

HB2985



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2985

by Rep. Marcus C. Evans, Jr.

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

from Ch. 95 1/2, par. 11-605

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning the speed limit when passing schools.

LRB100 11239 AXK 21569 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 11-605 as follows:

6 (625 ILCS 5/11-605) (from Ch. 95 1/2, par. 11-605)

7 Sec. 11-605. Special speed limit while passing schools.

8 (a) For the ~~the~~ purpose of this Section, "school" means the
9 following entities:

10 (1) A public or private primary or secondary school.

11 (2) A primary or secondary school operated by a
12 religious institution.

13 (3) A public, private, or religious nursery school.

14 On a school day when school children are present and so
15 close thereto that a potential hazard exists because of the
16 close proximity of the motorized traffic, no person shall drive
17 a motor vehicle at a speed in excess of 20 miles per hour while
18 passing a school zone or while traveling on a roadway on public
19 school property or upon any public thoroughfare where children
20 pass going to and from school.

21 For the purpose of this Section a school day shall begin at
22 seven ante meridian and shall conclude at four post meridian.

23 This Section shall not be applicable unless appropriate

1 signs are posted upon streets and highways under their
2 respective jurisdiction and maintained by the Department,
3 township, county, park district, city, village or incorporated
4 town wherein the school zone is located. With regard to the
5 special speed limit while passing schools, such signs shall
6 give proper due warning that a school zone is being approached
7 and shall indicate the school zone and the maximum speed limit
8 in effect during school days when school children are present.

9 (b) (Blank).

10 (c) Nothing in this Chapter shall prohibit the use of
11 electronic speed-detecting devices within 500 feet of signs
12 within a special school speed zone indicating such zone, as
13 defined in this Section, nor shall evidence obtained thereby be
14 inadmissible in any prosecution for speeding provided the use
15 of such device shall apply only to the enforcement of the speed
16 limit in such special school speed zone.

17 (d) (Blank).

18 (e) Except as provided in subsection (e-5), a person who
19 violates this Section is guilty of a petty offense. Violations
20 of this Section are punishable with a minimum fine of \$150 for
21 the first violation and a minimum fine of \$300 for the second
22 or subsequent violation.

23 (e-5) A person committing a violation of this Section is
24 guilty of aggravated special speed limit while passing schools
25 when he or she drives a motor vehicle at a speed that is:

26 (1) 26 miles per hour or more but less than 35 miles

1 per hour in excess of the applicable special speed limit
2 established under this Section or a similar provision of a
3 local ordinance and is guilty of a Class B misdemeanor; or

4 (2) 35 miles per hour or more in excess of the
5 applicable special speed limit established under this
6 Section or a similar provision of a local ordinance and is
7 guilty of a Class A misdemeanor.

8 (f) When a fine for a violation of subsection (a) is \$150
9 or greater, the person who violates subsection (a) shall be
10 charged an additional \$50 to be paid to the unit school
11 district where the violation occurred for school safety
12 purposes. If the violation occurred in a dual school district,
13 \$25 of the surcharge shall be paid to the elementary school
14 district for school safety purposes and \$25 of the surcharge
15 shall be paid to the high school district for school safety
16 purposes. Notwithstanding any other provision of law, the
17 entire \$50 surcharge shall be paid to the appropriate school
18 district or districts.

19 For purposes of this subsection (f), "school safety
20 purposes" includes the costs associated with school zone safety
21 education, the Safe Routes to School Program under Section
22 2705-317 of the Department of Transportation Law of the Civil
23 Administrative Code of Illinois, safety programs within the
24 School Safety and Educational Improvement Block Grant Program
25 under Section 2-3.51.5 of the School Code, and the purchase,
26 installation, and maintenance of caution lights which are

1 mounted on school speed zone signs.

2 (g) (Blank).

3 (h) (Blank).

4 (Source: P.A. 99-212, eff. 1-1-16.)