



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB1481

Introduced 2/20/2015, by Sen. Antonio Muñoz

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-208.6  
625 ILCS 5/11-208.8

Amends the Illinois Vehicle Code. Provides that the Secretary of State may not renew the registration of a vehicle until the registered owner of the vehicle completes a required traffic education program or pays any fine or penalty due and owing, or both, as a result of a violation of the automated traffic law enforcement system or the automated speed enforcement system. Provides that the Section concerning automated speed enforcement systems in safety zones applies to the counties of Cook, DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will and to municipalities located within those counties (instead of in municipalities with a population of 1,000,000 or more inhabitants).

LRB099 08837 RJF 29009 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Sections 11-208.6 and 11-208.8 as follows:

6 (625 ILCS 5/11-208.6)

7 Sec. 11-208.6. Automated traffic law enforcement system.

8 (a) As used in this Section, "automated traffic law  
9 enforcement system" means a device with one or more motor  
10 vehicle sensors working in conjunction with a red light signal  
11 to produce recorded images of motor vehicles entering an  
12 intersection against a red signal indication in violation of  
13 Section 11-306 of this Code or a similar provision of a local  
14 ordinance.

15 An automated traffic law enforcement system is a system, in  
16 a municipality or county operated by a governmental agency,  
17 that produces a recorded image of a motor vehicle's violation  
18 of a provision of this Code or a local ordinance and is  
19 designed to obtain a clear recorded image of the vehicle and  
20 the vehicle's license plate. The recorded image must also  
21 display the time, date, and location of the violation.

22 (b) As used in this Section, "recorded images" means images  
23 recorded by an automated traffic law enforcement system on:

- 1 (1) 2 or more photographs;
- 2 (2) 2 or more microphotographs;
- 3 (3) 2 or more electronic images; or
- 4 (4) a video recording showing the motor vehicle and, on  
5 at least one image or portion of the recording, clearly  
6 identifying the registration plate number of the motor  
7 vehicle.

8 (b-5) A municipality or county that produces a recorded  
9 image of a motor vehicle's violation of a provision of this  
10 Code or a local ordinance must make the recorded images of a  
11 violation accessible to the alleged violator by providing the  
12 alleged violator with a website address, accessible through the  
13 Internet.

14 (c) Except as provided under Section 11-208.8 of this Code,  
15 a county or municipality, including a home rule county or  
16 municipality, may not use an automated traffic law enforcement  
17 system to provide recorded images of a motor vehicle for the  
18 purpose of recording its speed. Except as provided under  
19 Section 11-208.8 of this Code, the regulation of the use of  
20 automated traffic law enforcement systems to record vehicle  
21 speeds is an exclusive power and function of the State. This  
22 subsection (c) is a denial and limitation of home rule powers  
23 and functions under subsection (h) of Section 6 of Article VII  
24 of the Illinois Constitution.

25 (c-5) A county or municipality, including a home rule  
26 county or municipality, may not use an automated traffic law

1 enforcement system to issue violations in instances where the  
2 motor vehicle comes to a complete stop and does not enter the  
3 intersection, as defined by Section 1-132 of this Code, during  
4 the cycle of the red signal indication unless one or more  
5 pedestrians or bicyclists are present, even if the motor  
6 vehicle stops at a point past a stop line or crosswalk where a  
7 driver is required to stop, as specified in subsection (c) of  
8 Section 11-306 of this Code or a similar provision of a local  
9 ordinance.

10 (c-6) A county, or a municipality with less than 2,000,000  
11 inhabitants, including a home rule county or municipality, may  
12 not use an automated traffic law enforcement system to issue  
13 violations in instances where a motorcyclist enters an  
14 intersection against a red signal indication when the red  
15 signal fails to change to a green signal within a reasonable  
16 period of time not less than 120 seconds because of a signal  
17 malfunction or because the signal has failed to detect the  
18 arrival of the motorcycle due to the motorcycle's size or  
19 weight.

20 (d) For each violation of a provision of this Code or a  
21 local ordinance recorded by an automatic traffic law  
22 enforcement system, the county or municipality having  
23 jurisdiction shall issue a written notice of the violation to  
24 the registered owner of the vehicle as the alleged violator.  
25 The notice shall be delivered to the registered owner of the  
26 vehicle, by mail, within 30 days after the Secretary of State

1 notifies the municipality or county of the identity of the  
2 owner of the vehicle, but in no event later than 90 days after  
3 the violation.

4 The notice shall include:

5 (1) the name and address of the registered owner of the  
6 vehicle;

7 (2) the registration number of the motor vehicle  
8 involved in the violation;

9 (3) the violation charged;

10 (4) the location where the violation occurred;

11 (5) the date and time of the violation;

12 (6) a copy of the recorded images;

13 (7) the amount of the civil penalty imposed and the  
14 requirements of any traffic education program imposed and  
15 the date by which the civil penalty should be paid and the  
16 traffic education program should be completed;

17 (8) a statement that recorded images are evidence of a  
18 violation of a red light signal;

19 (9) a warning that failure to pay the civil penalty, to  
20 complete a required traffic education program, or to  
21 contest liability in a timely manner is an admission of  
22 liability and may result in a suspension of the driving  
23 privileges of the registered owner of the vehicle, denial  
24 of vehicle registration renewal, or both;

25 (10) a statement that the person may elect to proceed  
26 by:

1 (A) paying the fine, completing a required traffic  
2 education program, or both; or

3 (B) challenging the charge in court, by mail, or by  
4 administrative hearing; and

5 (11) a website address, accessible through the  
6 Internet, where the person may view the recorded images of  
7 the violation.

8 (e) If a person charged with a traffic violation, as a  
9 result of an automated traffic law enforcement system, does not  
10 pay the fine or complete a required traffic education program,  
11 or both, or successfully contest the civil penalty resulting  
12 from that violation, the Secretary of State shall suspend the  
13 driving privileges of the registered owner of the vehicle under  
14 Section 6-306.5 of this Code for failing to complete a required  
15 traffic education program or to pay any fine or penalty due and  
16 owing, or both, as a result of a combination of 5 violations of  
17 the automated traffic law enforcement system or the automated  
18 speed enforcement system under Section 11-208.8 of this Code.

19 (e-5) If a person charged with a traffic violation, as a  
20 result of an automated traffic law enforcement system, does not  
21 pay the fine or complete a required traffic education program,  
22 or both, or successfully contest the civil penalty resulting  
23 from the violation, the Secretary of State may not renew the  
24 registration of the vehicle until the registered owner of the  
25 vehicle completes a required traffic education program or pays  
26 any fine or penalty due and owing, or both.

1 (f) Based on inspection of recorded images produced by an  
2 automated traffic law enforcement system, a notice alleging  
3 that the violation occurred shall be evidence of the facts  
4 contained in the notice and admissible in any proceeding  
5 alleging a violation under this Section.

6 (g) Recorded images made by an automatic traffic law  
7 enforcement system are confidential and shall be made available  
8 only to the alleged violator and governmental and law  
9 enforcement agencies for purposes of adjudicating a violation  
10 of this Section, for statistical purposes, or for other  
11 governmental purposes. Any recorded image evidencing a  
12 violation of this Section, however, may be admissible in any  
13 proceeding resulting from the issuance of the citation.

14 (h) The court or hearing officer may consider in defense of  
15 a violation:

16 (1) that the motor vehicle or registration plates of  
17 the motor vehicle were stolen before the violation occurred  
18 and not under the control of or in the possession of the  
19 owner at the time of the violation;

20 (2) that the driver of the vehicle passed through the  
21 intersection when the light was red either (i) in order to  
22 yield the right-of-way to an emergency vehicle or (ii) as  
23 part of a funeral procession; and

24 (3) any other evidence or issues provided by municipal  
25 or county ordinance.

26 (i) To demonstrate that the motor vehicle or the

1 registration plates were stolen before the violation occurred  
2 and were not under the control or possession of the owner at  
3 the time of the violation, the owner must submit proof that a  
4 report concerning the stolen motor vehicle or registration  
5 plates was filed with a law enforcement agency in a timely  
6 manner.

7 (j) Unless the driver of the motor vehicle received a  
8 Uniform Traffic Citation from a police officer at the time of  
9 the violation, the motor vehicle owner is subject to a civil  
10 penalty not exceeding \$100 or the completion of a traffic  
11 education program, or both, plus an additional penalty of not  
12 more than \$100 for failure to pay the original penalty or to  
13 complete a required traffic education program, or both, in a  
14 timely manner, if the motor vehicle is recorded by an automated  
15 traffic law enforcement system. A violation for which a civil  
16 penalty is imposed under this Section is not a violation of a  
17 traffic regulation governing the movement of vehicles and may  
18 not be recorded on the driving record of the owner of the  
19 vehicle.

20 (j-3) A registered owner who is a holder of a valid  
21 commercial driver's license is not required to complete a  
22 traffic education program.

23 (j-5) For purposes of the required traffic education  
24 program only, a registered owner may submit an affidavit to the  
25 court or hearing officer swearing that at the time of the  
26 alleged violation, the vehicle was in the custody and control



1 of another person. The affidavit must identify the person in  
2 custody and control of the vehicle, including the person's name  
3 and current address. The person in custody and control of the  
4 vehicle at the time of the violation is required to complete  
5 the required traffic education program. If the person in  
6 custody and control of the vehicle at the time of the violation  
7 completes the required traffic education program, the  
8 registered owner of the vehicle is not required to complete a  
9 traffic education program.

10 (k) An intersection equipped with an automated traffic law  
11 enforcement system must be posted with a sign visible to  
12 approaching traffic indicating that the intersection is being  
13 monitored by an automated traffic law enforcement system.

14 (k-3) A municipality or county that has one or more  
15 intersections equipped with an automated traffic law  
16 enforcement system must provide notice to drivers by posting  
17 the locations of automated traffic law systems on the  
18 municipality or county website.

19 (k-5) An intersection equipped with an automated traffic  
20 law enforcement system must have a yellow change interval that  
21 conforms with the Illinois Manual on Uniform Traffic Control  
22 Devices (IMUTCD) published by the Illinois Department of  
23 Transportation.

24 (k-7) A municipality or county operating an automated  
25 traffic law enforcement system shall conduct a statistical  
26 analysis to assess the safety impact of each automated traffic

1 law enforcement system at an intersection following  
2 installation of the system. The statistical analysis shall be  
3 based upon the best available crash, traffic, and other data,  
4 and shall cover a period of time before and after installation  
5 of the system sufficient to provide a statistically valid  
6 comparison of safety impact. The statistical analysis shall be  
7 consistent with professional judgment and acceptable industry  
8 practice. The statistical analysis also shall be consistent  
9 with the data required for valid comparisons of before and  
10 after conditions and shall be conducted within a reasonable  
11 period following the installation of the automated traffic law  
12 enforcement system. The statistical analysis required by this  
13 subsection (k-7) shall be made available to the public and  
14 shall be published on the website of the municipality or  
15 county. If the statistical analysis for the 36 month period  
16 following installation of the system indicates that there has  
17 been an increase in the rate of accidents at the approach to  
18 the intersection monitored by the system, the municipality or  
19 county shall undertake additional studies to determine the  
20 cause and severity of the accidents, and may take any action  
21 that it determines is necessary or appropriate to reduce the  
22 number or severity of the accidents at that intersection.

23 (1) The compensation paid for an automated traffic law  
24 enforcement system must be based on the value of the equipment  
25 or the services provided and may not be based on the number of  
26 traffic citations issued or the revenue generated by the

1 system.

2 (m) This Section applies only to the counties of Cook,  
3 DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will and  
4 to municipalities located within those counties.

5 (n) The fee for participating in a traffic education  
6 program under this Section shall not exceed \$25.

7 A low-income individual required to complete a traffic  
8 education program under this Section who provides proof of  
9 eligibility for the federal earned income tax credit under  
10 Section 32 of the Internal Revenue Code or the Illinois earned  
11 income tax credit under Section 212 of the Illinois Income Tax  
12 Act shall not be required to pay any fee for participating in a  
13 required traffic education program.

14 (o) A municipality or county shall make a certified report  
15 to the Secretary of State pursuant to Section 6-306.5 of this  
16 Code whenever a registered owner of a vehicle has failed to pay  
17 any fine or penalty due and owing as a result of a combination  
18 of 5 offenses for automated traffic law or speed enforcement  
19 system violations.

20 (p) No person who is the lessor of a motor vehicle pursuant  
21 to a written lease agreement shall be liable for an automated  
22 speed or traffic law enforcement system violation involving  
23 such motor vehicle during the period of the lease; provided  
24 that upon the request of the appropriate authority received  
25 within 120 days after the violation occurred, the lessor  
26 provides within 60 days after such receipt the name and address

1 of the lessee. The drivers license number of a lessee may be  
2 subsequently individually requested by the appropriate  
3 authority if needed for enforcement of this Section.

4 Upon the provision of information by the lessor pursuant to  
5 this subsection, the county or municipality may issue the  
6 violation to the lessee of the vehicle in the same manner as it  
7 would issue a violation to a registered owner of a vehicle  
8 pursuant to this Section, and the lessee may be held liable for  
9 the violation.

10 (Source: P.A. 97-29, eff. 1-1-12; 97-627, eff. 1-1-12; 97-672,  
11 eff. 7-1-12; 97-762, eff. 7-6-12; 98-463, eff. 8-16-13.)

12 (625 ILCS 5/11-208.8)

13 Sec. 11-208.8. Automated speed enforcement systems in  
14 safety zones.

15 (a) As used in this Section:

16 "Automated speed enforcement system" means a photographic  
17 device, radar device, laser device, or other electrical or  
18 mechanical device or devices installed or utilized in a safety  
19 zone and designed to record the speed of a vehicle and obtain a  
20 clear photograph or other recorded image of the vehicle and the  
21 vehicle's registration plate while the driver is violating  
22 Article VI of Chapter 11 of this Code or a similar provision of  
23 a local ordinance.

24 An automated speed enforcement system is a system, located  
25 in a safety zone which is under the jurisdiction of a county or

1 municipality, that produces a recorded image of a motor  
2 vehicle's violation of a provision of this Code or a local  
3 ordinance and is designed to obtain a clear recorded image of  
4 the vehicle and the vehicle's license plate. The recorded image  
5 must also display the time, date, and location of the  
6 violation.

7 "Owner" means the person or entity to whom the vehicle is  
8 registered.

9 "Recorded image" means images recorded by an automated  
10 speed enforcement system on:

- 11 (1) 2 or more photographs;
- 12 (2) 2 or more microphotographs;
- 13 (3) 2 or more electronic images; or
- 14 (4) a video recording showing the motor vehicle and, on  
15 at least one image or portion of the recording, clearly  
16 identifying the registration plate number of the motor  
17 vehicle.

18 "Safety zone" means an area that is within one-eighth of a  
19 mile from the nearest property line of any public or private  
20 elementary or secondary school, or from the nearest property  
21 line of any facility, area, or land owned by a school district  
22 that is used for educational purposes approved by the Illinois  
23 State Board of Education, not including school district  
24 headquarters or administrative buildings. A safety zone also  
25 includes an area that is within one-eighth of a mile from the  
26 nearest property line of any facility, area, or land owned by a

1 park district used for recreational purposes. However, if any  
2 portion of a roadway is within either one-eighth mile radius,  
3 the safety zone also shall include the roadway extended to the  
4 furthest portion of the next furthest intersection. The term  
5 "safety zone" does not include any portion of the roadway known  
6 as Lake Shore Drive or any controlled access highway with 8 or  
7 more lanes of traffic.

8 (a-5) The automated speed enforcement system shall be  
9 operational and violations shall be recorded only at the  
10 following times:

11 (i) if the safety zone is based upon the property line  
12 of any facility, area, or land owned by a school district,  
13 only on school days and no earlier than 6 a.m. and no later  
14 than 8:30 p.m. if the school day is during the period of  
15 Monday through Thursday, or 9 p.m. if the school day is a  
16 Friday; and

17 (ii) if the safety zone is based upon the property line  
18 of any facility, area, or land owned by a park district, no  
19 earlier than one hour prior to the time that the facility,  
20 area, or land is open to the public or other patrons, and  
21 no later than one hour after the facility, area, or land is  
22 closed to the public or other patrons.

23 (b) A county or municipality that produces a recorded image  
24 of a motor vehicle's violation of a provision of this Code or a  
25 local ordinance must make the recorded images of a violation  
26 accessible to the alleged violator by providing the alleged

1 violator with a website address, accessible through the  
2 Internet.

3 (c) Notwithstanding any penalties for any other violations  
4 of this Code, the owner of a motor vehicle used in a traffic  
5 violation recorded by an automated speed enforcement system  
6 shall be subject to the following penalties:

7 (1) if the recorded speed is no less than 6 miles per  
8 hour and no more than 10 miles per hour over the legal  
9 speed limit, a civil penalty not exceeding \$50, plus an  
10 additional penalty of not more than \$50 for failure to pay  
11 the original penalty in a timely manner; or

12 (2) if the recorded speed is more than 10 miles per  
13 hour over the legal speed limit, a civil penalty not  
14 exceeding \$100, plus an additional penalty of not more than  
15 \$100 for failure to pay the original penalty in a timely  
16 manner.

17 A penalty may not be imposed under this Section if the  
18 driver of the motor vehicle received a Uniform Traffic Citation  
19 from a police officer for a speeding violation occurring within  
20 one-eighth of a mile and 15 minutes of the violation that was  
21 recorded by the system. A violation for which a civil penalty  
22 is imposed under this Section is not a violation of a traffic  
23 regulation governing the movement of vehicles and may not be  
24 recorded on the driving record of the owner of the vehicle. A  
25 law enforcement officer is not required to be present or to  
26 witness the violation. No penalty may be imposed under this

1 Section if the recorded speed of a vehicle is 5 miles per hour  
2 or less over the legal speed limit. The county or municipality  
3 may send, in the same manner that notices are sent under this  
4 Section, a speed violation warning notice where the violation  
5 involves a speed of 5 miles per hour or less above the legal  
6 speed limit.

7 (d) The net proceeds that a county or municipality receives  
8 from civil penalties imposed under an automated speed  
9 enforcement system, after deducting all non-personnel and  
10 personnel costs associated with the operation and maintenance  
11 of such system, shall be expended or obligated by the county or  
12 municipality for the following purposes:

13 (i) public safety initiatives to ensure safe passage  
14 around schools, and to provide police protection and  
15 surveillance around schools and parks, including but not  
16 limited to: (1) personnel costs; and (2) non-personnel  
17 costs such as construction and maintenance of public safety  
18 infrastructure and equipment;

19 (ii) initiatives to improve pedestrian and traffic  
20 safety;

21 (iii) construction and maintenance of infrastructure  
22 within the county or municipality, including but not  
23 limited to roads and bridges; and

24 (iv) after school programs.

25 (e) For each violation of a provision of this Code or a  
26 local ordinance recorded by an automated speed enforcement



1 system, the county or municipality having jurisdiction shall  
2 issue a written notice of the violation to the registered owner  
3 of the vehicle as the alleged violator. The notice shall be  
4 delivered to the registered owner of the vehicle, by mail,  
5 within 30 days after the Secretary of State notifies the county  
6 or municipality of the identity of the owner of the vehicle,  
7 but in no event later than 90 days after the violation.

8 (f) The notice required under subsection (e) of this  
9 Section shall include:

10 (1) the name and address of the registered owner of the  
11 vehicle;

12 (2) the registration number of the motor vehicle  
13 involved in the violation;

14 (3) the violation charged;

15 (4) the date, time, and location where the violation  
16 occurred;

17 (5) a copy of the recorded image or images;

18 (6) the amount of the civil penalty imposed and the  
19 date by which the civil penalty should be paid;

20 (7) a statement that recorded images are evidence of a  
21 violation of a speed restriction;

22 (8) a warning that failure to pay the civil penalty or  
23 to contest liability in a timely manner is an admission of  
24 liability and may result in a suspension of the driving  
25 privileges of the registered owner of the vehicle, denial  
26 of vehicle registration renewal, or both;

1 (9) a statement that the person may elect to proceed  
2 by:

3 (A) paying the fine; or

4 (B) challenging the charge in court, by mail, or by  
5 administrative hearing; and

6 (10) a website address, accessible through the  
7 Internet, where the person may view the recorded images of  
8 the violation.

9 (g) If a person charged with a traffic violation, as a  
10 result of an automated speed enforcement system, does not pay  
11 the fine or successfully contest the civil penalty resulting  
12 from that violation, the Secretary of State shall suspend the  
13 driving privileges of the registered owner of the vehicle under  
14 Section 6-306.5 of this Code for failing to pay any fine or  
15 penalty due and owing, or both, as a result of a combination of  
16 5 violations of the automated speed enforcement system or the  
17 automated traffic law under Section 11-208.6 of this Code.

18 (g-5) If a person charged with a traffic violation, as a  
19 result of an automated speed enforcement system, does not pay  
20 the fine or successfully contest the civil penalty resulting  
21 from the violation, the Secretary of State may not renew the  
22 registration of the vehicle until the registered owner of the  
23 vehicle pays any fine or penalty due and owing.

24 (h) Based on inspection of recorded images produced by an  
25 automated speed enforcement system, a notice alleging that the  
26 violation occurred shall be evidence of the facts contained in

1 the notice and admissible in any proceeding alleging a  
2 violation under this Section.

3 (i) Recorded images made by an automated speed enforcement  
4 system are confidential and shall be made available only to the  
5 alleged violator and governmental and law enforcement agencies  
6 for purposes of adjudicating a violation of this Section, for  
7 statistical purposes, or for other governmental purposes. Any  
8 recorded image evidencing a violation of this Section, however,  
9 may be admissible in any proceeding resulting from the issuance  
10 of the citation.

11 (j) The court or hearing officer may consider in defense of  
12 a violation:

13 (1) that the motor vehicle or registration plates of  
14 the motor vehicle were stolen before the violation occurred  
15 and not under the control or in the possession of the owner  
16 at the time of the violation;

17 (2) that the driver of the motor vehicle received a  
18 Uniform Traffic Citation from a police officer for a  
19 speeding violation occurring within one-eighth of a mile  
20 and 15 minutes of the violation that was recorded by the  
21 system; and

22 (3) any other evidence or issues provided by county or  
23 municipal ordinance.

24 (k) To demonstrate that the motor vehicle or the  
25 registration plates were stolen before the violation occurred  
26 and were not under the control or possession of the owner at

1 the time of the violation, the owner must submit proof that a  
2 report concerning the stolen motor vehicle or registration  
3 plates was filed with a law enforcement agency in a timely  
4 manner.

5 (l) A roadway equipped with an automated speed enforcement  
6 system shall be posted with a sign conforming to the national  
7 Manual on Uniform Traffic Control Devices that is visible to  
8 approaching traffic stating that vehicle speeds are being  
9 photo-enforced and indicating the speed limit. The county or  
10 municipality shall install such additional signage as it  
11 determines is necessary to give reasonable notice to drivers as  
12 to where automated speed enforcement systems are installed.

13 (m) A roadway where a new automated speed enforcement  
14 system is installed shall be posted with signs providing 30  
15 days notice of the use of a new automated speed enforcement  
16 system prior to the issuance of any citations through the  
17 automated speed enforcement system.

18 (n) The compensation paid for an automated speed  
19 enforcement system must be based on the value of the equipment  
20 or the services provided and may not be based on the number of  
21 traffic citations issued or the revenue generated by the  
22 system.

23 (o) A county or municipality shall make a certified report  
24 to the Secretary of State pursuant to Section 6-306.5 of this  
25 Code whenever a registered owner of a vehicle has failed to pay  
26 any fine or penalty due and owing as a result of a combination

1 of 5 offenses for automated speed or traffic law enforcement  
2 system violations.

3 (p) No person who is the lessor of a motor vehicle pursuant  
4 to a written lease agreement shall be liable for an automated  
5 speed or traffic law enforcement system violation involving  
6 such motor vehicle during the period of the lease; provided  
7 that upon the request of the appropriate authority received  
8 within 120 days after the violation occurred, the lessor  
9 provides within 60 days after such receipt the name and address  
10 of the lessee. The drivers license number of a lessee may be  
11 subsequently individually requested by the appropriate  
12 authority if needed for enforcement of this Section.

13 Upon the provision of information by the lessor pursuant to  
14 this subsection, the county or municipality may issue the  
15 violation to the lessee of the vehicle in the same manner as it  
16 would issue a violation to a registered owner of a vehicle  
17 pursuant to this Section, and the lessee may be held liable for  
18 the violation.

19 (q) A county or municipality using an automated speed  
20 enforcement system must provide notice to drivers by publishing  
21 the locations of all safety zones where system equipment is  
22 installed on the website of the county or municipality.

23 (r) A county or municipality operating an automated speed  
24 enforcement system shall conduct a statistical analysis to  
25 assess the safety impact of the system. The statistical  
26 analysis shall be based upon the best available crash, traffic,

1 and other data, and shall cover a period of time before and  
2 after installation of the system sufficient to provide a  
3 statistically valid comparison of safety impact. The  
4 statistical analysis shall be consistent with professional  
5 judgment and acceptable industry practice. The statistical  
6 analysis also shall be consistent with the data required for  
7 valid comparisons of before and after conditions and shall be  
8 conducted within a reasonable period following the  
9 installation of the automated traffic law enforcement system.  
10 The statistical analysis required by this subsection shall be  
11 made available to the public and shall be published on the  
12 website of the county or municipality.

13 (s) This Section applies only to the counties of Cook,  
14 DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will and  
15 to municipalities located within those counties ~~municipalities~~  
16 ~~with a population of 1,000,000 or more inhabitants.~~

17 (Source: P.A. 97-672, eff. 7-1-12; 97-674, eff. 7-1-12; 98-463,  
18 eff. 8-16-13.)