



Rep. Jerry Lee Long

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10000HB3460ham001

LRB100 10851 AXK 23737 a

1 AMENDMENT TO HOUSE BILL 3460

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3460 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Section 15-316 as follows:

6 (625 ILCS 5/15-316) (from Ch. 95 1/2, par. 15-316)

7 Sec. 15-316. When the Department or local authority may  
8 restrict right to use highways.

9 (a) Except as provided in subsection (g), local authorities  
10 with respect to highways under their jurisdiction may by  
11 ordinance or resolution prohibit the operation of vehicles upon  
12 any such highway or impose restrictions as to the weight of  
13 vehicles to be operated upon any such highway, for a total  
14 period of not to exceed 90 days, measured in either consecutive  
15 or nonconsecutive days at the discretion of local authorities,  
16 in any one calendar year, whenever any said highway by reason

1 of deterioration, rain, snow, or other climate conditions will  
2 be seriously damaged or destroyed unless the use of vehicles  
3 thereon is prohibited or the permissible weights thereof  
4 reduced.

5 (b) The local authority enacting any such ordinance or  
6 resolution shall erect or cause to be erected and maintained  
7 signs designating the provision of the ordinance or resolution  
8 at each end of that portion of any highway affected thereby,  
9 and the ordinance or resolution shall not be effective unless  
10 and until such signs are erected and maintained.

11 (c) Local authorities with respect to highways under their  
12 jurisdiction may also, by ordinance or resolution, prohibit the  
13 operation of trucks or other commercial vehicles, or may impose  
14 limitations as the weight thereof, on designated highways,  
15 which prohibitions and limitations shall be designated by  
16 appropriate signs placed on such highways.

17 (c-1) (Blank).

18 (c-3) A local authority may not, by ordinance or  
19 resolution, restrict the operation of trucks or other  
20 commercial vehicles to the farthest right-hand lane or the  
21 farthest left-hand lane of a highway in an urban district that  
22 has been divided into 2 or more lanes proceeding in the same  
23 direction.

24 (c-5) Highway commissioners, with respect to roads under  
25 their authority, may not permanently post a road or portion  
26 thereof at a reduced weight limit unless the decision to do so

1 is made in accordance with Section 6-201.22 of the Illinois  
2 Highway Code.

3 (d) The Department shall likewise have authority as  
4 hereinbefore granted to local authorities to determine by  
5 resolution and to impose restrictions as to the weight of  
6 vehicles operated upon any highway under the jurisdiction of  
7 said department, and such restrictions shall be effective when  
8 signs giving notice thereof are erected upon the highway or  
9 portion of any highway affected by such resolution.

10 (d-1) (Blank).

11 (d-2) (Blank).

12 (e) When any vehicle is operated in violation of this  
13 Section, the owner or driver of the vehicle shall be deemed  
14 guilty of a violation and either the owner or the driver of the  
15 vehicle may be prosecuted for the violation. Any person, firm,  
16 or corporation convicted of violating this Section shall be  
17 fined \$50 for any weight exceeding the posted limit up to the  
18 axle or gross weight limit allowed a vehicle as provided for in  
19 subsections (a) or (b) of Section 15-111 and \$75 per every 500  
20 pounds or fraction thereof for any weight exceeding that which  
21 is provided for in subsections (a) or (b) of Section 15-111.

22 (f) A municipality is authorized to enforce a county weight  
23 limit ordinance applying to county highways within its  
24 corporate limits and is entitled to the proceeds of any fines  
25 collected from the enforcement.

26 (g) An ordinance or resolution enacted by a county or

1 township pursuant to subsection (a) of this Section shall not  
2 apply to cargo tank vehicles with two or three permanent axles  
3 when delivering propane for emergency heating purposes if the  
4 cargo tank is loaded at no more than 50 percent capacity, the  
5 gross vehicle weight of the vehicle does not exceed 32,000  
6 pounds, and the driver of the cargo tank vehicle notifies the  
7 appropriate agency or agencies with jurisdiction over the  
8 highway before driving the vehicle on the highway pursuant to  
9 this subsection. The cargo tank vehicle must have an operating  
10 gauge on the cargo tank which indicates the amount of propane  
11 as a percent of capacity of the cargo tank. The cargo tank must  
12 have the capacity displayed on the cargo tank, or documentation  
13 of the capacity of the cargo tank must be available in the  
14 vehicle. For the purposes of this subsection, propane weighs  
15 4.2 pounds per gallon. This subsection does not apply to  
16 municipalities. Nothing in this subsection shall allow cargo  
17 tank vehicles to cross bridges with posted weight restrictions  
18 if the vehicle exceeds the posted weight limit.

19 (Source: P.A. 99-168, eff. 1-1-16; 99-237, eff. 1-1-16; 99-642,  
20 eff. 7-28-16.)".