including loads) operated by a public utility when~~
12 ~~transporting equipment required for emergency repair of public~~
13 ~~utility facilities or properties or water wells.~~

14 ~~A combination of vehicles, including a tow truck and a~~
15 ~~disabled vehicle or disabled combination of vehicles, that~~
16 ~~exceeds the weight restriction imposed by this Code, may be~~
17 ~~operated on a public highway in this State provided that~~
18 ~~neither the disabled vehicle nor any vehicle being towed nor~~
19 ~~the tow truck itself shall exceed the weight limitations~~
20 ~~permitted under this Chapter. During the towing operation,~~
21 ~~neither the tow truck nor the vehicle combination shall exceed~~
22 ~~24,000 pounds on a single rear axle and 44,000 pounds on a~~
23 ~~tandem rear axle, provided the towing vehicle:~~

24 ~~(1) is specifically designed as a tow truck having a~~
25 ~~gross vehicle weight rating of at least 18,000 pounds and~~
26 ~~is equipped with air brakes, provided that air brakes are~~

1 ~~required only if the towing vehicle is towing a vehicle,~~
2 ~~semitrailer, or tractor-trailer combination that is~~
3 ~~equipped with air brakes;~~

4 ~~(2) is equipped with flashing, rotating, or~~
5 ~~oscillating amber lights, visible for at least 500 feet in~~
6 ~~all directions;~~

7 ~~(3) is capable of utilizing the lighting and braking~~
8 ~~systems of the disabled vehicle or combination of vehicles;~~
9 ~~and~~

10 ~~(4) does not engage in a tow exceeding 20 miles from~~
11 ~~the initial point of wreck or disablement. Any additional~~
12 ~~movement of the vehicles may occur only upon issuance of~~
13 ~~authorization for that movement under the provisions of~~
14 ~~Sections 15 301 through 15 319 of this Code. The towing~~
15 ~~vehicle, however, may tow any disabled vehicle from the~~
16 ~~initial point of wreck or disablement to a point where~~
17 ~~repairs are actually to occur. This movement shall be valid~~
18 ~~only on State routes. The tower must abide by posted bridge~~
19 ~~weight limits.~~

20 ~~Gross weight limits shall not apply to the combination of~~
21 ~~the tow truck and vehicles being towed. The tow truck license~~
22 ~~plate must cover the operating empty weight of the tow truck~~
23 ~~only. The weight of each vehicle being towed shall be covered~~
24 ~~by a valid license plate issued to the owner or operator of the~~
25 ~~vehicle being towed and displayed on that vehicle. If no valid~~
26 ~~plate issued to the owner or operator of that vehicle is~~

1 ~~displayed on that vehicle, or the plate displayed on that~~
2 ~~vehicle does not cover the weight of the vehicle, the weight of~~
3 ~~the vehicle shall be covered by the third tow truck plate~~
4 ~~issued to the owner or operator of the tow truck and~~
5 ~~temporarily affixed to the vehicle being towed. If a roll back~~
6 ~~carrier is registered and being used as a tow truck, however,~~
7 ~~the license plate or plates for the tow truck must cover the~~
8 ~~gross vehicle weight, including any load carried on the bed of~~
9 ~~the roll-back carrier.~~

10 ~~The Department may by rule or regulation prescribe~~
11 ~~additional requirements. However, nothing in this Code shall~~
12 ~~prohibit a tow truck under instructions of a police officer~~
13 ~~from legally clearing a disabled vehicle, that may be in~~
14 ~~violation of weight limitations of this Chapter, from the~~
15 ~~roadway to the berm or shoulder of the highway. If in the~~
16 ~~opinion of the police officer that location is unsafe, the~~
17 ~~officer is authorized to have the disabled vehicle towed to the~~
18 ~~nearest place of safety.~~

19 ~~For the purpose of this subsection, gross vehicle weight~~
20 ~~rating, or GVWR, shall mean the value specified by the~~
21 ~~manufacturer as the loaded weight of the tow truck.~~

22 ~~(c) No vehicle or combination of vehicles equipped with~~
23 ~~pneumatic tires shall be operated, unladen or with load, upon~~
24 ~~the highways of this State in violation of the provisions of~~
25 ~~any permit issued under the provisions of Sections 15-301~~
26 ~~through 15-319 of this Chapter.~~

1 ~~(f) No vehicle or combination of vehicles with pneumatic tires~~
 2 ~~may be operated, unladen or with load, when the total weight on~~
 3 ~~the road surface exceeds the following: 20,000 pounds on a~~
 4 ~~single axle; 34,000 pounds on a tandem axle with no axle within~~
 5 ~~the tandem exceeding 20,000 pounds; 80,000 pounds gross weight~~
 6 for vehicle combinations of 5 or more axles; or a total weight
 7 on a group of 2 or more consecutive axles in excess of that
 8 weight produced by the application of the following formula: W
 9 = 500 times the sum of $(LN \text{ divided by } N-1) + 12N + 36$, where "W"
 10 equals overall total weight on any group of 2 or more
 11 consecutive axles to the nearest 500 pounds, "L" equals the
 12 distance measured to the nearest foot between extremes of any
 13 group of 2 or more consecutive axles, and "N" equals the number
 14 of axles in the group under consideration.

15 The above formula when expressed in tabular form results in
 16 allowable loads as follows:

17	Distance measured				
18	to the nearest				
19	foot between the				
20	extremes of any	Maximum weight in pounds			
21	group of 2 or	of any group of			
22	more consecutive	2 or more consecutive axles			
23	axles				
24	feet	2 axles	3 axles	4 axles	5 axles
25	4	34,000			

1	5	34,000				
2	6	34,000				
3	7	34,000				
4	8	38,000*	42,000			
5	9	39,000	42,500			
6	10	40,000	43,500			
7	11		44,000			
8	12		45,000	50,000		
9	13		45,500	50,500		
10	14		46,500	51,500		
11	15		47,000	52,000		
12	16		48,000	52,500	58,000	
13	17		48,500	53,500	58,500	
14	18		49,500	54,000	59,000	
15	19		50,000	54,500	60,000	
16	20		51,000	55,500	60,500	66,000
17	21		51,500	56,000	61,000	66,500
18	22		52,500	56,500	61,500	67,000
19	23		53,000	57,500	62,500	68,000
20	24		54,000	58,000	63,000	68,500
21	25		54,500	58,500	63,500	69,000
22	26		55,500	59,500	64,000	69,500
23	27		56,000	60,000	65,000	70,000
24	28		57,000	60,500	65,500	71,000
25	29		57,500	61,500	66,000	71,500
26	30		58,500	62,000	66,500	72,000

1	31	59,000	62,500	67,500	72,500
2	32	60,000	63,500	68,000	73,000
3	33		64,000	68,500	74,000
4	34		64,500	69,000	74,500
5	35		65,500	70,000	75,000
6	36		66,000	70,500	75,500
7	37		66,500	71,000	76,000
8	38		67,500	72,000	77,000
9	39		68,000	72,500	77,500
10	40		68,500	73,000	78,000
11	41		69,500	73,500	78,500
12	42		70,000	74,000	79,000
13	43		70,500	75,000	80,000
14	44		71,500	75,500	
15	45		72,000	76,000	
16	46		72,500	76,500	
17	47		73,500	77,500	
18	48		74,000	78,000	
19	49		74,500	78,500	
20	50		75,500	79,000	
21	51		76,000	80,000	
22	52		76,500		
23	53		77,500		
24	54		78,000		
25	55		78,500		
26	56		79,500		

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80,000

*If the distance between 2 axles is 96 inches or less, the 2 axles are tandem axles and the maximum total weight may not exceed 34,000 pounds, notwithstanding the higher limit resulting from the application of the formula.

Vehicles not in a combination having more than 4 axles may not exceed the weight in the table in this subsection (a) ~~(f)~~ for 4 axles measured between the extreme axles of the vehicle.

Vehicles in a combination having more than 6 axles may not exceed the weight in the table in this subsection (a) ~~(f)~~ for 6 axles measured between the extreme axles of the combination.

Local authorities, with respect to streets and highways under their jurisdiction, without additional fees, may also by ordinance or resolution allow the weight limitations of this subsection, provided the maximum gross weight on any one axle shall not exceed 20,000 pounds and the maximum total weight on any tandem axle shall not exceed 34,000 pounds, on designated highways when appropriate regulatory signs giving notice are erected upon the street or highway or portion of any street or highway affected by the ordinance or resolution.

The following are exceptions to the above formula:

(1) Vehicles for which a different limit is established and posted in accordance with Section 15-316 of this Code
~~Two consecutive sets of tandem axles may carry a total weight of 34,000 pounds each if the overall distance between the first and last axles of the consecutive sets of~~

1 ~~tandem axles is 36 feet or more.~~

2 (2) Vehicles for which the Department of
3 Transportation and local authorities issue overweight
4 permits under authority of Section 15-301 of this Code.
5 These vehicles are not subject to the bridge formula
6 ~~Vehicles for which a different limit is established and~~
7 ~~posted in accordance with Section 15-316 of this Code.~~

8 (3) Cities having a population of more than 50,000 may
9 permit by ordinance axle loads on 2 axle motor vehicles 33
10 1/2% above those provided for herein, but the increase
11 shall not become effective until the city has officially
12 notified the Department of the passage of the ordinance and
13 shall not apply to those vehicles when outside of the
14 limits of the city, nor shall the gross weight of any 2
15 axle motor vehicle operating over any street of the city
16 exceed 40,000 pounds ~~Vehicles for which the Department of~~
17 ~~Transportation and local authorities issue overweight~~
18 ~~permits under authority of Section 15-301 of this Code.~~
19 ~~These vehicles are not subject to the bridge formula.~~

20 (4) Weight limitations shall not apply to vehicles
21 (including loads) operated by a public utility when
22 transporting equipment required for emergency repair of
23 public utility facilities or properties or water wells ~~Tow~~
24 ~~trucks subject to the conditions provided in subsection (d)~~
25 ~~may not exceed 24,000 pounds on a single rear axle or~~
26 ~~44,000 pounds on a tandem rear axle.~~

1 (5) Two consecutive sets of tandem axles may carry a
2 total weight of 34,000 pounds each if the overall distance
3 between the first and last axles of the consecutive sets of
4 tandem axles is 36 feet or more, notwithstanding the lower
5 limit resulting from the application of the above formula ~~A~~
6 ~~tandem axle on a 3 axle truck registered as a Special~~
7 ~~Hauling Vehicle, manufactured prior to or in the model year~~
8 ~~of 2014, and registered in Illinois prior to January 1,~~
9 ~~2015, with a distance between 2 axles in a series greater~~
10 ~~than 72 inches but not more than 96 inches may not exceed a~~
11 ~~total weight of 36,000 pounds and neither axle of the~~
12 ~~series may exceed 20,000 pounds.~~

13 (6) A truck, not in combination and used exclusively
14 for the collection of rendering materials, may, when laden,
15 transmit upon the road surface, except when on part of the
16 National System of Interstate and Defense Highways, the
17 following maximum weights: 22,000 pounds on a single axle;
18 40,000 pounds on a tandem axle ~~A truck not in combination,~~
19 ~~equipped with a self compactor or an industrial roll off~~
20 ~~hoist and roll-off container, used exclusively for~~
21 ~~garbage, refuse, or recycling operations, may, when laden,~~
22 ~~transmit upon the road surface, except when on part of the~~
23 ~~National System of Interstate and Defense Highways, the~~
24 ~~following maximum weights: 22,000 pounds on a single axle;~~
25 ~~40,000 pounds on a tandem axle; 36,000 pounds gross weight~~
26 ~~on a 2 axle vehicle; 54,000 pounds gross weight on a 3 axle~~

1 ~~vehicle. This vehicle is not subject to the bridge formula.~~

2 (7) A truck not in combination, equipped with a self
3 compactor or an industrial roll-off hoist and roll-off
4 container, used exclusively for garbage, refuse, or
5 recycling operations, may, when laden, transmit upon the
6 road surface, except when on part of the National System of
7 Interstate and Defense Highways, the following maximum
8 weights: 22,000 pounds on a single axle; 40,000 pounds on a
9 tandem axle; 40,000 pounds gross weight on a 2-axle
10 vehicle; 54,000 pounds gross weight on a 3-axle vehicle.

11 This vehicle is not subject to the bridge formula
12 ~~Combinations of vehicles, registered as Special Hauling~~
13 ~~Vehicles that include a semitrailer manufactured prior to~~
14 ~~or in the model year of 2014, and registered in Illinois~~
15 ~~prior to January 1, 2015, having 5 axles with a distance of~~
16 ~~42 feet or less between extreme axles, may not exceed the~~
17 ~~following maximum weights: 20,000 pounds on a single axle;~~
18 ~~34,000 pounds on a tandem axle; and 72,000 pounds gross~~
19 ~~weight. This combination of vehicles is not subject to the~~
20 ~~bridge formula. For all those combinations of vehicles that~~
21 ~~include a semitrailer manufactured after the effective~~
22 ~~date of this amendatory Act of the 92nd General Assembly,~~
23 ~~the overall distance between the first and last axles of~~
24 ~~the 2 sets of tandems must be 18 feet 6 inches or more. Any~~
25 ~~combination of vehicles that has had its cargo container~~
26 ~~replaced in its entirety after December 31, 2014 may not~~

1 ~~exceed the weights allowed by the bridge formula.~~

2 (8) Tandem axles on a 3-axle truck registered as a
3 Special Hauling Vehicle, manufactured prior to or in the
4 model year of 2014 and first registered in Illinois prior
5 to January 1, 2015, with a distance greater than 72 inches
6 but not more than 96 inches between any series of 2 axles,
7 is allowed a combined weight on the series not to exceed
8 36,000 pounds and neither axle of the series may exceed
9 20,000 pounds. Any vehicle of this type manufactured after
10 the model year of 2014 or first registered in Illinois
11 after December 31, 2014 may not exceed a combined weight of
12 34,000 pounds through the series of 2 axles and neither
13 axle of the series may exceed 20,000 pounds. A 4-axle truck
14 mixer registered as a Special Hauling Vehicle, used
15 exclusively for the mixing and transportation of concrete
16 in the plastic state, manufactured before or in the model
17 year of 2014, first registered in Illinois before January
18 1, 2015, and not operated on a highway that is part of the
19 National System of Interstate Highways, is allowed the
20 following maximum weights: 20,000 pounds on any single
21 axle; 36,000 pounds on a series of axles greater than 72
22 inches but not more than 96 inches; and 34,000 pounds on
23 any series of 2 axles greater than 40 inches but not more
24 than 72 inches. The gross weight of this vehicle may not
25 exceed the weights allowed by the bridge formula for 4
26 axles. The bridge formula does not apply to any series of 3

1 ~~axles while the vehicle is transporting concrete in the~~
2 ~~plastic state, but no axle or tandem axle of the series may~~
3 ~~exceed the maximum weight permitted under this subsection~~
4 ~~(f).~~

5 (9) A 4-axle truck mixer registered as a Special
6 Hauling Vehicle, used exclusively for the mixing and
7 transportation of concrete in the plastic state,
8 manufactured before or in the model year of 2014, first
9 registered in Illinois before January 1, 2015, and not
10 operated on a highway that is part of the National System
11 of Interstate Highways, is allowed the following maximum
12 weights: 20,000 pounds on any single axle; 36,000 pounds on
13 a series of axles greater than 72 inches but not more than
14 96 inches; and 34,000 pounds on any series of 2 axles
15 greater than 40 inches but not more than 72 inches. The
16 gross weight of this vehicle may not exceed the weights
17 allowed by the bridge formula for 4 axles. The bridge
18 formula does not apply to any series of 3 axles while the
19 vehicle is transporting concrete in the plastic state, but
20 no axle or tandem axle of the series may exceed the maximum
21 weight permitted under this paragraph (9) of subsection
22 (a).

23 (10) Combinations of vehicles, registered as Special
24 Hauling Vehicles that include a semitrailer manufactured
25 prior to or in the model year of 2014, and registered in
26 Illinois prior to January 1, 2015, having 5 axles with a

1 distance of 42 feet or less between extreme axles, may not
2 exceed the following maximum weights: 20,000 pounds on a
3 single axle; 34,000 pounds on a tandem axle; and 72,000
4 pounds gross weight. This combination of vehicles is not
5 subject to the bridge formula. For all those combinations
6 of vehicles that include a semitrailer manufactured after
7 the effective date of P.A. 92-0417, the overall distance
8 between the first and last axles of the 2 sets of tandems
9 must be 18 feet 6 inches or more. Any combination of
10 vehicles that has had its cargo container replaced in its
11 entirety after December 31, 2014 may not exceed the weights
12 allowed by the bridge formula.

13 (11) The maximum weight allowed on a vehicle with
14 crawler type tracks is 40,000 pounds.

15 (12) A combination of vehicles, including a tow truck
16 and a disabled vehicle or disabled combination of vehicles,
17 that exceeds the weight restriction imposed by this Code,
18 may be operated on a public highway in this State provided
19 that neither the disabled vehicle nor any vehicle being
20 towed nor the tow truck itself shall exceed the weight
21 limitations permitted under this Chapter. During the
22 towing operation, neither the tow truck nor the vehicle
23 combination shall exceed 24,000 pounds on a single rear
24 axle and 44,000 pounds on a tandem rear axle, provided the
25 towing vehicle:

26 (i) is specifically designed as a tow truck having

1 a gross vehicle weight rating of at least 18,000 pounds
2 and is equipped with air brakes, provided that air
3 brakes are required only if the towing vehicle is
4 towing a vehicle, semitrailer, or tractor-trailer
5 combination that is equipped with air brakes;

6 (ii) is equipped with flashing, rotating, or
7 oscillating amber lights, visible for at least 500 feet
8 in all directions;

9 (iii) is capable of utilizing the lighting and
10 braking systems of the disabled vehicle or combination
11 of vehicles; and

12 (iv) does not engage in a tow exceeding 20 miles
13 from the initial point of wreck or disablement. Any
14 additional movement of the vehicles may occur only upon
15 issuance of authorization for that movement under the
16 provisions of Sections 15-301 through 15-319 of this
17 Code. The towing vehicle, however, may tow any disabled
18 vehicle to a point where repairs are actually to occur.
19 This movement shall be valid only on State routes. The
20 tower must abide by posted bridge weight limits.

21 Gross weight limits shall not apply to the combination of
22 the tow truck and vehicles being towed. The tow truck license
23 plate must cover the operating empty weight of the tow truck
24 only. The weight of each vehicle being towed shall be covered
25 by a valid license plate issued to the owner or operator of the
26 vehicle being towed and displayed on that vehicle. If no valid

1 plate issued to the owner or operator of that vehicle is
2 displayed on that vehicle, or the plate displayed on that
3 vehicle does not cover the weight of the vehicle, the weight of
4 the vehicle shall be covered by the third tow truck plate
5 issued to the owner or operator of the tow truck and
6 temporarily affixed to the vehicle being towed. If a roll-back
7 carrier is registered and being used as a tow truck, however,
8 the license plate or plates for the tow truck must cover the
9 gross vehicle weight, including any load carried on the bed of
10 the roll-back carrier.

11 The Department may by rule or regulation prescribe
12 additional requirements. However, nothing in this Code shall
13 prohibit a tow truck under instructions of a police officer
14 from legally clearing a disabled vehicle, that may be in
15 violation of weight limitations of this Chapter, from the
16 roadway to the berm or shoulder of the highway. If in the
17 opinion of the police officer that location is unsafe, the
18 officer is authorized to have the disabled vehicle towed to the
19 nearest place of safety.

20 For the purpose of this subsection, gross vehicle weight
21 rating, or GVWR, means the value specified by the manufacturer
22 as the loaded weight of the tow truck.

23 (b) As used in this Section, "recycling haul" or "recycling
24 operation" means the hauling of non-hazardous, non-special,
25 non-putrescible materials, such as paper, glass, cans, or
26 plastic, for subsequent use in the secondary materials market.

1 (c) No vehicle or combination of vehicles equipped with
2 pneumatic tires shall be operated, unladen or with load, upon
3 the highways of this State in violation of the provisions of
4 any permit issued under the provisions of Sections 15-301
5 through 15-319 of this Chapter.

6 (d) No vehicle or combination of vehicles equipped with
7 other than pneumatic tires may be operated, unladen or with
8 load, upon the highways of this State when the gross weight on
9 the road surface through any wheel exceeds 800 pounds per inch
10 width of tire tread or when the gross weight on the road
11 surface through any axle exceeds 16,000 pounds.

12 (e) No person shall operate a vehicle or combination of
13 vehicles over a bridge or other elevated structure constituting
14 part of a highway with a gross weight that is greater than the
15 maximum weight permitted by the Department, when the structure
16 is sign posted as provided in this Section.

17 (f) The Department upon request from any local authority
18 shall, or upon its own initiative may, conduct an investigation
19 of any bridge or other elevated structure constituting a part
20 of a highway, and if it finds that the structure cannot with
21 safety to itself withstand the weight of vehicles otherwise
22 permissible under this Code the Department shall determine and
23 declare the maximum weight of vehicles that the structures can
24 withstand, and shall cause or permit suitable signs stating
25 maximum weight to be erected and maintained before each end of
26 the structure. No person shall operate a vehicle or combination

1 of vehicles over any structure with a gross weight that is
2 greater than the posted maximum weight.

3 ~~(f-1) A vehicle and load not exceeding 80,000 pounds is~~
4 ~~allowed travel on non-designated highways so long as there is~~
5 ~~no sign prohibiting that access.~~

6 (g) Upon the trial of any person charged with a violation
7 of subsection (e) or (f) of this Section, proof of the
8 determination of the maximum allowable weight by the Department
9 and the existence of the signs, constitutes conclusive evidence
10 of the maximum weight that can be maintained with safety to the
11 bridge or structure ~~No person shall operate a vehicle or~~
12 ~~combination of vehicles over a bridge or other elevated~~
13 ~~structure constituting part of a highway with a gross weight~~
14 ~~that is greater than the maximum weight permitted by the~~
15 ~~Department, when the structure is sign posted as provided in~~
16 ~~this Section.~~

17 ~~(h) The Department upon request from any local authority~~
18 ~~shall, or upon its own initiative may, conduct an investigation~~
19 ~~of any bridge or other elevated structure constituting a part~~
20 ~~of a highway, and if it finds that the structure cannot with~~
21 ~~safety to itself withstand the weight of vehicles otherwise~~
22 ~~permissible under this Code the Department shall determine and~~
23 ~~declare the maximum weight of vehicles that the structures can~~
24 ~~withstand, and shall cause or permit suitable signs stating~~
25 ~~maximum weight to be erected and maintained before each end of~~
26 ~~the structure. No person shall operate a vehicle or combination~~

1 ~~of vehicles over any structure with a gross weight that is~~
2 ~~greater than the posted maximum weight.~~

3 ~~(i) Upon the trial of any person charged with a violation~~
4 ~~of subsections (g) or (h) of this Section, proof of the~~
5 ~~determination of the maximum allowable weight by the Department~~
6 ~~and the existence of the signs, constitutes conclusive evidence~~
7 ~~of the maximum weight that can be maintained with safety to the~~
8 ~~bridge or structure.~~

9 (Source: P.A. 95-51, eff. 1-1-08; 96-34, eff. 1-1-10; 96-37,
10 eff. 7-13-09.)

11 (625 ILCS 5/15-112) (from Ch. 95 1/2, par. 15-112)

12 Sec. 15-112. Officers to weigh vehicles and require removal
13 of excess loads.

14 (a) Any police officer having reason to believe that the
15 weight of a vehicle and load is unlawful shall require the
16 driver to stop and submit to a weighing of the same either by
17 means of a portable or stationary scales that have been tested
18 and approved at a frequency prescribed by the Illinois
19 Department of Agriculture, or for those scales operated by the
20 State, when such tests are requested by the Department of State
21 Police, whichever is more frequent. If such scales are not
22 available at the place where such vehicle is stopped, the
23 police officer shall require that such vehicle be driven to the
24 nearest available scale that has been tested and approved
25 pursuant to this Section by the Illinois Department of

1 Agriculture. Notwithstanding any provisions of the Weights and
2 Measures Act or the United States Department of Commerce NIST
3 handbook 44, multi or single draft weighing is an acceptable
4 method of weighing by law enforcement for determining a
5 violation of Chapter 3 or 15 of this Code. Law enforcement is
6 exempt from the requirements of commercial weighing
7 established in NIST handbook 44.

8 Within 18 months after the effective date of this
9 amendatory Act of the 91st General Assembly, all municipal and
10 county officers, technicians, and employees who set up and
11 operate portable scales for wheel load or axle load or both and
12 issue citations based on the use of portable scales for wheel
13 load or axle load or both and who have not successfully
14 completed initial classroom and field training regarding the
15 set up and operation of portable scales, shall attend and
16 successfully complete initial classroom and field training
17 administered by the Illinois Law Enforcement Training
18 Standards Board.

19 (b) Whenever an officer, upon weighing a vehicle and the
20 load, determines that the weight is unlawful, such officer
21 shall require the driver to stop the vehicle in a suitable
22 place and remain standing until such portion of the load is
23 removed as may be necessary to reduce the weight of the vehicle
24 to the limit permitted under this Chapter, or to the limit
25 permitted under the terms of a permit issued pursuant to
26 Sections 15-301 through 15-318 and shall forthwith arrest the

1 driver or owner. All material so unloaded shall be cared for by
2 the owner or operator of the vehicle at the risk of such owner
3 or operator; however, whenever a 3 or 4 axle vehicle with a
4 tandem axle dimension greater than 72 inches, but less than 96
5 inches and registered as a Special Hauling Vehicle is
6 transporting asphalt or concrete in the plastic state that
7 exceeds axle weight or gross weight limits by less than 4,000
8 pounds, the owner or operator of the vehicle shall accept the
9 arrest ticket or tickets for the alleged violations under this
10 Section and proceed without shifting or reducing the load being
11 transported or may shift or reduce the load under the
12 provisions of subsection (d) or (e) of this Section, when
13 applicable. Any fine imposed following an overweight violation
14 by a vehicle registered as a Special Hauling Vehicle
15 transporting asphalt or concrete in the plastic state shall be
16 paid as provided in subsection 4 of paragraph (a) of Section
17 16-105 of this Code.

18 (c) The Department of Transportation may, at the request of
19 the Department of State Police, erect appropriate regulatory
20 signs on any State highway directing second division vehicles
21 to a scale. The Department of Transportation may also, at the
22 direction of any State Police officer, erect portable
23 regulating signs on any highway directing second division
24 vehicles to a portable scale. Every such vehicle, pursuant to
25 such sign, shall stop and be weighed.

26 (d) Whenever any axle load of a vehicle exceeds the axle or

1 tandem axle weight limits permitted by paragraph (a) ~~or (f)~~ of
2 Section 15-111 by 2000 pounds or less, the owner or operator of
3 the vehicle must shift or remove the excess so as to comply
4 with paragraph (a) ~~or (f)~~ of Section 15-111. No overweight
5 arrest ticket shall be issued to the owner or operator of the
6 vehicle by any officer if the excess weight is shifted or
7 removed as required by this paragraph.

8 (e) Whenever the gross weight of a vehicle with a
9 registered gross weight ~~of over 77,000 80,000~~ pounds ~~or less~~
10 exceeds the weight limits of paragraph (a) ~~(b) or (f)~~ of
11 Section 15-111 of this Chapter by 2000 pounds or less, the
12 owner or operator of the vehicle must remove the excess.
13 Whenever the gross weight of a vehicle with a registered gross
14 weight of 77,000 80,000 pounds or more exceeds the weight
15 limits of paragraph (a) ~~(b) or (f)~~ of Section 15-111 by 1,000
16 pounds or less or 2,000 pounds or less if weighed on wheel load
17 weighers, the owner or operator of the vehicle must remove the
18 excess. In either case no arrest ticket for any overweight
19 violation of this Code shall be issued to the owner or operator
20 of the vehicle by any officer if the excess weight is removed
21 as required by this paragraph. A person who has been granted a
22 special permit under Section 15-301 of this Code shall not be
23 granted a tolerance on wheel load weighers.

24 (e-5) Auxiliary power or idle reduction unit (APU) weight.

25 (1) A vehicle with a fully functional APU shall be
26 allowed an additional 400 pounds or the certified unit

1 weight, whichever is less. The additional pounds may be
2 allowed in gross, axles, or bridge formula weight limits
3 above the legal weight limits except when overweight on an
4 axle or axles of the towed unit or units in combination.
5 This tolerance shall be given in addition to the limits in
6 subsection (d) of this Section.

7 (2) An operator of a vehicle equipped with an APU shall
8 carry written certification showing the weight of the APU,
9 which shall be displayed upon the request of any law
10 enforcement officer.

11 (3) The operator may be required to demonstrate or
12 certify that the APU is fully functional at all times.

13 (4) This allowance may not be granted above the weight
14 limits specified on any loads permitted under Section
15 15-301 of this Code.

16 (f) Whenever an axle load of a vehicle exceeds axle weight
17 limits allowed by the provisions of a permit an arrest ticket
18 shall be issued, but the owner or operator of the vehicle may
19 shift the load so as to comply with the provisions of the
20 permit. Where such shifting of a load to comply with the permit
21 is accomplished, the owner or operator of the vehicle may then
22 proceed.

23 (g) Any driver of a vehicle who refuses to stop and submit
24 his vehicle and load to weighing after being directed to do so
25 by an officer or removes or causes the removal of the load or
26 part of it prior to weighing is guilty of a business offense

1 and shall be fined not less than \$500 nor more than \$2,000.

2 (Source: P.A. 96-34, eff. 1-1-10.)

3 (625 ILCS 5/15-113) (from Ch. 95 1/2, par. 15-113)

4 Sec. 15-113. Violations; Penalties.

5 (a) Whenever any vehicle is operated in violation of the
6 provisions of Section 15-111 or subsection (d) of Section
7 3-401, the owner or driver of such vehicle shall be deemed
8 guilty of such violation and either the owner or the driver of
9 such vehicle may be prosecuted for such violation. Any person
10 charged with a violation of any of these provisions who pleads
11 not guilty shall be present in court for the trial on the
12 charge. Any person, firm or corporation convicted of any
13 violation of Section 15-111 including, but not limited to, a
14 maximum axle or gross limit specified on a regulatory sign
15 posted in accordance with paragraph (e) or (f) ~~(g) or (h)~~ of
16 Section 15-111, shall be fined according to the following
17 schedule:

18 Up to and including 2000 pounds overweight, the fine is \$100

19 From 2001 through 2500 pounds overweight, the fine is \$270

20 From 2501 through 3000 pounds overweight, the fine is \$330

21 From 3001 through 3500 pounds overweight, the fine is \$520

1 From 3501 through 4000 pounds overweight, the fine is \$600

2 From 4001 through 4500 pounds overweight, the fine is \$850

3 From 4501 through 5000 pounds overweight, the fine is \$950

4 From 5001 or more pounds overweight, the fine shall be computed
5 by assessing \$1500 for the first 5000 pounds overweight and
6 \$150 for each additional increment of 500 pounds overweight or
7 fraction thereof.

8 In addition any person, firm or corporation convicted of 4
9 or more violations of Section 15-111 within any 12 month period
10 shall be fined an additional amount of \$5,000 for the fourth
11 and each subsequent conviction within the 12 month period.
12 Provided, however, that with regard to a firm or corporation, a
13 fourth or subsequent conviction shall mean a fourth or
14 subsequent conviction attributable to any one employee-driver.

15 (b) Whenever any vehicle is operated in violation of the
16 provisions of Sections 15-102, 15-103 or 15-107, the owner or
17 driver of such vehicle shall be deemed guilty of such violation
18 and either may be prosecuted for such violation. Any person,
19 firm or corporation convicted of any violation of Sections
20 15-102, 15-103 or 15-107 shall be fined for the first or second
21 conviction an amount equal to not less than \$50 nor more than

1 \$500, and for the third and subsequent convictions by the same
2 person, firm or corporation within a period of one year after
3 the date of the first offense, not less than \$500 nor more than
4 \$1,000.

5 (c) All proceeds of the additional fines imposed by this
6 amendatory Act of the 96th General Assembly shall be deposited
7 into the Capital Projects Fund.

8 (Source: P.A. 96-34, eff. 1-1-10; 96-1000, eff. 7-2-10.)

9 (625 ILCS 5/15-301) (from Ch. 95 1/2, par. 15-301)

10 Sec. 15-301. Permits for excess size and weight.

11 (a) The Department with respect to highways under its
12 jurisdiction and local authorities with respect to highways
13 under their jurisdiction may, in their discretion, upon
14 application and good cause being shown therefor, issue a
15 special permit authorizing the applicant to operate or move a
16 vehicle or combination of vehicles of a size or weight of
17 vehicle or load exceeding the maximum specified in this Act or
18 otherwise not in conformity with this Act upon any highway
19 under the jurisdiction of the party granting such permit and
20 for the maintenance of which the party is responsible.
21 Applications and permits other than those in written or printed
22 form may only be accepted from and issued to the company or
23 individual making the movement. Except for an application to
24 move directly across a highway, it shall be the duty of the
25 applicant to establish in the application that the load to be

1 moved by such vehicle or combination is composed of a single
2 nondivisible object that cannot reasonably be dismantled or
3 disassembled. For the purpose of over length movements, more
4 than one object may be carried side by side as long as the
5 height, width, and weight laws are not exceeded and the cause
6 for the over length is not due to multiple objects. For the
7 purpose of over height movements, more than one object may be
8 carried as long as the cause for the over height is not due to
9 multiple objects and the length, width, and weight laws are not
10 exceeded. For the purpose of an over width movement, more than
11 one object may be carried as long as the cause for the over
12 width is not due to multiple objects and length, height, and
13 weight laws are not exceeded. No state or local agency shall
14 authorize the issuance of excess size or weight permits for
15 vehicles and loads that are divisible and that can be carried,
16 when divided, within the existing size or weight maximums
17 specified in this Chapter. Any excess size or weight permit
18 issued in violation of the provisions of this Section shall be
19 void at issue and any movement made thereunder shall not be
20 authorized under the terms of the void permit. In any
21 prosecution for a violation of this Chapter when the
22 authorization of an excess size or weight permit is at issue,
23 it is the burden of the defendant to establish that the permit
24 was valid because the load to be moved could not reasonably be
25 dismantled or disassembled, or was otherwise nondivisible.

26 (b) The application for any such permit shall: (1) state

1 whether such permit is requested for a single trip or for
2 limited continuous operation; (2) state if the applicant is an
3 authorized carrier under the Illinois Motor Carrier of Property
4 Law, if so, his certificate, registration or permit number
5 issued by the Illinois Commerce Commission; (3) specifically
6 describe and identify the vehicle or vehicles and load to be
7 operated or moved except that for vehicles or vehicle
8 combinations registered by the Department as provided in
9 Section 15-319 of this Chapter, only the Illinois Department of
10 Transportation's (IDT) registration number or classification
11 need be given; (4) state the routing requested including the
12 points of origin and destination, and may identify and include
13 a request for routing to the nearest certified scale in
14 accordance with the Department's rules and regulations,
15 provided the applicant has approval to travel on local roads;
16 and (5) state if the vehicles or loads are being transported
17 for hire. No permits for the movement of a vehicle or load for
18 hire shall be issued to any applicant who is required under the
19 Illinois Motor Carrier of Property Law to have a certificate,
20 registration or permit and does not have such certificate,
21 registration or permit.

22 (c) The Department or local authority when not inconsistent
23 with traffic safety is authorized to issue or withhold such
24 permit at its discretion; or, if such permit is issued at its
25 discretion to prescribe the route or routes to be traveled, to
26 limit the number of trips, to establish seasonal or other time

1 limitations within which the vehicles described may be operated
2 on the highways indicated, or otherwise to limit or prescribe
3 conditions of operations of such vehicle or vehicles, when
4 necessary to assure against undue damage to the road
5 foundations, surfaces or structures, and may require such
6 undertaking or other security as may be deemed necessary to
7 compensate for any injury to any roadway or road structure. The
8 Department shall maintain a daily record of each permit issued
9 along with the fee and the stipulated dimensions, weights,
10 conditions and restrictions authorized and this record shall be
11 presumed correct in any case of questions or dispute. The
12 Department shall install an automatic device for recording
13 applications received and permits issued by telephone. In
14 making application by telephone, the Department and applicant
15 waive all objections to the recording of the conversation.

16 (d) The Department shall, upon application in writing from
17 any local authority, issue an annual permit authorizing the
18 local authority to move oversize highway construction,
19 transportation, utility and maintenance equipment over roads
20 under the jurisdiction of the Department. The permit shall be
21 applicable only to equipment and vehicles owned by or
22 registered in the name of the local authority, and no fee shall
23 be charged for the issuance of such permits.

24 (e) As an exception to paragraph (a) of this Section, the
25 Department and local authorities, with respect to highways
26 under their respective jurisdictions, in their discretion and

1 upon application in writing may issue a special permit for
2 limited continuous operation, authorizing the applicant to
3 move loads of agricultural commodities on a 2 axle single
4 vehicle registered by the Secretary of State with axle loads
5 not to exceed 35%, on a 3 or 4 axle vehicle registered by the
6 Secretary of State with axle loads not to exceed 20%, and on a
7 5 axle vehicle registered by the Secretary of State not to
8 exceed 10% above those provided in Section 15-111. The total
9 gross weight of the vehicle, however, may not exceed the
10 maximum gross weight of the registration class of the vehicle
11 allowed under Section 3-815 or 3-818 of this Code.

12 As used in this Section, "agricultural commodities" means:

13 (1) cultivated plants or agricultural produce grown
14 including, but is not limited to, corn, soybeans, wheat,
15 oats, grain sorghum, canola, and rice;

16 (2) livestock, including but not limited to hogs,
17 equine, sheep, and poultry;

18 (3) ensilage; and

19 (4) fruits and vegetables.

20 Permits may be issued for a period not to exceed 40 days
21 and moves may be made of a distance not to exceed 50 miles from
22 a field, an on-farm grain storage facility, a warehouse as
23 defined in the Illinois Grain Code, or a livestock management
24 facility as defined in the Livestock Management Facilities Act
25 over any highway except the National System of Interstate and
26 Defense Highways. The operator of the vehicle, however, must

1 abide by posted bridge and posted highway weight limits. All
2 implements of husbandry operating under this Section between
3 sunset and sunrise shall be equipped as prescribed in Section
4 12-205.1.

5 (e-1) Upon a declaration by the Governor that an emergency
6 harvest situation exists, a special permit issued by the
7 Department under this Section shall not be required from
8 September 1 through December 31 during harvest season
9 emergencies, provided that the weight does not exceed 20% above
10 the limits provided in Section 15-111. All other restrictions
11 that apply to permits issued under this Section shall apply
12 during the declared time period. With respect to highways under
13 the jurisdiction of local authorities, the local authorities
14 may, at their discretion, waive special permit requirements
15 during harvest season emergencies. This permit exemption shall
16 apply to all vehicles eligible to obtain permits under this
17 Section, including commercial vehicles in use during the
18 declared time period.

19 (f) The form and content of the permit shall be determined
20 by the Department with respect to highways under its
21 jurisdiction and by local authorities with respect to highways
22 under their jurisdiction. Every permit shall be in written form
23 and carried in the vehicle or combination of vehicles to which
24 it refers and shall be open to inspection by any police officer
25 or authorized agent of any authority granting the permit and no
26 person shall violate any of the terms or conditions of such

1 special permit. Violation of the terms and conditions of the
2 permit shall not be deemed a revocation of the permit; however,
3 any vehicle and load found to be off the route prescribed in
4 the permit shall be held to be operating without a permit. Any
5 off route vehicle and load shall be required to obtain a new
6 permit or permits, as necessary, to authorize the movement back
7 onto the original permit routing. No rule or regulation, nor
8 anything herein shall be construed to authorize any police
9 officer, court, or authorized agent of any authority granting
10 the permit to remove the permit from the possession of the
11 permittee unless the permittee is charged with a fraudulent
12 permit violation as provided in paragraph (i). However, upon
13 arrest for an offense of violation of permit, operating without
14 a permit when the vehicle is off route, or any size or weight
15 offense under this Chapter when the permittee plans to raise
16 the issuance of the permit as a defense, the permittee, or his
17 agent, must produce the permit at any court hearing concerning
18 the alleged offense.

19 If the permit designates and includes a routing to a
20 certified scale, the permittee, while enroute to the designated
21 scale, shall be deemed in compliance with the weight provisions
22 of the permit provided the axle or gross weights do not exceed
23 any of the permitted limits by more than the following amounts:

24	Single axle	2000 pounds
25	Tandem axle	3000 pounds
26	Gross	5000 pounds

1 (g) The Department is authorized to adopt, amend, and to
2 make available to interested persons a policy concerning
3 reasonable rules, limitations and conditions or provisions of
4 operation upon highways under its jurisdiction in addition to
5 those contained in this Section for the movement by special
6 permit of vehicles, combinations, or loads which cannot
7 reasonably be dismantled or disassembled, including
8 manufactured and modular home sections and portions thereof.
9 All rules, limitations and conditions or provisions adopted in
10 the policy shall have due regard for the safety of the
11 traveling public and the protection of the highway system and
12 shall have been promulgated in conformity with the provisions
13 of the Illinois Administrative Procedure Act. The requirements
14 of the policy for flagmen and escort vehicles shall be the same
15 for all moves of comparable size and weight. When escort
16 vehicles are required, they shall meet the following
17 requirements:

18 (1) All operators shall be 18 years of age or over and
19 properly licensed to operate the vehicle.

20 (2) Vehicles escorting oversized loads more than
21 12-feet wide must be equipped with a rotating or flashing
22 amber light mounted on top as specified under Section
23 12-215.

24 The Department shall establish reasonable rules and
25 regulations regarding liability insurance or self insurance
26 for vehicles with oversized loads promulgated under The

1 Illinois Administrative Procedure Act. Police vehicles may be
2 required for escort under circumstances as required by rules
3 and regulations of the Department.

4 (h) Violation of any rule, limitation or condition or
5 provision of any permit issued in accordance with the
6 provisions of this Section shall not render the entire permit
7 null and void but the violator shall be deemed guilty of
8 violation of permit and guilty of exceeding any size, weight or
9 load limitations in excess of those authorized by the permit.
10 The prescribed route or routes on the permit are not mere
11 rules, limitations, conditions, or provisions of the permit,
12 but are also the sole extent of the authorization granted by
13 the permit. If a vehicle and load are found to be off the route
14 or routes prescribed by any permit authorizing movement, the
15 vehicle and load are operating without a permit. Any off route
16 movement shall be subject to the size and weight maximums,
17 under the applicable provisions of this Chapter, as determined
18 by the type or class highway upon which the vehicle and load
19 are being operated.

20 (i) Whenever any vehicle is operated or movement made under
21 a fraudulent permit the permit shall be void, and the person,
22 firm, or corporation to whom such permit was granted, the
23 driver of such vehicle in addition to the person who issued
24 such permit and any accessory, shall be guilty of fraud and
25 either one or all persons may be prosecuted for such violation.
26 Any person, firm, or corporation committing such violation

1 shall be guilty of a Class 4 felony and the Department shall
2 not issue permits to the person, firm or corporation convicted
3 of such violation for a period of one year after the date of
4 conviction. Penalties for violations of this Section shall be
5 in addition to any penalties imposed for violation of other
6 Sections of this Act.

7 (j) Whenever any vehicle is operated or movement made in
8 violation of a permit issued in accordance with this Section,
9 the person to whom such permit was granted, or the driver of
10 such vehicle, is guilty of such violation and either, but not
11 both, persons may be prosecuted for such violation as stated in
12 this subsection (j). Any person, firm or corporation convicted
13 of such violation shall be guilty of a petty offense and shall
14 be fined for the first offense, not less than \$50 nor more than
15 \$200 and, for the second offense by the same person, firm or
16 corporation within a period of one year, not less than \$200 nor
17 more than \$300 and, for the third offense by the same person,
18 firm or corporation within a period of one year after the date
19 of the first offense, not less than \$300 nor more than \$500 and
20 the Department shall not issue permits to the person, firm or
21 corporation convicted of a third offense during a period of one
22 year after the date of conviction for such third offense.

23 (k) Whenever any vehicle is operated on local roads under
24 permits for excess width or length issued by local authorities,
25 such vehicle may be moved upon a State highway for a distance
26 not to exceed one-half mile without a permit for the purpose of

1 crossing the State highway.

2 (l) Notwithstanding any other provision of this Section,
3 the Department, with respect to highways under its
4 jurisdiction, and local authorities, with respect to highways
5 under their jurisdiction, may at their discretion authorize the
6 movement of a vehicle in violation of any size or weight
7 requirement, or both, that would not ordinarily be eligible for
8 a permit, when there is a showing of extreme necessity that the
9 vehicle and load should be moved without unnecessary delay.

10 For the purpose of this subsection, showing of extreme
11 necessity shall be limited to the following: shipments of
12 livestock, hazardous materials, liquid concrete being hauled
13 in a mobile cement mixer, or hot asphalt.

14 (m) Penalties for violations of this Section shall be in
15 addition to any penalties imposed for violating any other
16 Section of this Code.

17 (n) The Department with respect to highways under its
18 jurisdiction and local authorities with respect to highways
19 under their jurisdiction, in their discretion and upon
20 application in writing, may issue a special permit for
21 continuous limited operation, authorizing the applicant to
22 operate a tow-truck that exceeds the weight limits provided for
23 in subsection (a) ~~(d)~~ of Section 15-111, provided:

24 (1) no rear single axle of the tow-truck exceeds 26,000
25 pounds;

26 (2) no rear tandem axle of the tow-truck exceeds 50,000

1 pounds;

2 (2.1) no triple rear axle on a manufactured recovery
3 unit exceeds 60,000 pounds;

4 (3) neither the disabled vehicle nor the disabled
5 combination of vehicles exceed the weight restrictions
6 imposed by this Chapter 15, or the weight limits imposed
7 under a permit issued by the Department prior to hookup;

8 (4) the tow-truck prior to hookup does not exceed the
9 weight restrictions imposed by this Chapter 15;

10 (5) during the tow operation the tow-truck does not
11 violate any weight restriction sign;

12 (6) the tow-truck is equipped with flashing, rotating,
13 or oscillating amber lights, visible for at least 500 feet
14 in all directions;

15 (7) the tow-truck is specifically designed and
16 licensed as a tow-truck;

17 (8) the tow-truck has a gross vehicle weight rating of
18 sufficient capacity to safely handle the load;

19 (9) the tow-truck is equipped with air brakes;

20 (10) the tow-truck is capable of utilizing the lighting
21 and braking systems of the disabled vehicle or combination
22 of vehicles;

23 (11) the tow commences at the initial point of wreck or
24 disablement and terminates at a point where the repairs are
25 actually to occur;

26 (12) the permit issued to the tow-truck is carried in

1 the tow-truck and exhibited on demand by a police officer;
2 and

3 (13) the movement shall be valid only on state routes
4 approved by the Department.

5 (o) The Department, with respect to highways under its
6 jurisdiction, and local authorities, with respect to highways
7 under their jurisdiction, in their discretion and upon
8 application in writing, may issue a special permit for
9 continuous limited operation, authorizing the applicant to
10 transport raw milk that exceeds the weight limits provided for
11 in subsection (a) ~~subsections (b) and (f)~~ of Section 15-111 of
12 this Code, provided:

13 (1) no single axle exceeds 20,000 pounds;

14 (2) no gross weight exceeds 80,000 pounds;

15 (3) permits issued by the State are good only for
16 federal and State highways and are not applicable to
17 interstate highways; and

18 (4) all road and bridge postings must be obeyed.

19 (Source: P.A. 95-331, eff. 8-21-07; 95-666, eff. 10-11-07.)

20 (625 ILCS 5/15-307) (from Ch. 95 1/2, par. 15-307)

21 Sec. 15-307. Fees for Overweight-Gross Loads. Fees for
22 special permits to move vehicles, combinations of vehicles and
23 loads with overweight-gross loads shall be paid at the flat
24 rate fees established in this Section for weights in excess of
25 legal gross weights, by the applicant to the Department.

1 (a) With respect to fees for overweight-gross loads listed
 2 in this Section and for overweight-axle loads listed in Section
 3 15-306, one fee only shall be charged, whichever is the
 4 greater, but not for both.

5 (b) In lieu of the fees stated in this Section and Section
 6 15-306, with respect to combinations of vehicles consisting of
 7 a 3-axle truck tractor with a tandem axle composed of 2
 8 consecutive axles drawing a semitrailer, or other vehicle
 9 approved by the Department, equipped with a tandem axle
 10 composed of 3 consecutive axles, weighing over 80,000 pounds
 11 but not more than 88,000 pounds gross weight, the fees shall be
 12 at the following rates:

13	Distance	Rate
14	For the first 45 miles	\$10
15	From 45 miles to 90 miles	12.50
16	From 90 miles to 135 miles	15.00
17	From 135 miles to 180 miles	17.50
18	From 180 miles to 225 miles	20.00
19	For each additional 45 miles or part	
20	thereof in excess of the rate for	
21	225 miles, an additional	2.50

22 For such combinations weighing over 88,000 pounds but not
 23 more than 100,000 pounds gross weight, the fees shall be at the
 24 following rates:

25	Distance	Rate
26	For the first 45 miles	15

1	From 45 miles to 90 miles	25
2	From 90 miles to 135 miles	35
3	From 135 miles to 180 miles	45
4	From 180 miles to 225 miles	55

5 For each additional 45 miles or part
6 thereof in excess of the rate for
7 225 miles, an additional 10

8 For such combination weighing over 100,000 pounds but not
9 more than 110,000 pounds gross weight, the fees shall be at the
10 following rates:

11	Distance	Rate
12	For the first 45 miles	\$20
13	From 45 miles to 90 miles	32.50
14	From 90 miles to 135 miles	45
15	From 135 miles to 180 miles	57.50
16	From 180 miles to 225 miles	70

17 For each additional 45 miles or part
18 thereof in excess of the rate for
19 225 miles an additional 12.50

20 For such combinations weighing over 110,000 pounds but not
21 more than 120,000 pounds gross weight, the fees shall be at the
22 following rates:

23	Distance	Rate
24	For the first 45 miles	\$30
25	From 46 miles to 90 miles	55
26	From 90 miles to 135 miles	80

1	From 135 miles to 180 miles	105
2	From 180 miles to 225 miles	130
3	For each additional 45 miles or part	
4	thereof in excess of the rate	
5	for 225 miles an additional	25

6 Payment of overweight fees for the above combinations also
 7 shall include fees for overwidth dimensions of 4 feet or less,
 8 overheight and overlength. Any overwidth in excess of 4 feet
 9 shall be charged an additional fee of \$15.

10 (c) In lieu of the fees stated in this Section and Section
 11 15-306 of this Chapter, with respect to combinations of
 12 vehicles consisting of a 3-axle truck tractor with a tandem
 13 axle composed of 2 consecutive axles drawing a semitrailer, or
 14 other vehicle approved by the Department, equipped with a
 15 tandem axle composed of 2 consecutive axles, weighing over
 16 80,000 pounds but not more than 88,000 pounds gross weight, the
 17 fees shall be at the following rates:

18	Distance	Rate
19	For the first 45 miles	\$20
20	From 45 miles to 90 miles	32.50
21	From 90 miles to 135 miles	45
22	From 135 miles to 180 miles	57.50
23	From 180 miles to 225 miles	70
24	For each additional 60 miles or part	
25	thereof in excess of the rate for	
26	225 miles an additional	12.50

1 For such combination weighing over 88,000 pounds but not
2 more than 100,000 pounds gross weight, the fees shall be at the
3 following rates:

4 Distance	Rate
5 For the first 45 miles	\$30
6 From 46 miles to 90 miles	55
7 From 90 miles to 135 miles	80
8 From 135 miles to 180 miles	105
9 From 180 miles to 225 miles	130
10 For each additional 45 miles or part	
11 thereof in excess of the rate for	
12 225 miles an additional	25

13 Payment of overweight fees for the above combinations also
14 shall include fees for overwidth dimension of 4 feet or less,
15 overheight and overlength. Any overwidth in excess of 4 feet
16 shall be charged an additional overwidth fee of \$15.

17 (d) In lieu of the fees stated in this Section and in
18 Section 15-306 of this Chapter, with respect to a 3 (or more)
19 axle mobile crane or water well-drilling vehicle consisting of
20 a single axle and a tandem axle or 2 tandem axle groups
21 composed of 2 consecutive axles each, with a distance of
22 extreme axles not less than 18 feet, weighing not more than
23 60,000 pounds gross with no single axle weighing more than
24 21,000 pounds, or any tandem axle group to exceed 40,000
25 pounds, the fees shall be at the following rates:

26 Distance	Rate
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1 For the first 45 miles \$12.50
 2 For each additional 45 miles or portion thereof 9.00

3 For such vehicles weighing over 60,000 pounds but not more
 4 than 68,000 pounds with no single axle weighing more than
 5 21,000 pounds and no tandem axle group exceeding 48,000 pounds,
 6 the fees shall be at the following rates:

7 Distance	Rate
8 For the first 45 miles	\$20
9 For each additional 45 miles or portion thereof	12.50

10 Payment of overweight fees for the above vehicle shall
 11 include overwidth dimension of 4 feet or less, overheight and
 12 overlength. Any overwidth in excess of 4 feet shall be charged
 13 an additional overwidth fee of \$15.

14 (e) In lieu of the fees stated in this Section and in
 15 Section 15-306 of this Chapter, with respect to a 4 (or more)
 16 axle mobile crane or water well drilling vehicle consisting of
 17 2 sets of tandem axles composed of 2 or more consecutive axles
 18 each with a distance between extreme axles of not less than 23
 19 feet weighing not more than 72,000 pounds with axle weights on
 20 one set of tandem axles not more than 34,000 pounds, and weight
 21 in the other set of tandem axles not to exceed 40,000 pounds,
 22 the fees shall be at the following rates:

23 Distance	Rate
24 For the first 45 miles	\$15
25 For each additional 45 miles or portion thereof	10

1 For such vehicles weighing over 72,000 pounds but not more
 2 than 76,000 pounds with axle weights on either set of tandem
 3 axles not more than 44,000 pounds, the fees shall be at the
 4 following rates:

5	Distance	Rate
6	For the first 45 miles	\$20
7	For each additional 45 miles or portion thereof	12.50

8 Payment of overweight fees for the above vehicle shall
 9 include overwidth dimension of 4 feet or less, overheight and
 10 overlength. Any overwidth in excess of 4 feet shall be charged
 11 an additional fee of \$15.

12 (f) In lieu of fees stated in this Section and in Section
 13 15-306 of this Chapter, with respect to a two axle mobile crane
 14 or water well-drilling vehicle consisting of 2 single axles
 15 weighing not more than 48,000 pounds with no single axle
 16 weighing more than 25,000 pounds, the fees shall be at the
 17 following rates:

18	Distance	Rate
19	For the first 45 miles	\$15
20	For each additional 45 miles or portion thereof	10

21 For such vehicles weighing over 48,000 pounds but not more
 22 than 54,000 pounds with no single axle weighing more than
 23 28,000 pounds, the fees shall be at the following rates:

24	Distance	Rate
25	For the first 45 miles	\$20
26	For each additional 45 miles or portion thereof	12.50

1 Payment of overweight fees for the above vehicle shall
2 include overwidth dimension of 4 feet or less, overheight and
3 overlength. Any overwidth in excess of 4 feet shall be charged
4 an additional overwidth fee of \$15.

5 (g) Fees for special permits to move vehicles, combinations
6 of vehicles, and loads with overweight gross loads not included
7 in the fee categories shall be paid by the applicant to the
8 Department at the rate of \$50 plus 3.5 cents per ton-mile in
9 excess of legal weight.

10 With respect to fees for overweight gross loads not
11 included in the schedules specified in paragraphs (a) through
12 (e) of Section 15-307 and for overweight axle loads listed in
13 Section 15-306, one fee only shall be charged, whichever is the
14 greater, but not both. An additional fee in accordance with the
15 schedule set forth in Section 15-305 shall be charged for each
16 overdimension.

17 (h) Fees for special permits for continuous limited
18 operation authorizing the applicant to operate vehicles that
19 exceed the weight limits provided for in subsection (a) ~~(d)~~ of
20 Section 15-111.

21 All single axles excluding the steer axle and axles within
22 a tandem are limited to 24,000 pounds or less unless otherwise
23 noted in this subsection (h). Loads up to 12 feet wide and 110
24 feet in length shall be included within this permit. Fees shall
25 be \$250 for a quarterly and \$1,000 for an annual permit. Front
26 tag axle and double tandem trailers are not eligible.

1 The following configurations qualify for the quarterly and
2 annual permits:

3 (1) 3 or more axles, total gross weight of 68,000
4 pounds or less, front tandem or axle 21,000 pounds or less,
5 rear tandem 48,000 pounds or less on 2 or 3 axles, 25,000
6 pounds or less on single axle;

7 (2) 4 or more axles, total gross weight of 76,000
8 pounds or less, front tandem 44,000 pounds or less on 2
9 axles, front axle 20,000 pounds or less, rear tandem 44,000
10 pounds or less on 2 axles and 23,000 pounds or less on
11 single axle or 48,000 pounds or less on 3 axles, 25,000
12 pounds or less on single axle;

13 (3) 5 or more axles, total gross weight of 100,000
14 pounds or less, front tandem 48,000 pounds or less on 2
15 axles, front axle 20,000 pounds or less, 25,000 pounds or
16 less on single axle, rear tandem 48,000 pounds or less on 2
17 axles, 25,000 pounds or less on single axle;

18 (4) 6 or more axles, total gross weight of 120,000
19 pounds or less, front tandem 48,000 pounds or less on 2
20 axles, front axle 20,000 pounds or less, single axle 25,000
21 pounds or less, or rear tandem 60,000 pounds or less on 3
22 axles, 21,000 pounds or less on single axles within a
23 tandem.

24 (Source: P.A. 96-34, eff. 1-1-10.)".