



Rep. Blaine Wilhour

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10100HB1876ham001

LRB101 05765 TAE 57840 a

1 AMENDMENT TO HOUSE BILL 1876

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1876 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Section 12-215 as follows:

6 (625 ILCS 5/12-215) (from Ch. 95 1/2, par. 12-215)

7 Sec. 12-215. Oscillating, rotating or flashing lights on  
8 motor vehicles. Except as otherwise provided in this Code:

9 (a) The use of red or white oscillating, rotating or  
10 flashing lights, whether lighted or unlighted, is prohibited  
11 except on:

12 1. Law enforcement vehicles of State, Federal or local  
13 authorities;

14 2. A vehicle operated by a police officer or county  
15 coroner and designated or authorized by local authorities,  
16 in writing, as a law enforcement vehicle; however, such

1 designation or authorization must be carried in the  
2 vehicle;

3 2.1. A vehicle operated by a fire chief, deputy fire  
4 chief, or assistant fire chief who has completed an  
5 emergency vehicle operation training course approved by  
6 the Office of the State Fire Marshal and designated or  
7 authorized by local authorities, in writing, as a fire  
8 department, fire protection district, or township fire  
9 department vehicle; however, the designation or  
10 authorization must be carried in the vehicle, and the  
11 lights may be visible or activated only when responding to  
12 a bona fide emergency;

13 3. Vehicles of local fire departments and State or  
14 federal firefighting vehicles;

15 4. Vehicles which are designed and used exclusively as  
16 ambulances or rescue vehicles; furthermore, such lights  
17 shall not be lighted except when responding to an emergency  
18 call for and while actually conveying the sick or injured;

19 4.5. Vehicles which are occasionally used as rescue  
20 vehicles that have been authorized for use as rescue  
21 vehicles by a volunteer EMS provider, provided that the  
22 operator of the vehicle has successfully completed an  
23 emergency vehicle operation training course recognized by  
24 the Department of Public Health; furthermore, the lights  
25 shall not be lighted except when responding to an emergency  
26 call for the sick or injured;

1           5. Tow trucks licensed in a state that requires such  
2 lights; furthermore, such lights shall not be lighted on  
3 any such tow truck while the tow truck is operating in the  
4 State of Illinois;

5           6. Vehicles of the Illinois Emergency Management  
6 Agency, vehicles of the Office of the Illinois State Fire  
7 Marshal, vehicles of the Illinois Department of Public  
8 Health, vehicles of the Illinois Department of  
9 Corrections, and vehicles of the Illinois Department of  
10 Juvenile Justice;

11           7. Vehicles operated by a local or county emergency  
12 management services agency as defined in the Illinois  
13 Emergency Management Agency Act;

14           8. School buses operating alternately flashing head  
15 lamps as permitted under Section 12-805 of this Code;

16           9. Vehicles that are equipped and used exclusively as  
17 organ transplant vehicles when used in combination with  
18 blue oscillating, rotating, or flashing lights;  
19 furthermore, these lights shall be lighted only when the  
20 transportation is declared an emergency by a member of the  
21 transplant team or a representative of the organ  
22 procurement organization;

23           10. Vehicles of the Illinois Department of Natural  
24 Resources that are used for mine rescue and explosives  
25 emergency response;

26           11. Vehicles of the Illinois Department of

1           Transportation identified as Emergency Traffic Patrol; the  
2           lights shall not be lighted except when responding to an  
3           emergency call or when parked or stationary while engaged  
4           in motor vehicle assistance or at the scene of the  
5           emergency; and

6           12. Vehicles of the Illinois State Toll Highway  
7           Authority with a gross vehicle weight rating of 9,000  
8           pounds or more and those identified as Highway Emergency  
9           Lane Patrol; the lights shall not be lighted except when  
10          responding to an emergency call or when parked or  
11          stationary while engaged in motor vehicle assistance or at  
12          the scene of the emergency.

13          (b) The use of amber oscillating, rotating or flashing  
14          lights, whether lighted or unlighted, is prohibited except on:

15          1. Second division vehicles designed and used for  
16          towing or hoisting vehicles; furthermore, such lights  
17          shall not be lighted except as required in this paragraph  
18          1; such lights shall be lighted when such vehicles are  
19          actually being used at the scene of an accident or  
20          disablement; if the towing vehicle is equipped with a flat  
21          bed that supports all wheels of the vehicle being  
22          transported, the lights shall not be lighted while the  
23          vehicle is engaged in towing on a highway; if the towing  
24          vehicle is not equipped with a flat bed that supports all  
25          wheels of a vehicle being transported, the lights shall be  
26          lighted while the towing vehicle is engaged in towing on a

1 highway during all times when the use of headlights is  
2 required under Section 12-201 of this Code; in addition,  
3 these vehicles may use white oscillating, rotating, or  
4 flashing lights in combination with amber oscillating,  
5 rotating, or flashing lights as provided in this paragraph;

6 2. Motor vehicles or equipment of the State of  
7 Illinois, the Illinois State Toll Highway Authority, local  
8 authorities and contractors; furthermore, such lights  
9 shall not be lighted except while such vehicles are engaged  
10 in maintenance or construction operations within the  
11 limits of construction projects;

12 3. Vehicles or equipment used by engineering or survey  
13 crews; furthermore, such lights shall not be lighted except  
14 while such vehicles are actually engaged in work on a  
15 highway;

16 4. Vehicles of public utilities, municipalities, or  
17 other construction, maintenance or automotive service  
18 vehicles except that such lights shall be lighted only as a  
19 means for indicating the presence of a vehicular traffic  
20 hazard requiring unusual care in approaching, overtaking  
21 or passing while such vehicles are engaged in maintenance,  
22 service or construction on a highway;

23 5. Oversized vehicle or load; however, such lights  
24 shall only be lighted when moving under permit issued by  
25 the Department under Section 15-301 of this Code;

26 6. The front and rear of motorized equipment owned and

1 operated by the State of Illinois or any political  
2 subdivision thereof, which is designed and used for removal  
3 of snow and ice from highways;

4 6.1. The front and rear of motorized equipment or  
5 vehicles that (i) are not owned by the State of Illinois or  
6 any political subdivision of the State, (ii) are designed  
7 and used for removal of snow and ice from highways and  
8 parking lots, and (iii) are equipped with a snow plow that  
9 is 12 feet in width; these lights may not be lighted except  
10 when the motorized equipment or vehicle is actually being  
11 used for those purposes on behalf of a unit of government;

12 7. Fleet safety vehicles registered in another state,  
13 furthermore, such lights shall not be lighted except as  
14 provided for in Section 12-212 of this Code;

15 8. Such other vehicles as may be authorized by local  
16 authorities;

17 9. Law enforcement vehicles of State or local  
18 authorities when used in combination with red oscillating,  
19 rotating or flashing lights;

20 9.5. Propane delivery trucks;

21 10. Vehicles used for collecting or delivering mail for  
22 the United States Postal Service provided that such lights  
23 shall not be lighted except when such vehicles are actually  
24 being used for such purposes;

25 10.5. Vehicles of the Office of the Illinois State Fire  
26 Marshal, provided that such lights shall not be lighted

1           except for when such vehicles are engaged in work for the  
2           Office of the Illinois State Fire Marshal;

3           11. Any vehicle displaying a slow-moving vehicle  
4           emblem as provided in Section 12-205.1;

5           12. All trucks equipped with self-compactors or  
6           roll-off hoists and roll-on containers for garbage,  
7           recycling, or refuse hauling. Such lights shall not be  
8           lighted except when such vehicles are actually being used  
9           for such purposes;

10          13. Vehicles used by a security company, alarm  
11          responder, control agency, or the Illinois Department of  
12          Corrections;

13          14. Security vehicles of the Department of Human  
14          Services; however, the lights shall not be lighted except  
15          when being used for security related purposes under the  
16          direction of the superintendent of the facility where the  
17          vehicle is located; and

18          15. Vehicles of union representatives, except that the  
19          lights shall be lighted only while the vehicle is within  
20          the limits of a construction project.

21          (c) The use of blue oscillating, rotating or flashing  
22          lights, whether lighted or unlighted, is prohibited except on:

23                 1. Rescue squad vehicles not owned by a fire department  
24                 and vehicles owned or operated by a:

25                         voluntary firefighter;

26                         paid firefighter;

1           part-paid firefighter;  
2           call firefighter;  
3           member of the board of trustees of a fire  
4 protection district;  
5           paid or unpaid member of a rescue squad;  
6           paid or unpaid member of a voluntary ambulance  
7 unit; or  
8           paid or unpaid members of a local or county  
9 emergency management services agency as defined in the  
10 Illinois Emergency Management Agency Act, designated  
11 or authorized by local authorities, in writing, and  
12 carrying that designation or authorization in the  
13 vehicle.

14           However, such lights are not to be lighted except when  
15 responding to a bona fide emergency or when parked or  
16 stationary at the scene of a fire, rescue call, ambulance  
17 call, or motor vehicle accident.

18           Any person using these lights in accordance with this  
19 subdivision (c)1 must carry on his or her person an  
20 identification card or letter identifying the bona fide  
21 member of a fire department, fire protection district,  
22 rescue squad, ambulance unit, or emergency management  
23 services agency that owns or operates that vehicle. The  
24 card or letter must include:

25           (A) the name of the fire department, fire  
26 protection district, rescue squad, ambulance unit, or



1 emergency management services agency;

2 (B) the member's position within the fire  
3 department, fire protection district, rescue squad,  
4 ambulance unit, or emergency management services  
5 agency;

6 (C) the member's term of service; and

7 (D) the name of a person within the fire  
8 department, fire protection district, rescue squad,  
9 ambulance unit, or emergency management services  
10 agency to contact to verify the information provided.

11 2. Police department vehicles in cities having a  
12 population of 500,000 or more inhabitants.

13 3. Law enforcement vehicles of State or local  
14 authorities when used in combination with red oscillating,  
15 rotating or flashing lights.

16 4. Vehicles of local fire departments and State or  
17 federal firefighting vehicles when used in combination  
18 with red oscillating, rotating or flashing lights.

19 5. Vehicles which are designed and used exclusively as  
20 ambulances or rescue vehicles when used in combination with  
21 red oscillating, rotating or flashing lights; furthermore,  
22 such lights shall not be lighted except when responding to  
23 an emergency call.

24 6. Vehicles that are equipped and used exclusively as  
25 organ transport vehicles when used in combination with red  
26 oscillating, rotating, or flashing lights; furthermore,

1 these lights shall only be lighted when the transportation  
2 is declared an emergency by a member of the transplant team  
3 or a representative of the organ procurement organization.

4 7. Vehicles of the Illinois Emergency Management  
5 Agency, vehicles of the Office of the Illinois State Fire  
6 Marshal, vehicles of the Illinois Department of Public  
7 Health, vehicles of the Illinois Department of  
8 Corrections, and vehicles of the Illinois Department of  
9 Juvenile Justice, when used in combination with red  
10 oscillating, rotating, or flashing lights.

11 8. Vehicles operated by a local or county emergency  
12 management services agency as defined in the Illinois  
13 Emergency Management Agency Act, when used in combination  
14 with red oscillating, rotating, or flashing lights.

15 9. Vehicles of the Illinois Department of Natural  
16 Resources that are used for mine rescue and explosives  
17 emergency response, when used in combination with red  
18 oscillating, rotating, or flashing lights.

19 (c-1) In addition to the blue oscillating, rotating, or  
20 flashing lights permitted under subsection (c), and  
21 notwithstanding subsection (a), a vehicle operated by a  
22 voluntary firefighter, a voluntary member of a rescue squad, or  
23 a member of a voluntary ambulance unit may be equipped with  
24 flashing white headlights and blue grill lights, which may be  
25 used only in responding to an emergency call or when parked or  
26 stationary at the scene of a fire, rescue call, ambulance call,

1 or motor vehicle accident.

2 (c-2) In addition to the blue oscillating, rotating, or  
3 flashing lights permitted under subsection (c), and  
4 notwithstanding subsection (a), a vehicle operated by a paid or  
5 unpaid member of a local or county emergency management  
6 services agency as defined in the Illinois Emergency Management  
7 Agency Act, may be equipped with white oscillating, rotating,  
8 or flashing lights to be used in combination with blue  
9 oscillating, rotating, or flashing lights, if authorization by  
10 local authorities is in writing and carried in the vehicle.

11 (d) The use of a combination of amber and white  
12 oscillating, rotating or flashing lights, whether lighted or  
13 unlighted, is prohibited except on second division vehicles  
14 designed and used for towing or hoisting vehicles or motor  
15 vehicles or equipment of the State of Illinois, local  
16 authorities, contractors, and union representatives;  
17 furthermore, such lights shall not be lighted on second  
18 division vehicles designed and used for towing or hoisting  
19 vehicles or vehicles of the State of Illinois, local  
20 authorities, and contractors except while such vehicles are  
21 engaged in a tow operation, highway maintenance, or  
22 construction operations within the limits of highway  
23 construction projects, and shall not be lighted on the vehicles  
24 of union representatives except when those vehicles are within  
25 the limits of a construction project.

26 (e) All oscillating, rotating or flashing lights referred

1 to in this Section shall be of sufficient intensity, when  
2 illuminated, to be visible at 500 feet in normal sunlight.

3 (f) Nothing in this Section shall prohibit a manufacturer  
4 of oscillating, rotating or flashing lights or his  
5 representative or authorized vendor from temporarily mounting  
6 such lights on a vehicle for demonstration purposes only. If  
7 the lights are not covered while the vehicle is operated upon a  
8 highway, the vehicle shall display signage indicating that the  
9 vehicle is out of service or not an emergency vehicle. The  
10 signage shall be displayed on all sides of the vehicle in  
11 letters at least 2 inches tall and one-half inch wide. A  
12 vehicle authorized to have oscillating, rotating, or flashing  
13 lights mounted for demonstration purposes may not activate the  
14 lights while the vehicle is operated upon a highway.

15 (g) Any person violating the provisions of subsections (a),  
16 (b), (c) or (d) of this Section who without lawful authority  
17 stops or detains or attempts to stop or detain another person  
18 shall be guilty of a Class 2 felony.

19 (h) Except as provided in subsection (g) above, any person  
20 violating the provisions of subsections (a) or (c) of this  
21 Section shall be guilty of a Class A misdemeanor.

22 (Source: P.A. 99-40, eff. 1-1-16; 99-78, eff. 7-20-15; 99-125,  
23 eff. 1-1-16; 99-642, eff. 7-28-16; 100-62, eff. 8-11-17.)".