



Sen. Don Harmon

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09400SB2650sam002

LRB094 13586 DRH 56172 a

1 AMENDMENT TO SENATE BILL 2650

2 AMENDMENT NO. _____. Amend Senate Bill 2650, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Vehicle Code is amended by
6 changing Section 11-605.1 as follows:

7 (625 ILCS 5/11-605.1)

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

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

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

21 (c) As used in this Section, a "construction or maintenance
22 speed zone" is an area in which the Department, Toll Highway
23 Authority, or local agency has determined that the preexisting
24 established speed limit through a highway construction or

1 maintenance project is greater than is reasonable or safe with
2 respect to the conditions expected to exist in the construction
3 or maintenance speed zone and has posted a lower speed limit
4 with a highway construction or maintenance speed zone special
5 speed limit sign.

6 Highway construction or maintenance speed zone special
7 speed limit signs shall be of a design approved by the
8 Department. The signs must give proper due warning that a
9 construction or maintenance speed zone is being approached and
10 must indicate the maximum speed limit in effect. The signs also
11 must state the amount of the minimum fine for a violation.

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

15 (e) If a fine for a violation of this Section is \$250 or
16 greater, the person who violated this Section shall be charged
17 an additional \$125, which shall be deposited into the
18 Transportation Safety Highway Hire-back Fund in the State
19 treasury, unless (i) the violation occurred on a highway other
20 than an interstate highway and (ii) a county police officer
21 wrote the ticket for the violation, in which case the \$125
22 shall be deposited into that county's Transportation Safety
23 Highway Hire-back Fund. In the case of a second or subsequent
24 violation of this Section, if the fine is \$750 or greater, the
25 person who violated this Section shall be charged an additional
26 \$250, which shall be deposited into the Transportation Safety
27 Highway Hire-back Fund in the State treasury, unless (i) the
28 violation occurred on a highway other than an interstate
29 highway and (ii) a county police officer wrote the ticket for
30 the violation, in which case the \$250 shall be deposited into
31 that county's Transportation Safety Highway Hire-back Fund.

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

1 (f) The Transportation Safety Highway Hire-back Fund,
2 which was created by Public Act 92-619, shall continue to be a
3 special fund in the State treasury. Subject to appropriation by
4 the General Assembly and approval by the Secretary, the
5 Secretary of Transportation shall use all moneys in the
6 Transportation Safety Highway Hire-back Fund to hire off-duty
7 Department of State Police officers to monitor construction or
8 maintenance zones.

9 (f-5) Each county shall create a Transportation Safety
10 Highway Hire-back Fund. The county shall use all moneys in its
11 Transportation Safety Highway Hire-back Fund to hire off-duty
12 county police officers to monitor construction or maintenance
13 zones in that county on highways other than interstate
14 highways.

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

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