



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB2048

Introduced 2/7/2008, by Sen. Matt Murphy

SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-601.1

Amends the Illinois Vehicle Code. In provisions prohibiting installation of a traffic control signal preemption device on a motor vehicle, transportation of such a device in the passenger compartment of a motor vehicle, or operation of such a device by the driver or passenger of a motor vehicle, except as permitted by statute, increases the penalty from a Class A misdemeanor to a Class 4 felony and the fine from \$1,000 to \$2,000. In provisions prohibiting a retailer or manufacturer from selling a traffic control signal preemption device for any intended use, other than those permitted by statute, increases the penalty from a Class A misdemeanor to a Class 4 felony and the fine from \$5,000 to \$10,000.

LRB095 15684 WGH 41691 b

CORRECTIONAL
BUDGET AND
IMPACT 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 12-601.1 as follows:

6 (625 ILCS 5/12-601.1)

7 Sec. 12-601.1. Traffic control signal preemption devices.

8 (a) As used in this Section, "traffic control signal
9 preemption device" means any device, either mechanical or
10 electrical, that emits a pulse of light or other signal that,
11 when received by a detector attached to a traffic control
12 signal, changes that traffic control signal to a green light
13 or, if the traffic control signal is already green, extends the
14 duration of the green light.

15 (b) Except as provided in subsection (d), a traffic control
16 signal preemption device may not be installed on a motor
17 vehicle, may not be transported in the passenger compartment of
18 a motor vehicle, and may not be operated by the driver or
19 passenger of a motor vehicle.

20 Violation of this subsection (b) is a Class 4 felony ~~A~~
21 ~~misdemeanor~~, punishable by a fine of \$2,000 ~~\$1,000~~ in addition
22 to any other penalty that may be imposed.

23 (c) A retailer or manufacturer may not sell a traffic

1 control signal preemption device to any person or entity for
2 any intended use other than operation as permitted under
3 subsection (d).

4 Violation of this subsection (c) is a Class 4 felony ~~A~~
5 ~~misdemeanor~~, punishable by a fine of \$10,000 ~~\$5,000~~ for each
6 sale of each device, in addition to any other penalty that may
7 be imposed.

8 (d) Installation of a traffic control signal preemption
9 device is permitted on the following vehicles, and operation of
10 the device is permitted as follows:

11 (1) Police department vehicles, when responding to a
12 bona fide emergency, when used in combination with red or
13 blue oscillating, rotating, or flashing lights.

14 (2) Law enforcement vehicles of State or local
15 authorities, when responding to a bona fide emergency, when
16 used in combination with red oscillating, rotating, or
17 flashing lights.

18 (3) Vehicles of local fire departments and State or
19 federal firefighting vehicles, when responding to a bona
20 fide emergency, when used in combination with red
21 oscillating, rotating, or flashing lights.

22 (4) Vehicles that are designed and used exclusively as
23 ambulances or rescue vehicles, when responding to a bona
24 fide emergency, when used in combination with red
25 oscillating, rotating, or flashing lights.

26 (5) Vehicles that are equipped and used exclusively as

1 organ transport vehicles, when the transportation is
2 declared an emergency by a member of the transplant team or
3 a representative of the organ procurement organization,
4 when used in combination with red oscillating, rotating, or
5 flashing lights.

6 (6) Vehicles of the Illinois Emergency Management
7 Agency and vehicles of the Department of Nuclear Safety,
8 when responding to a bona fide emergency, when used in
9 combination with red oscillating, rotating, or flashing
10 lights.

11 (7) Commuter buses owned by any political subdivision
12 of this State, operated either by the political subdivision
13 or its lessee or agent, and offering short-haul for-hire
14 regularly scheduled passenger transportation service, over
15 regular routes with fixed schedules, within metropolitan
16 and suburban areas, when used to extend the duration of an
17 already green light to meet schedules.

18 (8) Vehicles used for snow removal owned by any
19 political subdivision of this State, operated either by the
20 political subdivision or its lessee or agent, when used
21 during a snow emergency in combination with yellow or amber
22 oscillating, rotating, or flashing lights, when used to
23 extend the duration of an already green light.

24 (e) This Section does not prohibit use by motorcycles of
25 electronic or magnetic safety devices designed to allow traffic
26 control signal systems to recognize or detect motorcycles.

1 (Source: P.A. 93-80, eff. 7-2-03.)