



Rep. Kenneth Dunkin

Filed: 3/25/2013

09800HB1539ham002

LRB098 04305 MLW 43771 a

1 AMENDMENT TO HOUSE BILL 1539

2 AMENDMENT NO. _____. Amend House Bill 1539 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Sections 11-203 and 11-208 as follows:

6 (625 ILCS 5/11-203) (from Ch. 95 1/2, par. 11-203)

7 Sec. 11-203. Obedience to police officers. No person shall
8 wilfully fail or refuse to comply with any lawful order or
9 direction of any police officer, fireman, person authorized by
10 a local authority to direct traffic, or school crossing guard
11 invested by law with authority to direct, control, or regulate
12 traffic. Any person convicted of violating this Section is
13 guilty of a petty offense and shall be subject to a mandatory
14 fine of \$150.

15 (Source: P.A. 90-749, eff. 1-1-99.)

1 (625 ILCS 5/11-208) (from Ch. 95 1/2, par. 11-208)

2 Sec. 11-208. Powers of local authorities.

3 (a) The provisions of this Code shall not be deemed to
4 prevent local authorities with respect to streets and highways
5 under their jurisdiction and within the reasonable exercise of
6 the police power from:

7 1. Regulating the standing or parking of vehicles,
8 except as limited by Sections 11-1306 and 11-1307 of this
9 Act;

10 2. Regulating traffic by means of police officers or
11 traffic control signals;

12 3. Regulating or prohibiting processions or
13 assemblages on the highways; and certifying persons to
14 control traffic for processions or assemblages;

15 4. Designating particular highways as one-way highways
16 and requiring that all vehicles thereon be moved in one
17 specific direction;

18 5. Regulating the speed of vehicles in public parks
19 subject to the limitations set forth in Section 11-604;

20 6. Designating any highway as a through highway, as
21 authorized in Section 11-302, and requiring that all
22 vehicles stop before entering or crossing the same or
23 designating any intersection as a stop intersection or a
24 yield right-of-way intersection and requiring all vehicles
25 to stop or yield the right-of-way at one or more entrances
26 to such intersections;

1 7. Restricting the use of highways as authorized in
2 Chapter 15;

3 8. Regulating the operation of bicycles and requiring
4 the registration and licensing of same, including the
5 requirement of a registration fee;

6 9. Regulating or prohibiting the turning of vehicles or
7 specified types of vehicles at intersections;

8 10. Altering the speed limits as authorized in Section
9 11-604;

10 11. Prohibiting U-turns;

11 12. Prohibiting pedestrian crossings at other than
12 designated and marked crosswalks or at intersections;

13 13. Prohibiting parking during snow removal operation;

14 14. Imposing fines in accordance with Section
15 11-1301.3 as penalties for use of any parking place
16 reserved for persons with disabilities, as defined by
17 Section 1-159.1, or disabled veterans by any person using a
18 motor vehicle not bearing registration plates specified in
19 Section 11-1301.1 or a special decal or device as defined
20 in Section 11-1301.2 as evidence that the vehicle is
21 operated by or for a person with disabilities or disabled
22 veteran;

23 15. Adopting such other traffic regulations as are
24 specifically authorized by this Code; or

25 16. Enforcing the provisions of subsection (f) of
26 Section 3-413 of this Code or a similar local ordinance.

1 (b) No ordinance or regulation enacted under subsections 1,
2 4, 5, 6, 7, 9, 10, 11 or 13 of paragraph (a) shall be effective
3 until signs giving reasonable notice of such local traffic
4 regulations are posted.

5 (c) The provisions of this Code shall not prevent any
6 municipality having a population of 500,000 or more inhabitants
7 from prohibiting any person from driving or operating any motor
8 vehicle upon the roadways of such municipality with headlamps
9 on high beam or bright.

10 (d) The provisions of this Code shall not be deemed to
11 prevent local authorities within the reasonable exercise of
12 their police power from prohibiting, on private property, the
13 unauthorized use of parking spaces reserved for persons with
14 disabilities.

15 (e) No unit of local government, including a home rule
16 unit, may enact or enforce an ordinance that applies only to
17 motorcycles if the principal purpose for that ordinance is to
18 restrict the access of motorcycles to any highway or portion of
19 a highway for which federal or State funds have been used for
20 the planning, design, construction, or maintenance of that
21 highway. No unit of local government, including a home rule
22 unit, may enact an ordinance requiring motorcycle users to wear
23 protective headgear. Nothing in this subsection (e) shall
24 affect the authority of a unit of local government to regulate
25 motorcycles for traffic control purposes or in accordance with
26 Section 12-602 of this Code. No unit of local government,

1 including a home rule unit, may regulate motorcycles in a
2 manner inconsistent with this Code. This subsection (e) is a
3 limitation under subsection (i) of Section 6 of Article VII of
4 the Illinois Constitution on the concurrent exercise by home
5 rule units of powers and functions exercised by the State.

6 (f) A municipality or county designated in Section 11-208.6
7 may enact an ordinance providing for an automated traffic law
8 enforcement system to enforce violations of this Code or a
9 similar provision of a local ordinance and imposing liability
10 on a registered owner or lessee of a vehicle used in such a
11 violation.

12 (g) A municipality or county, as provided in Section
13 11-1201.1, may enact an ordinance providing for an automated
14 traffic law enforcement system to enforce violations of Section
15 11-1201 of this Code or a similar provision of a local
16 ordinance and imposing liability on a registered owner of a
17 vehicle used in such a violation.

18 (h) A municipality designated in Section 11-208.8 may enact
19 an ordinance providing for an automated speed enforcement
20 system to enforce violations of Article VI of Chapter 11 of
21 this Code or a similar provision of a local ordinance.

22 (Source: P.A. 96-478, eff. 1-1-10; 96-1256, eff. 1-1-11; 97-29,
23 eff. 1-1-12; 97-672, eff. 7-1-12.)".