

HB1438



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB1438

by Rep. Chad Hays

SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-709

from Ch. 95 1/2, par. 12-709

Amends the Illinois Vehicle Code. Increases the fine for improperly displaying a slow-moving vehicle emblem from \$25 to \$75 for a first offense. Effective immediately.

LRB097 05464 HEP 45523 b

FISCAL NOTE ACT
MAY APPLY

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 12-709 as follows:

6 (625 ILCS 5/12-709) (from Ch. 95 1/2, par. 12-709)

7 Sec. 12-709. Slow-moving vehicle emblem.

8 (a) Every animal drawn vehicle, farm tractor, implement of
9 husbandry and special mobile equipment, when operated on a
10 highway must display a slow-moving vehicle emblem mounted on
11 the rear except as provided in paragraph (b) of this Section.
12 Special mobile equipment is exempt when operated within the
13 limits of a construction or maintenance project where traffic
14 control devices are used in compliance with the applicable
15 provisions of the manual and specifications adopted under
16 Section 11-301 of the "Illinois Vehicle Code".

17 (b) Every vehicle or unit described in paragraph (a) of
18 this Section when operated in combination on a highway must
19 display a slow-moving vehicle emblem as follows:

20 1. Where the towed unit or any load thereon partially
21 or totally obscures the slow-moving vehicle emblem on the
22 towing unit, the towed unit shall be equipped with a
23 slow-moving vehicle emblem. In such cases the towing unit

1 need not display the emblem.

2 2. Where the slow-moving vehicle emblem on the towing
3 unit is not obscured by the towed unit or its load, then
4 either or both may be equipped with the required emblem but
5 it shall be sufficient if either displays it.

6 3. A registered truck towed behind a farm tractor in
7 conformity with the provisions of Section 11-1418 of the
8 "Illinois Vehicle Code" must display a slow-moving vehicle
9 emblem in the manner provided in paragraph (c) while being
10 towed on a highway if the emblem on the towing vehicle is
11 partially or totally obscured.

12 (c) The slow-moving vehicle emblem required by paragraphs
13 (a) and (b) of this Section must meet or exceed the
14 specifications and mounting requirements established by the
15 Department. Such specifications and mounting requirements
16 shall, on and before August 31, 2004, be based on the
17 specifications adopted by the American Society of Agricultural
18 Engineers and published by that body as ASAE S 276.2 dated
19 March, 1968 or as ASAE S 276.5. On and after September 1, 2004,
20 the specifications and mounting requirements shall be based on
21 the specifications adopted by the American Society of
22 Agricultural Engineers and published by that body as ASAE S
23 276.5 NOV 97. No advertising or other marking shall appear upon
24 the emblem except that specified by the American Society of
25 Agricultural Engineers to identify the standard to which the
26 material complies. Each original package containing a

1 slow-moving vehicle emblem shall display a notice on the
2 outside of the package stating that such emblem shall only be
3 used for the purposes stated in subsections (a) and (b).

4 (d) A slow-moving vehicle emblem is intended as a safety
5 identification device and shall not be displayed on any vehicle
6 nor displayed in any manner other than as described in
7 paragraphs (a), (b) and (c) of this Section. A violation of
8 this subsection (d) is a petty offense punishable by a fine of
9 \$75 ~~\$25 for the first offense and \$75 for a second or~~
10 ~~subsequent offense within one year of the first offense.~~

11 (Source: P.A. 91-505, eff. 1-1-00; 92-72, eff. 1-1-02.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.