

1 AN ACT concerning 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 Section 11-907 as follows:

6 (625 ILCS 5/11-907) (from Ch. 95 1/2, par. 11-907)

7 (Text of Section before amendment by P.A. 92-872)

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

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

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

23 (2) the operator of every streetcar shall
24 immediately stop such car clear of any intersection and
25 keep it in such position until the authorized emergency
26 vehicle has passed, unless otherwise directed by a police
27 officer.

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

1 (c) Upon approaching a stationary authorized emergency
2 vehicle, when the authorized emergency vehicle is giving a
3 signal by displaying alternately flashing red, red and white,
4 blue, or red and blue lights or amber or yellow warning
5 lights, a person who drives an approaching vehicle shall:

6 (1) proceeding with due caution, yield the
7 right-of-way by making a lane change into a lane not
8 adjacent to that of the authorized emergency vehicle, if
9 possible with due regard to safety and traffic
10 conditions, if on a highway having at least 4 lanes with
11 not less than 2 lanes proceeding in the same direction as
12 the approaching vehicle; or

13 (2) proceeding with due caution, reduce the speed
14 of the vehicle, maintaining a safe speed for road
15 conditions, if changing lanes would be impossible or
16 unsafe.

17 As used in this subsection (c), "authorized emergency
18 vehicle" includes any vehicle authorized by law to be
19 equipped with oscillating, rotating, or flashing lights under
20 Section 12-215 of this Code, while the owner or operator of
21 the vehicle is engaged in his or her official duties.

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 \$100 or more than \$10,000. It is a factor in
25 aggravation if the person committed the offense while in
26 violation of Section 11-501 of this Code.

27 (e) If a violation of subsection (c) of this Section
28 results in damage to the property of another person, in
29 addition to any other penalty imposed, the person's driving
30 privileges shall be suspended for a fixed period of not less
31 than 90 days and not more than one year.

32 (f) If a violation of subsection (c) of this Section
33 results in injury to another person, in addition to any other
34 penalty imposed, the person's driving privileges shall be

1 suspended for a fixed period of not less than 180 days and
2 not more than 2 years.

3 (g) If a violation of subsection (c) of this Section
4 results in the death of another person, in addition to any
5 other penalty imposed, the person's driving privileges shall
6 be suspended for 2 years.

7 (h) The Secretary of State shall, upon receiving a
8 record of a judgment entered against a person under
9 subsection (c) of this Section:

10 (1) suspend the person's driving privileges for the
11 mandatory period; or

12 (2) extend the period of an existing suspension by
13 the appropriate mandatory period.

14 (Source: P.A. 92-283, eff. 1-1-02.)

15 (Text of Section after amendment by P.A. 92-872)

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21 properly and lawfully making use of an audible or visual
22 signal,

23 (1) the driver of every other vehicle shall yield
24 the right-of-way and shall immediately drive to a
25 position parallel to, and as close as possible to, the
26 right-hand edge or curb of the highway clear of any
27 intersection and shall, if necessary to permit the safe
28 passage of the emergency vehicle, stop and remain in such
29 position until the authorized emergency vehicle has
30 passed, unless otherwise directed by a police officer and

31 (2) the operator of every streetcar shall
32 immediately stop such car clear of any intersection and
33 keep it in such position until the authorized emergency
34 vehicle has passed, unless otherwise directed by a police

1 officer.

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

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7 vehicle, when the authorized emergency vehicle is giving a
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10 lights, a person who drives an approaching vehicle shall:

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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
15 conditions, if on a highway having at least 4 lanes with
16 not less than 2 lanes proceeding in the same direction as
17 the approaching vehicle; or

18 (2) proceeding with due caution, reduce the speed
19 of the vehicle, maintaining a safe speed for road
20 conditions, if changing lanes would be impossible or
21 unsafe.

22 As used in this subsection (c), "authorized emergency
23 vehicle" includes any vehicle authorized by law to be
24 equipped with oscillating, rotating, or flashing lights under
25 Section 12-215 of this Code, while the owner or operator of
26 the vehicle is engaged in his or her official duties.

27 (d) A person who violates subsection (c) of this Section
28 commits a business offense punishable by a fine of not less
29 than \$100 or more than \$10,000. A person charged with the
30 offense must appear in court to answer the charges. It is a
31 factor in aggravation if the person committed the offense
32 while in violation of Section 11-501 of this Code.

33 (e) If a violation of subsection (c) of this Section
34 results in damage to the property of another person, in

1 addition to any other penalty imposed, the person's driving
2 privileges shall be suspended for a fixed period of not less
3 than 90 days and not more than one year.

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

9 (g) If a violation of subsection (c) of this Section
10 results in the death of another person, in addition to any
11 other penalty imposed, the person's driving privileges shall
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15 subsection (c) of this Section:

16 (1) suspend the person's driving privileges for the
17 mandatory period; or

18 (2) extend the period of an existing suspension by
19 the appropriate mandatory period.

20 (Source: P.A. 92-283, eff. 1-1-02; 92-872, eff. 6-1-03.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.