



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB3601

Introduced 2/18/2025, by Rep. Jackie Haas

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-907

Amends the Illinois Vehicle Code. Increases the penalties for failing to proceed with due caution and yield the right-of-way upon approaching a stationary authorized emergency vehicle or emergency scene as follows: for a first offense, a fine of not less than \$350 (currently \$250) or more than \$15,000 (currently \$10,000) plus a mandatory \$500 fine to be deposited into the Scott's Law Fund and any mandatory court costs; for a second or subsequent offense, a fine of not less than \$12,500 (currently \$750) or more than \$20,000 (currently \$10,000) plus a mandatory \$750 fine to be deposited into the Scott's Law Fund and any mandatory court costs; for damage to another vehicle, a Class 4 felony (currently Class A misdemeanor) and driving privileges suspended for not less than 6 months (currently 90 days) and not more than a year; for injury of another person, a Class 1 felony (currently Class 4 felony) and driving privileges suspended for 2 years (currently not less than 180 days and not more than 2 years); and for death of another person, a Class 1 felony (currently Class 4 felony) and driving privileges permanently revoked (currently suspended for 2 years).

LRB104 10040 LNS 20111 b

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
5 changing Section 11-907 as follows:

6 (625 ILCS 5/11-907)

7 Sec. 11-907. Operation of vehicles and streetcars on
8 approach of authorized emergency vehicles.

9 (a) Upon the immediate approach of an authorized emergency
10 vehicle making use of audible and visual signals meeting the
11 requirements of this Code or a police vehicle properly and
12 lawfully making use of an audible or visual signal:

13 (1) the driver of every other vehicle shall yield the
14 right-of-way and shall immediately drive to a position
15 parallel to, and as close as possible to, the right-hand
16 edge or curb of the highway clear of any intersection and
17 shall, if necessary to permit the safe passage of the
18 emergency vehicle, stop and remain in such position until
19 the authorized emergency vehicle has passed, unless
20 otherwise directed by a police officer; and

21 (2) the operator of every streetcar shall immediately
22 stop such car clear of any intersection and keep it in such
23 position until the authorized emergency vehicle has

1 passed, unless otherwise directed by a police officer.

2 (b) This Section shall not operate to relieve the driver
3 of an authorized emergency vehicle from the duty to drive with
4 due regard for the safety of all persons using the highway.

5 (c) Upon approaching a stationary authorized emergency
6 vehicle or emergency scene, when the stationary authorized
7 emergency vehicle is giving a visual signal by displaying
8 oscillating, rotating, or flashing lights as authorized under
9 Section 12-215 of this Code, a person who drives an
10 approaching vehicle shall:

11 (1) proceeding with due caution, yield the
12 right-of-way by making a lane change into a lane not
13 adjacent to that of the authorized emergency vehicle, if
14 possible with due regard to safety and traffic conditions,
15 if on a highway having at least 4 lanes with not less than
16 2 lanes proceeding in the same direction as the
17 approaching vehicle and reduce the speed of the vehicle to
18 a speed that is reasonable and proper with regard to
19 traffic conditions and the use of the highway to avoid a
20 collision and leaving a safe distance until safely past
21 the stationary emergency vehicle; or

22 (2) if changing lanes would be impossible or unsafe,
23 proceeding with due caution, reduce the speed of the
24 vehicle to a speed that is reasonable and proper with
25 regard to traffic conditions and the use of the highway to
26 avoid a collision, maintaining a safe speed for road

1 conditions and leaving a safe distance until safely past
2 the stationary emergency vehicles.

3 The visual signal specified under this subsection (c)
4 given by a stationary authorized emergency vehicle is an
5 indication to drivers of approaching vehicles that a hazardous
6 condition is present when circumstances are not immediately
7 clear. Drivers of vehicles approaching a stationary authorized
8 emergency vehicle in any lane shall heed the warning of the
9 signal, reduce the speed of the vehicle, proceed with due
10 caution, maintain a safe speed for road conditions, be
11 prepared to stop, and leave a safe distance until safely
12 passed the stationary emergency vehicle.

13 As used in this subsection (c), "authorized emergency
14 vehicle" includes any vehicle authorized by law to be equipped
15 with oscillating, rotating, or flashing lights under Section
16 12-215 of this Code, while the owner or operator of the vehicle
17 is engaged in his or her official duties. As used in this
18 subsection (c), "emergency scene" means a location where a
19 stationary authorized emergency vehicle as defined by herein
20 is present and has activated its oscillating, rotating, or
21 flashing lights.

22 (d) A person who violates subsection (c) of this Section
23 commits a business offense punishable by a fine of not less
24 than \$350 ~~\$250~~ or more than \$15,000 ~~\$10,000~~ for a first
25 violation plus a mandatory \$500 fine to be deposited into the
26 Scott's Law Fund and any mandatory court costs, and a fine of

1 not less than \$12,500 ~~\$750~~ or more than \$20,000 ~~\$10,000~~ for a
2 second or subsequent violation plus a mandatory \$750 fine to
3 be deposited into the Scott's Law Fund and any mandatory court
4 costs. It is a factor in aggravation if the person committed
5 the offense while in violation of Section 11-501, 12-610.1, or
6 12-610.2 of this Code. Imposition of the penalties authorized
7 by this subsection (d) for a violation of subsection (c) of
8 this Section that results in the death of another person does
9 not preclude imposition of appropriate additional civil or
10 criminal penalties. A person who violates subsection (c) and
11 the violation results in damage to another vehicle commits a
12 Class 4 felony ~~Class A misdemeanor~~. A person who violates
13 subsection (c) and the violation results in the injury or
14 death of another person commits a Class 1 ~~4~~ felony.

15 (e) If a violation of subsection (c) of this Section
16 results in damage to the property of another person, in
17 addition to any other penalty imposed, the person's driving
18 privileges shall be suspended for a fixed period of not less
19 than 6 months ~~90 days~~ and not more than one year.

20 (f) If a violation of subsection (c) of this Section
21 results in injury to another person, in addition to any other
22 penalty imposed, the person's driving privileges shall be
23 suspended for a fixed period of ~~not less than 180 days and not~~
24 ~~more than~~ 2 years.

25 (g) If a violation of subsection (c) of this Section
26 results in the death of another person, in addition to any

1 other penalty imposed, the person's driving privileges shall
2 be permanently revoked ~~suspended for 2 years~~.

3 (h) The Secretary of State shall, upon receiving a record
4 of a judgment entered against a person under subsection (c) of
5 this Section:

6 (1) suspend the person's driving privileges for the
7 mandatory period; or

8 (2) extend the period of an existing suspension by the
9 appropriate mandatory period.

10 (i) The Scott's Law Fund shall be a special fund in the
11 State treasury. Subject to appropriation by the General
12 Assembly and approval by the Director, the Director of the
13 State Police shall use all moneys in the Scott's Law Fund in
14 the Department's discretion to fund the production of
15 materials to educate drivers on approaching stationary
16 authorized emergency vehicles, to hire off-duty Illinois State
17 Police for enforcement of this Section, and for other law
18 enforcement purposes the Director deems necessary in these
19 efforts.

20 (j) For violations of this Section issued by a county or
21 municipal police officer, the assessment shall be deposited
22 into the county's or municipality's Transportation Safety
23 Highway Hire-back Fund. The county shall use the moneys in its
24 Transportation Safety Highway Hire-back Fund to hire off-duty
25 county police officers to monitor construction or maintenance
26 zones in that county on highways other than interstate

1 highways. The county, in its discretion, may also use a
2 portion of the moneys in its Transportation Safety Highway
3 Hire-back Fund to purchase equipment for county law
4 enforcement and fund the production of materials to educate
5 drivers on construction zone safe driving habits and
6 approaching stationary authorized emergency vehicles.

7 (k) In addition to other penalties imposed by this
8 Section, the court may order a person convicted of a violation
9 of subsection (c) to perform community service as determined
10 by the court.

11 (Source: P.A. 102-336, eff. 1-1-22; 102-338, eff. 1-1-22;
12 102-813, eff. 5-13-22; 103-667, eff. 1-1-25; 103-711, eff.
13 1-1-25; revised 11-26-24.)