



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB1393

Introduced 2/9/2005, by Rep. James D. Brosnahan

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1202
625 ILCS 5/12-815.2 new

from Ch. 95 1/2, par. 11-1202

Amends the Illinois Vehicle Code. Provides that the driver of any bus that meets specified requirements for a school bus must, in addition to following all other required procedures, turn off all noise producing accessories before crossing a railroad track or tracks. Provides that any school bus manufactured on or after January 1, 2006 must be equipped with a noise suppression switch capable of turning off noise producing accessories.

LRB094 03528 DRH 33737 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 11-1202 and by adding Section 12-815.2 as follows:

6 (625 ILCS 5/11-1202) (from Ch. 95 1/2, par. 11-1202)

7 Sec. 11-1202. Certain vehicles must stop at all railroad
8 grade crossings.

9 (a) The driver of any of the following vehicles shall,
10 before crossing a railroad track or tracks at grade, stop such
11 vehicle within 50 feet but not less than 15 feet from the
12 nearest rail and, while so stopped, shall listen and look for
13 the approach of a train and shall not proceed until such
14 movement can be made with safety:

15 1. Any second division vehicle carrying passengers for
16 hire;

17 2. Any bus that meets all of the special requirements
18 for school buses in Sections 12-801, 12-803, and 12-805 of
19 this Code. The driver of the bus, in addition to complying
20 with all other applicable requirements of this subsection
21 (a), must also turn off all noise producing accessories,
22 including heater blowers, defroster fans, auxiliary fans,
23 and radios, before crossing a railroad track or tracks;

24 3. Any other vehicle which is required by Federal or
25 State law to be placarded when carrying as a cargo or part
26 of a cargo hazardous material as defined in the "Illinois
27 Hazardous Materials Transportation Act".

28 After stopping as required in this Section, the driver
29 shall proceed only in a gear not requiring a change of gears
30 during the crossing, and the driver shall not shift gears while
31 crossing the track or tracks.

32 (b) This Section shall not apply:

1 1. At any railroad grade crossing where traffic is
2 controlled by a police officer or flagperson;

3 2. At any railroad grade crossing controlled by a
4 functioning traffic-control signal transmitting a green
5 indication which, under law, permits the vehicle to proceed
6 across the railroad tracks without slowing or stopping,
7 except that subsection (a) shall apply to any school bus;

8 3. At any streetcar grade crossing within a business or
9 residence district; or

10 4. At any abandoned, industrial or spur track railroad
11 grade crossing designated as exempt by the Illinois
12 Commerce Commission and marked with an official sign as
13 authorized in the State Manual on Uniform Traffic Control
14 Devices for Streets and Highways.

15 (Source: P.A. 89-658, eff. 1-1-97.)

16 (625 ILCS 5/12-815.2 new)

17 Sec. 12-815.2. Noise suppression switch. Any school bus
18 manufactured on or after January 1, 2006 must be equipped with
19 a noise suppression switch capable of turning off noise
20 producing accessories, including: heater blowers; defroster
21 fans; auxiliary fans; and radios.