



Sen. David Koehler

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LRB102 23834 LNS 36464 a

1 AMENDMENT TO SENATE BILL 3495

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 3495 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Sections 12-215 and 12-601.1 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, fire departments, or fire  
8 protection districts, in writing, as a fire department,  
9 fire protection district, or township fire department  
10 vehicle; however, the designation or authorization must be  
11 carried in the vehicle, and the lights may be visible or  
12 activated only when responding to 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  
18 emergency call for and while actually conveying the sick  
19 or injured;

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

1 emergency call for the sick or injured;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

25          5. Oversized vehicle or load; however, such lights  
26          shall only be lighted when moving under permit issued by

1 the Department under Section 15-301 of this Code;

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

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

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

17 8. Such other vehicles as may be authorized by local  
18 authorities;

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

22 9.5. Propane delivery trucks;

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

1           10.5. Vehicles of the Office of the Illinois State  
2 Fire Marshal, provided that such lights shall not be  
3 lighted except for when such vehicles are engaged in work  
4 for the Office of the Illinois State Fire Marshal;

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

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

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

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

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

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

25           1. Rescue squad vehicles not owned by a fire  
26 department or fire protection district and vehicles owned

1 or operated by a:

2 voluntary firefighter;

3 paid firefighter;

4 part-paid firefighter;

5 call firefighter;

6 member of the board of trustees of a fire  
7 protection district;

8 paid or unpaid member of a rescue squad;

9 paid or unpaid member of a voluntary ambulance  
10 unit; or

11 paid or unpaid members of a local or county  
12 emergency management services agency as defined in the  
13 Illinois Emergency Management Agency Act, designated  
14 or authorized by local authorities, in writing, and  
15 carrying that designation or authorization in the  
16 vehicle.

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

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



1 card or letter must include:

2 (A) the name of the fire department, fire  
3 protection district, rescue squad, ambulance unit, or  
4 emergency management services agency;

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

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

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

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

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

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

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

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

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

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

19           9. Vehicles of the Illinois Department of Natural  
20 Resources that are used for mine rescue and explosives  
21 emergency response, when used in combination with red  
22 oscillating, rotating, or flashing lights.

23           (c-1) In addition to the blue oscillating, rotating, or  
24 flashing lights permitted under subsection (c), and  
25 notwithstanding subsection (a), a vehicle operated by a  
26 voluntary firefighter, a voluntary member of a rescue squad,

1 or a member of a voluntary ambulance unit may be equipped with  
2 flashing white headlights and blue grill lights, which may be  
3 used only in responding to an emergency call or when parked or  
4 stationary at the scene of a fire, rescue call, ambulance  
5 call, or motor vehicle accident.

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

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

1 construction operations within the limits of highway  
2 construction projects, and shall not be lighted on the  
3 vehicles of union representatives except when those vehicles  
4 are within the limits of a construction project.

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

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

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

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

1 (Source: P.A. 100-62, eff. 8-11-17; 101-56, eff. 1-1-20.)

2 (625 ILCS 5/12-601.1)

3 Sec. 12-601.1. Traffic control signal preemption devices.

4 (a) As used in this Section, "traffic control signal  
5 preemption device" means any device, either mechanical or  
6 electrical, that emits a pulse of light or other signal that,  
7 when received by a detector attached to a traffic control  
8 signal, changes that traffic control signal to a green light  
9 or, if the traffic control signal is already green, extends  
10 the duration of the green light.

11 (b) Except as provided in subsection (d), a traffic  
12 control signal preemption device may not be installed on a  
13 motor vehicle, may not be transported in the passenger  
14 compartment of a motor vehicle, and may not be operated by the  
15 driver or passenger of a motor vehicle.

16 Violation of this subsection (b) is a Class A misdemeanor,  
17 punishable by a fine of \$1,000 in addition to any other penalty  
18 that may be imposed.

19 (c) A retailer or manufacturer may not sell a traffic  
20 control signal preemption device to any person or entity for  
21 any intended use other than operation as permitted under  
22 subsection (d).

23 Violation of this subsection (c) is a Class A misdemeanor,  
24 punishable by a fine of \$5,000 for each sale of each device, in  
25 addition to any other penalty that may be imposed.

1 (d) Installation of a traffic control signal preemption  
2 device is permitted on the following vehicles, and operation  
3 of the device is permitted as follows:

4 (1) Police department vehicles, when responding to a  
5 bona fide emergency, when used in combination with red or  
6 blue oscillating, rotating, or flashing lights.

7 (2) Law enforcement vehicles of State or local  
8 authorities, when responding to a bona fide emergency,  
9 when used in combination with red oscillating, rotating,  
10 or flashing lights.

11 (3) Vehicles of local fire departments, fire  
12 protection districts, and State or federal firefighting  
13 vehicles, when responding to a bona fide emergency, when  
14 used in combination with red oscillating, rotating, or  
15 flashing lights.

16 (4) Vehicles that are designed and used exclusively as  
17 ambulances or rescue vehicles, when responding to a bona  
18 fide emergency, when used in combination with red  
19 oscillating, rotating, or flashing lights.

20 (5) Vehicles that are equipped and used exclusively as  
21 organ transport vehicles, when the transportation is  
22 declared an emergency by a member of the transplant team  
23 or a representative of the organ procurement organization,  
24 when used in combination with red oscillating, rotating,  
25 or flashing lights.

26 (6) Vehicles of the Illinois Emergency Management

1 Agency and vehicles of the Department of Nuclear Safety,  
2 when responding to a bona fide emergency, when used in  
3 combination with red oscillating, rotating, or flashing  
4 lights.

5 (7) Commuter buses owned by any political subdivision  
6 of this State, operated either by the political  
7 subdivision or its lessee or agent, and offering  
8 short-haul for-hire regularly scheduled passenger  
9 transportation service, over regular routes with fixed  
10 schedules, within metropolitan and suburban areas, when  
11 used to extend the duration of an already green light to  
12 meet schedules.

13 (8) Vehicles used for snow removal owned by any  
14 political subdivision of this State, operated either by  
15 the political subdivision or its lessee or agent, when  
16 used during a snow emergency in combination with yellow or  
17 amber oscillating, rotating, or flashing lights, when used  
18 to extend the duration of an already green light.

19 (e) This Section does not prohibit use by motorcycles of  
20 electronic or magnetic safety devices designed to allow  
21 traffic control signal systems to recognize or detect  
22 motorcycles.

23 (Source: P.A. 93-80, eff. 7-2-03.)".