

1 AN ACT concerning vehicles.

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 11-605.1 as follows:

6 (625 ILCS 5/11-605.1)

7 Sec. 11-605.1. Special limit while traveling through a
8 highway construction or maintenance speed zone.

9 (a) A person may not operate a motor vehicle in a
10 construction or maintenance speed zone at a speed in excess of
11 the posted speed limit.

12 (b) Nothing in this Chapter prohibits the use of electronic
13 speed-detecting devices within 500 feet of signs within a
14 construction or maintenance speed zone indicating the zone, as
15 defined in this Section, nor shall evidence obtained by use of
16 those devices be inadmissible in any prosecution for speeding,
17 provided the use of the device shall apply only to the
18 enforcement of the speed limit in the construction or
19 maintenance speed zone.

20 (c) As used in this Section, a "construction or maintenance
21 speed zone" is an area in which the Department, Toll Highway
22 Authority, or local agency has determined that the preexisting
23 established speed limit through a highway construction or
24 maintenance project is greater than is reasonable or safe with
25 respect to the conditions expected to exist in the construction
26 or maintenance speed zone and has posted a lower speed limit
27 with a highway construction or maintenance speed zone special
28 speed limit sign.

29 Highway construction or maintenance speed zone special
30 speed limit signs shall be of a design approved by the
31 Department. The signs must give proper due warning that a
32 construction or maintenance speed zone is being approached and

1 must indicate the maximum speed limit in effect. The signs also
2 must state the amount of the minimum fine for a violation.

3 (d) A first violation of this Section is a petty offense
4 with a minimum fine of \$250. A second or subsequent violation
5 of this Section is a petty offense with a minimum fine of \$750.

6 (e) If a fine for a violation of this Section is \$250 or
7 greater, the person who violated this Section shall be charged
8 an additional \$125, which shall be deposited into the
9 Transportation Safety Highway Hire-back Fund in the State
10 treasury, unless (i) the violation occurred on a highway other
11 than an interstate highway and (ii) a county police officer
12 wrote the ticket for the violation, in which case the \$125
13 shall be deposited into that county's Transportation Safety
14 Highway Hire-back Fund. In the case of a second or subsequent
15 violation of this Section, if the fine is \$750 or greater, the
16 person who violated this Section shall be charged an additional
17 \$250, which shall be deposited into the Transportation Safety
18 Highway Hire-back Fund in the State treasury, unless (i) the
19 violation occurred on a highway other than an interstate
20 highway and (ii) a county police officer wrote the ticket for
21 the violation, in which case the \$250 shall be deposited into
22 that county's Transportation Safety Highway Hire-back Fund.

23 (e-5) The Department of State Police and the local county
24 police department have concurrent jurisdiction over any
25 violation of this Section that occurs on an interstate highway.

26 (f) The Transportation Safety Highway Hire-back Fund,
27 which was created by Public Act 92-619, shall continue to be a
28 special fund in the State treasury. Subject to appropriation by
29 the General Assembly and approval by the Secretary, the
30 Secretary of Transportation shall use all moneys in the
31 Transportation Safety Highway Hire-back Fund to hire off-duty
32 Department of State Police officers to monitor construction or
33 maintenance zones.

34 (f-5) Each county shall create a Transportation Safety
35 Highway Hire-back Fund. The county shall use all moneys in its
36 Transportation Safety Highway Hire-back Fund to hire off-duty

1 county police officers to monitor construction or maintenance
2 zones in that county on highways other than interstate
3 highways.

4 (g) For a second or subsequent violation of this Section
5 within 2 years of the date of the previous violation, the
6 Secretary of State shall suspend the driver's license of the
7 violator for a period of 90 days.

8 (Source: P.A. 93-955, eff. 8-19-04.)