

SB0075



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB0075

Introduced 1/30/2009, by Sen. Michael Bond

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-605

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

Amends provisions of the Illinois Vehicle Code setting forth the school safety purposes for which surcharges imposed for certain violations of the special school zone speed limit may be used by school districts. Provides that those purposes include the Safe Routes to School Program and safety programs within the School Safety and Educational Improvement Block Grant Program (in addition to the existing purposes of school zone safety education and the purchase, installation, and maintenance of caution lights mounted on school speed zone signs). Effective immediately.

LRB096 03536 AJT 13561 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 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) A first violation of this Section is a petty offense
19 with a minimum fine of \$150. A second or subsequent violation
20 of this Section is a petty offense with a minimum fine of \$300.

21 (f) When a fine for a violation of subsection (a) is \$150
22 or greater, the person who violates subsection (a) shall be
23 charged an additional \$50 to be paid to the unit school
24 district where the violation occurred for school safety
25 purposes. If the violation occurred in a dual school district,
26 \$25 of the surcharge shall be paid to the elementary school

1 district for school safety purposes and \$25 of the surcharge
2 shall be paid to the high school district for school safety
3 purposes. Notwithstanding any other provision of law, the
4 entire \$50 surcharge shall be paid to the appropriate school
5 district or districts.

6 For purposes of this subsection (f), "school safety
7 purposes" includes the costs associated with school zone safety
8 education, the Safe Routes to School Program under Section
9 2705-317 of the Department of Transportation Law of the Civil
10 Administrative Code of Illinois, safety programs within the
11 School Safety and Educational Improvement Block Grant Program
12 under Section 2-3.51.5 of the School Code, and the purchase,
13 installation, and maintenance of caution lights which are
14 mounted on school speed zone signs.

15 (g) (Blank).

16 (h) (Blank).

17 (Source: P.A. 92-242, eff. 1-1-02; 92-619, eff. 1-1-03; 92-780,
18 eff. 8-6-02; 93-955, eff. 8-19-04.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law.