



Sen. John G. Mulroe

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LRB098 05159 MLW 58253 a

1 AMENDMENT TO SENATE BILL 927

2 AMENDMENT NO. _____. Amend Senate Bill 927 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Sections 1-105 and 12-215 as follows:

6 (625 ILCS 5/1-105) (from Ch. 95 1/2, par. 1-105)

7 Sec. 1-105. Authorized emergency vehicle. Emergency
8 vehicles of municipal departments or public service
9 corporations as are designated or authorized by proper local
10 authorities; police vehicles; vehicles of the fire department;
11 vehicles of a HazMat or technical rescue team authorized by a
12 county board under Section 5-1127 of the Counties Code;
13 ambulances; vehicles of the Illinois Department of
14 Corrections; vehicles of the Illinois Department of Juvenile
15 Justice; vehicles of the Illinois Emergency Management Agency;
16 vehicles of the Office of the Illinois State Fire Marshal; mine

1 rescue and explosives emergency response vehicles of the
2 Department of Natural Resources; vehicles of the Illinois
3 Department of Public Health; vehicles of the Illinois State
4 Toll Highway Authority identified as Highway Emergency Lane
5 patrol; vehicles of the Illinois Department of Transportation
6 identified as Emergency Traffic Patrol; and vehicles of a
7 municipal or county emergency services and disaster agency, as
8 defined by the Illinois Emergency Management Agency Act.

9 (Source: P.A. 97-149, eff. 7-14-11; 97-333, eff. 7-12-11;
10 98-123, eff. 1-1-14; 98-468, eff. 8-16-13; revised 9-19-13.)

11 (625 ILCS 5/12-215) (from Ch. 95 1/2, par. 12-215)

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

14 (a) The use of red or white oscillating, rotating or
15 flashing lights, whether lighted or unlighted, is prohibited
16 except on:

17 1. Law enforcement vehicles of State, Federal or local
18 authorities;

19 2. A vehicle operated by a police officer or county
20 coroner and designated or authorized by local authorities,
21 in writing, as a law enforcement vehicle; however, such
22 designation or authorization must be carried in the
23 vehicle;

24 2.1. A vehicle operated by a fire chief who has
25 completed an emergency vehicle operation training course

1 approved by the Office of the State Fire Marshal and
2 designated or authorized by local authorities, in writing,
3 as a fire department, fire protection district, or township
4 fire department vehicle; however, the designation or
5 authorization must be carried in the vehicle, and the
6 lights may be visible or activated only when responding to
7 a bona fide emergency;

8 3. Vehicles of local fire departments and State or
9 federal firefighting vehicles;

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

14 5. Tow trucks licensed in a state that requires such
15 lights; furthermore, such lights shall not be lighted on
16 any such tow truck while the tow truck is operating in the
17 State of Illinois;

18 6. Vehicles of the Illinois Emergency Management
19 Agency, vehicles of the Office of the Illinois State Fire
20 Marshal, vehicles of the Illinois Department of Public
21 Health, vehicles of the Illinois Department of
22 Corrections, and vehicles of the Illinois Department of
23 Juvenile Justice;

24 7. Vehicles operated by a local or county emergency
25 management services agency as defined in the Illinois
26 Emergency Management Agency Act;

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

3 9. Vehicles that are equipped and used exclusively as
4 organ transplant vehicles when used in combination with
5 blue oscillating, rotating, or flashing lights;
6 furthermore, these lights shall be lighted only when the
7 transportation is declared an emergency by a member of the
8 transplant team or a representative of the organ
9 procurement organization; ~~and~~

10 10. Vehicles of the Illinois Department of Natural
11 Resources that are used for mine rescue and explosives
12 emergency response; ~~and~~

13 11. Vehicles of the Illinois Department of
14 Transportation identified as Emergency Traffic Patrol; the
15 ~~The~~ lights shall not be lighted except when responding to
16 an emergency call or when parked or stationary while
17 engaged in motor vehicle assistance or at the scene of the
18 emergency; and ~~and~~

19 12. Vehicles of the Illinois State Toll Highway
20 Authority identified as Highway Emergency Lane Patrol; the
21 lights shall not be lighted except when responding to an
22 emergency call or when parked or stationary while engaged
23 in motor vehicle assistance or at the scene of the
24 emergency.

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

1 1. Second division vehicles designed and used for
2 towing or hoisting vehicles; furthermore, such lights
3 shall not be lighted except as required in this paragraph
4 1; such lights shall be lighted when such vehicles are
5 actually being used at the scene of an accident or
6 disablement; if the towing vehicle is equipped with a flat
7 bed that supports all wheels of the vehicle being
8 transported, the lights shall not be lighted while the
9 vehicle is engaged in towing on a highway; if the towing
10 vehicle is not equipped with a flat bed that supports all
11 wheels of a vehicle being transported, the lights shall be
12 lighted while the towing vehicle is engaged in towing on a
13 highway during all times when the use of headlights is
14 required under Section 12-201 of this Code; in addition,
15 these vehicles may use white oscillating, rotating, or
16 flashing lights in combination with amber oscillating,
17 rotating, or flashing lights as provided in this paragraph;

18 2. Motor vehicles or equipment of the State of
19 Illinois, the Illinois State Toll Highway Authority, local
20 authorities and contractors; furthermore, such lights
21 shall not be lighted except while such vehicles are engaged
22 in maintenance or construction operations within the
23 limits of construction projects;

24 3. Vehicles or equipment used by engineering or survey
25 crews; furthermore, such lights shall not be lighted except
26 while such vehicles are actually engaged in work on a

1 highway;

2 4. Vehicles of public utilities, municipalities, or
3 other construction, maintenance or automotive service
4 vehicles except that such lights shall be lighted only as a
5 means for indicating the presence of a vehicular traffic
6 hazard requiring unusual care in approaching, overtaking
7 or passing while such vehicles are engaged in maintenance,
8 service or construction on a highway;

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

12 6. The front and rear of motorized equipment owned and
13 operated by the State of Illinois or any political
14 subdivision thereof, which is designed and used for removal
15 of snow and ice from highways;

16 6.1. ~~(6.1)~~ The front and rear of motorized equipment or
17 vehicles that (i) are not owned by the State of Illinois or
18 any political subdivision of the State, (ii) are designed
19 and used for removal of snow and ice from highways and
20 parking lots, and (iii) are equipped with a snow plow that
21 is 12 feet in width; these lights may not be lighted except
22 when the motorized equipment or vehicle is actually being
23 used for those purposes on behalf of a unit of government;

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

1 8. Such other vehicles as may be authorized by local
2 authorities;

3 9. Law enforcement vehicles of State or local
4 authorities when used in combination with red oscillating,
5 rotating or flashing lights;

6 9.5. Propane delivery trucks;

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

11 10.5. Vehicles of the Office of the Illinois State Fire
12 Marshal, provided that such lights shall not be lighted
13 except for when such vehicles are engaged in work for the
14 Office of the Illinois State Fire Marshal;

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

17 12. All trucks equipped with self-compactors or
18 roll-off hoists and roll-on containers for garbage or
19 refuse hauling. Such lights shall not be lighted except
20 when such vehicles are actually being used for such
21 purposes;

22 13. Vehicles used by a security company, alarm
23 responder, control agency, or the Illinois Department of
24 Corrections;

25 14. Security vehicles of the Department of Human
26 Services; however, the lights shall not be lighted except

1 when being used for security related purposes under the
2 direction of the superintendent of the facility where the
3 vehicle is located; and

4 15. Vehicles of union representatives, except that the
5 lights shall be lighted only while the vehicle is within
6 the limits of a construction project.

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

9 1. Rescue squad vehicles not owned by a fire department
10 and vehicles owned or operated by a:

11 voluntary firefighter;

12 paid firefighter;

13 part-paid firefighter;

14 call firefighter;

15 member of the board of trustees of a fire
16 protection district;

17 paid or unpaid member of a rescue squad;

18 paid or unpaid member of a voluntary ambulance
19 unit; or

20 paid or unpaid members of a local or county
21 emergency management services agency as defined in the
22 Illinois Emergency Management Agency Act, designated
23 or authorized by local authorities, in writing, and
24 carrying that designation or authorization in the
25 vehicle.

26 However, such lights are not to be lighted except when

1 responding to a bona fide emergency or when parked or
2 stationary at the scene of a fire, rescue call, ambulance
3 call, or motor vehicle accident.

4 Any person using these lights in accordance with this
5 subdivision (c)1 must carry on his or her person an
6 identification card or letter identifying the bona fide
7 member of a fire department, fire protection district,
8 rescue squad, ambulance unit, or emergency management
9 services agency that owns or operates that vehicle. The
10 card or letter must include:

11 (A) the name of the fire department, fire
12 protection district, rescue squad, ambulance unit, or
13 emergency management services agency;

14 (B) the member's position within the fire
15 department, fire protection district, rescue squad,
16 ambulance unit, or emergency management services
17 agency;

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

19 (D) the name of a person within the fire
20 department, fire protection district, rescue squad,
21 ambulance unit, or emergency management services
22 agency to contact to verify the information provided.

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

25 3. Law enforcement vehicles of State or local
26 authorities when used in combination with red oscillating,

1 rotating or flashing lights.

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

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

10 6. Vehicles that are equipped and used exclusively as
11 organ transport vehicles when used in combination with red
12 oscillating, rotating, or flashing lights; furthermore,
13 these lights shall only be lighted when the transportation
14 is declared an emergency by a member of the transplant team
15 or a representative of the organ procurement organization.

16 7. Vehicles of the Illinois Emergency Management
17 Agency, vehicles of the Office of the Illinois State Fire
18 Marshal, vehicles of the Illinois Department of Public
19 Health, vehicles of the Illinois Department of
20 Corrections, and vehicles of the Illinois Department of
21 Juvenile Justice, when used in combination with red
22 oscillating, rotating, or flashing lights.

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

1 9. Vehicles of the Illinois Department of Natural
2 Resources that are used for mine rescue and explosives
3 emergency response, when used in combination with red
4 oscillating, rotating, or flashing lights.

5 (c-1) In addition to the blue oscillating, rotating, or
6 flashing lights permitted under subsection (c), and
7 notwithstanding subsection (a), a vehicle operated by a
8 voluntary firefighter, a voluntary member of a rescue squad, or
9 a member of a voluntary ambulance unit may be equipped with
10 flashing white headlights and blue grill lights, which may be
11 used only in responding to an emergency call or when parked or
12 stationary at the scene of a fire, rescue call, ambulance call,
13 or motor vehicle accident.

14 (c-2) In addition to the blue oscillating, rotating, or
15 flashing lights permitted under subsection (c), and
16 notwithstanding subsection (a), a vehicle operated by a paid or
17 unpaid member of a local or county emergency management
18 services agency as defined in the Illinois Emergency Management
19 Agency Act, may be equipped with white oscillating, rotating,
20 or flashing lights to be used in combination with blue
21 oscillating, rotating, or flashing lights, if authorization by
22 local authorities is in writing and carried in the vehicle.

23 (d) The use of a combination of amber and white
24 oscillating, rotating or flashing lights, whether lighted or
25 unlighted, is prohibited except on second division vehicles
26 designed and used for towing or hoisting vehicles or motor

1 vehicles or equipment of the State of Illinois, local
2 authorities, contractors, and union representatives;
3 furthermore, such lights shall not be lighted on second
4 division vehicles designed and used for towing or hoisting
5 vehicles or vehicles of the State of Illinois, local
6 authorities, and contractors except while such vehicles are
7 engaged in a tow operation, highway maintenance, or
8 construction operations within the limits of highway
9 construction projects, and shall not be lighted on the vehicles
10 of union representatives except when those vehicles are within
11 the limits of a construction project.

12 (e) All oscillating, rotating or flashing lights referred
13 to in this Section shall be of sufficient intensity, when
14 illuminated, to be visible at 500 feet in normal sunlight.

15 (f) Nothing in this Section shall prohibit a manufacturer
16 of oscillating, rotating or flashing lights or his
17 representative or authorized vendor from temporarily mounting
18 such lights on a vehicle for demonstration purposes only. If
19 the lights are not covered while the vehicle is operated upon a
20 highway, the vehicle shall display signage indicating that the
21 vehicle is out of service or not an emergency vehicle. The
22 signage shall be displayed on all sides of the vehicle in
23 letters at least 2 inches tall and one-half inch wide. A
24 vehicle authorized to have oscillating, rotating, or flashing
25 lights mounted for demonstration purposes may not activate the
26 lights while the vehicle is operated upon a highway.

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

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

8 (Source: P.A. 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813,
9 eff. 7-13-12; 97-1173, eff. 1-1-14; 98-80, eff. 7-15-13;
10 98-123, eff. 1-1-14; 98-468, eff. 8-16-13; revised
11 10-17-13.)".