

HB3772



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3772

Introduced 2/22/2021, by Rep. Jawaharial Williams

SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-207
625 ILCS 5/12-609

from Ch. 95 1/2, par. 12-207
from Ch. 95 1/2, par. 12-609

Amends the Illinois Vehicle Code. Requires that the sale of a motor vehicle that bears equipment, markings, or other indicia of police authority include the removal of all spot lamps from the vehicle prior to delivery of that vehicle.

LRB102 15143 RAM 20498 b

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
5 changing Sections 12-207 and 12-609 as follows:

6 (625 ILCS 5/12-207) (from Ch. 95 1/2, par. 12-207)

7 Sec. 12-207. Spot lamps and auxiliary driving lamps.

8 (a) Except as provided in Section 12-609, any ~~Any~~ motor
9 vehicle may be equipped with not to exceed one spot lamp and
10 every lighted spot lamp shall be so aimed and used upon
11 approaching another vehicle that no part of the high-intensity
12 portion of the beam will be directed to the left of the
13 prolongation of the extreme left side of the vehicle nor more
14 than 100 feet ahead of the vehicle.

15 (b) Any motor vehicle may be equipped with not to exceed
16 three auxiliary driving lamps mounted on the front at a height
17 not less than 12 inches nor more than 42 inches above the level
18 surface upon which the vehicle stands.

19 (c) The restrictions of subsections 12-207 (a) and 12-207

20 (b) of this Act shall not apply to authorized emergency
21 vehicles or equipment used for snow and ice removal operations
22 if owned or operated by or for any governmental body.

23 (d) The minimum and maximum height restrictions prescribed

1 in subsection (b) of Section 12-207 shall not apply to
2 privately owned motor vehicles on which a snow plow is
3 mounted, while in transit between or during snow and ice
4 removal operations. This exemption shall apply only during the
5 period from November 15 through April 1, and only when the snow
6 plow blade, commonly referred to as a "moldboard", is properly
7 and securely affixed to the front of the motor vehicle.

8 (Source: P.A. 85-1010.)

9 (625 ILCS 5/12-609) (from Ch. 95 1/2, par. 12-609)

10 Sec. 12-609. (a) No official or employee of the State, any
11 political subdivision thereof, any county, municipality, or
12 local authority, and no owner or employee of any new vehicle
13 dealer, used vehicle dealer, or vehicle auctioneer shall sell,
14 trade or otherwise dispose of any motor vehicle bearing
15 equipment, markings, or other indicia of police authority
16 unless, prior to delivery of the vehicle, the equipment and
17 markings have been sufficiently altered or obliterated to
18 remove the appearance of such authority. A motor vehicle
19 subject to this subsection shall have all spot lamps removed
20 from the vehicle prior to delivery of the vehicle.

21 (b) A person may not operate on the highways of this State
22 a vehicle bearing the equipment, markings, or other indicia of
23 police authority, unless the vehicle is an authorized
24 emergency vehicle as defined in Section 1-105 of this Code.

25 (c) This Section does not apply to vehicles bearing

1 indicia of police authority that are antique vehicles, as
2 defined in Section 1-102.1, and are registered as antique
3 vehicles, as provided in Section 3-804.

4 (c-5) Nothing in this Section shall prohibit a
5 manufacturer of authorized emergency vehicle equipment,
6 markings, or other indicia, or the manufacturer's
7 representative or authorized vendor, from temporarily mounting
8 the equipment, markings, or other indicia on a vehicle for
9 demonstration purposes only. If the equipment, markings, or
10 other indicia are not covered while the vehicle is operated
11 upon a highway, the vehicle shall display signage indicating
12 that the vehicle is out of service or not an emergency vehicle.
13 The signage shall be displayed on all sides of the vehicle in
14 letters at least 2 inches tall and one-half inch wide.

15 (d) Any police officer is authorized to seize any vehicle
16 that is in violation of this Section and to impound that
17 vehicle, at the owner's expense, until any equipment,
18 markings, or other indicia of police authority have been
19 sufficiently removed, altered, or obliterated to remove the
20 appearance of police authority.

21 (e) A person convicted of violating this Section is guilty
22 of a petty offense and subject to a fine of not less than \$500
23 and not more than \$1,000.

24 (Source: P.A. 97-1173, eff. 1-1-14.)