

1 AN ACT in relation to vehicles.

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  
5 changing Sections 15-101 and 15-113 as follows:

6 (625 ILCS 5/15-101) (from Ch. 95 1/2, par. 15-101)

7 Sec. 15-101. Scope and effect of Chapter 15. (a) It is  
8 unlawful for any person to drive or move on, upon or across  
9 or for the owner to cause or knowingly permit to be driven or  
10 moved on, upon or across any highway any vehicle or vehicles  
11 of a size and weight exceeding the limitations stated in this  
12 Chapter or otherwise in violation of this Chapter, and the  
13 maximum size and weight of vehicles herein specified shall be  
14 lawful throughout this State, and local authorities shall  
15 have no power or authority to alter such limitations except  
16 as express authority may be granted in this Chapter.

17 (b) The provisions of this Chapter governing size,  
18 weight and load do not apply to fire apparatus or equipment  
19 for snow and ice removal operations owned or operated by any  
20 governmental body, or to implements of husbandry temporarily  
21 operated or towed in a combination upon a highway provided  
22 such combination does not consist of more than 3 vehicles or,  
23 in the case of hauling fresh, perishable fruits or vegetables  
24 from farm to the point of first processing, not more than 3  
25 wagons being towed by an implement of husbandry, or to a  
26 vehicle operated under the terms of a special permit issued  
27 hereunder.

28 (c) The provisions of this Chapter limit the authority  
29 of home rule units to adopt truck regulations or assess fines  
30 that are not identical in substance with the provisions of  
31 this Chapter, except as express authority may be granted in

1 this Chapter. This Section is a limitation under subsection  
 2 (i) of Section 6 of Article VII of the Illinois Constitution  
 3 on the concurrent exercise by home rule units of powers and  
 4 functions exercised by the State.

5 (Source: P.A. 83-831.)

6 (625 ILCS 5/15-113) (from Ch. 95 1/2, par. 15-113)  
 7 Sec. 15-113. Violations; Penalties.

8 (a) Whenever any vehicle is operated in violation of the  
 9 provisions of Section 15-111 or subsection (d) of Section  
 10 3-401, the owner or driver of such vehicle shall be deemed  
 11 guilty of such violation and either the owner or the driver  
 12 of such vehicle may be prosecuted for such violation. Any  
 13 driver or owner of a vehicle with multiple violations of the  
 14 provisions of Section 15-111 shall not be charged or issued  
 15 multiple citations for Section 15-111. A single charge under  
 16 the provisions of Section 15-111 does not prohibit an  
 17 additional charge under the provisions of subsection (d) of  
 18 Section 3-401. Any person charged with a violation of any of  
 19 these provisions who pleads not guilty shall be present in  
 20 court for the trial on the charge. Any person, firm or  
 21 corporation convicted of any violation of Section 15-111  
 22 including, but not limited to, a maximum axle or gross limit  
 23 specified on a regulatory sign posted in accordance with  
 24 paragraph (g) or (h) of Section 15-111, shall be fined  
 25 according to the following schedule:

26	Up to and including	2000 pounds	
27		overweight =	\$50
28	from 2001 through	2500 pounds	
29		overweight =	the fine is \$135
30	from 2501 through	3000 pounds	
31		overweight =	the fine is \$165
32	from 3001 through	3500 pounds	
33		overweight =	the fine is \$260

1 from 3501 through 4000 pounds  
2 overweight = the fine is \$300  
3 from 4001 through 4500 pounds  
4 overweight = the fine is \$425  
5 from 4501 through 5000 pounds  
6 overweight = the fine is \$475  
7 from 5001 or more pounds overweight = the fine shall be  
8 computed by  
9 assessing \$750 for  
10 the first 5000  
11 pounds overweight  
12 and \$75 for each  
13 additional increment  
14 of 500 pounds  
15 overweight or  
16 fraction thereof.

17 In addition any person, firm or corporation convicted of  
18 4 or more violations of Section 15-111 within any 12 month  
19 period shall be fined an additional amount of \$2500 for the  
20 fourth and each subsequent conviction within the 12 month  
21 period. Provided, however, that with regard to a firm or  
22 corporation, a fourth or subsequent conviction shall mean a  
23 fourth or subsequent conviction attributable to any one  
24 employee-driver.

25 (b) Whenever any vehicle is operated in violation of the  
26 provisions of Sections 15-102, 15-103 or 15-107, the owner or  
27 driver of such vehicle shall be deemed guilty of such  
28 violation and either may be prosecuted for such violation.  
29 Any person, firm or corporation convicted of any violation of  
30 Sections 15-102, 15-103 or 15-107 shall be fined for the  
31 first or second conviction an amount equal to not less than  
32 \$50 nor more than \$500, and for the third and subsequent  
33 convictions by the same person, firm or corporation within a  
34 period of one year after the date of the first offense, not

1 less than \$500 nor more than \$1,000.

2 (Source: P.A. 88-476; 89-117, eff. 7-7-95; 89-245, eff.  
3 1-1-96.)

4 Section 99. Effective date. This Act takes effect upon  
5 becoming law.