

# HB0170



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB0170

Introduced 1/18/2013, by Rep. Jim Durkin

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-602.1

Amends the Vehicle Code. Allows the Department of Transportation to erect and maintain signs prohibiting commercial vehicles from operating an engine braking system that emits excessive noise on interstate highways near residential areas or communities (rather than only near weigh stations adjacent to residential areas or communities).

LRB098 02623 MLW 32628 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Section 12-602.1 as follows:

6 (625 ILCS 5/12-602.1)

7 Sec. 12-602.1. Excessive engine braking noise signs.

8 (a) A county or municipality may post signs that prohibit  
9 the driver of a commercial vehicle, as defined in Section  
10 1-111.8 of this Code, from operating or actuating any engine  
11 braking system that emits excessive noise. The Department of  
12 Transportation may erect and maintain the signs on interstate  
13 highways near ~~weigh stations that are adjacent to~~ residential  
14 areas or communities.

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

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

21 (d) It is a defense to this Section that the driver used an  
22 engine braking system that emits excessive noise in an  
23 emergency to avoid a collision with a person or another vehicle

1 on the highway.

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

4 (Source: P.A. 96-523, eff. 1-1-10.)