

CHAPTER 76: MOTOR VEHICLE OFFENSES

Section

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§ 76.01 RECKLESS DRIVING.

No person shall drive any vehicle with a willful or wanton disregard for the safety of persons or property.
(ILCS Ch. 625, Act 5, § 11-503)
Penalty, see § 70.99

§ 76.02 DRAG RACING.

(A) Any person who, as an operator of a motor vehicle, is convicted of being a participant in drag racing shall be subject to the penalties provided in this chapter.

(B) DRAG RACING means the act of two or more individuals competing or racing on any street or highway in this Village in a situation in which one of the motor vehicles is beside or to the rear of a motor vehicle operated by a competing driver, and the one driver attempts to prevent the competing driver from passing or overtaking, either by acceleration or maneuver, or one or more individuals competing in a race against time on any street in this Village.
(ILCS Ch. 625, Act 5, § 11-504)
Penalty, see § 70.99

§ 76.03 ACCIDENTS INVOLVING DEATH OR PERSONAL INJURIES.

(A) The driver of any vehicle involved in a motor vehicle accident resulting in personal injury to or death of any person shall immediately stop the vehicle at the scene of the accident, or

as close thereto as possible, and shall then forthwith return to, and in every event shall remain at the scene of the accident until the requirements of § 76.09 have been fulfilled. Every such stop shall be made without obstructing traffic more than is necessary.

(B) For purposes of this section, *PERSONAL INJURY* shall mean any injury requiring immediate professional treatment in a medical facility or doctor's office. (ILCS Ch. 625, Act 5, § 11-401)
Penalty, see § 70.99

§ 76.04 DUTY TO GIVE INFORMATION AND RENDER AID.

(A) The driver of any vehicle involved in a motor vehicle accident resulting in injury to or death of any person or damage to any vehicle which is driven or attended by any person shall give the driver's name, address, registration number, and owner of the vehicle the driver is operating, and shall upon request and if available, exhibit the driver's license to the person struck or the driver or occupant of or person attending any vehicle collided with, and shall render to any person injured in the accident reasonable assistance, including the carrying or the making of arrangements for the carrying of the person to a physician, surgeon, or hospital for medical or surgical treatment, if it is apparent that such treatment is necessary or if such carrying is requested by the injured person.

(B) If none of the persons entitled to information pursuant to this section is in condition to receive and understand the information and no police officer is present, the driver, after rendering reasonable assistance, shall forthwith report the accident at the nearest law enforcement agency, disclosing the information required by this section. (ILCS Ch. 625, Act 5, § 11-403)
Penalty, see § 70.99

§ 76.05 ACCIDENT INVOLVING DAMAGE TO VEHICLE.

(A) The driver of any vehicle involved in a motor vehicle accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop the vehicle at the scene of the motor vehicle accident or as close thereto as possible, but shall forthwith return to and in every event shall remain at the scene of the motor vehicle accident until the requirements of this chapter have been fulfilled. Every stop shall be made without obstructing traffic more than is necessary.

(B) Upon conviction of a violation of this section, the court shall make a finding as to whether the damage to a vehicle is in excess of \$1,000, and in such case a statement of this finding shall be reported to the Secretary of State with the report of conviction.

(ILCS Ch. 625, Act 5, § 11-402)

Penalty, see § 70.99

§ 76.06 DUTY UPON DAMAGING UNATTENDED VEHICLE OR OTHER PROPERTY.

The driver of any vehicle which collides with or is involved in a motor vehicle accident with any vehicle which is unattended, or other property, resulting in any damage to such other vehicle or property shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle or other property of the driver's name, address, registration number, and owner of the vehicle the driver was operating or shall attach securely in a conspicuous place on or in the vehicle or other property struck a written notice giving the driver's name, address, registration number, and owner of the vehicle the driver was driving and shall without unnecessary delay notify the nearest law enforcement agency and shall make a written report of such accident when and as required in § 76.12. Every such stop shall be made without obstructing traffic more than is necessary.

(ILCS Ch. 625, Act 5, § 11-404)

Penalty, see § 70.99

§ 76.07 DUTY TO REPORT ACCIDENT.

(A) The driver of a vehicle which is in any manner involved in an accident within this Village, resulting in injury to or death of any person or in which damage to the property of anyone person, including himself, in excess of \$500 is sustained shall, as soon as possible but not later than ten days after the accident, file with the nearest law enforcement agency a copy of the written report required to be filed with the state under ILCS Ch. 625, Act 5, § 11-406(a).

(B) Whenever a school bus is involved in an accident in this Village, caused by a collision, a sudden stop, or otherwise, resulting in any property damage, personal injury, or death, and whenever an accident occurs within 50 feet of a school bus in this Village resulting in personal injury to or the death of any person while awaiting or preparing to board the bus or immediately after exiting the bus, the driver shall as soon as possible, but not later than ten days after the accident, file with the nearest law enforcement agency a copy of the written report required to be filed with the state under ILCS Ch. 625, Act 5, § 11-406(b). If a report is also required under division (A) above, that report and the report required by this division (B) shall be submitted on a single form.

(C) A police officer may require any driver, occupant, or owner of a vehicle involved in an accident of which report must be made as provided in this section or § 76.14 to file supplemental reports whenever the original report is insufficient in the opinion of that officer and may require witnesses of the accident to submit written reports. The report may include photographs, charts, sketches, and graphs.

(D) Should the nearest law enforcement agency learn through other reports of accidents required by law of the occurrence of an accident reportable under §§ 76.08 through 76.14 and the driver, owner, or witness has not reported as required under (A) through (C) above or § 76.14 within the time specified, the person is not relieved of the responsibility and the law enforcement agency may notify the person by first class mail directed to his last known address of his legal obligation. However, the notification is not a condition precedent to impose the penalty for failure to report as provided in (E) below.

(E) The Secretary of State shall suspend the driver's license or any nonresident's driving privilege of any person who fails or neglects to make report of a traffic accident as herein required or as required by any other law of this state. (ILCS Ch. 625, Act 5, § 11-406)

Statutory reference:

Authorization for Village to require accident reports, see ILCS Ch. 625, Act 5, § 11-415

§ 76.08 FALSE REPORTS.

Any person who provides information in an oral or written report required by §§ 76.08 through 76.14 with knowledge or reason to believe that the information is false shall be fined as provided in § 70.99.
(ILCS Ch. 625, Act 5, § 11-409)

§ 76.09 WHEN DRIVER FAILS TO REPORT.

Whenever the driver of a vehicle is physically incapable of making a required written accident report and if there was another occupant in the vehicle at the time of the motor vehicle accident capable of making a written report, the occupant shall make or cause the written report to be made. If the driver fails for any reason to make the report the owner of the vehicle involved in the motor vehicle accident shall, as soon as practicable, make the report to the nearest law enforcement agency. (ILCS Ch. 625, Act 5, § 11-410)