

HB5255



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB5255

Introduced 2/9/2024, by Rep. Harry Benton

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-204

from Ch. 95 1/2, par. 11-204

Amends the Illinois Vehicle Code. Provides that fleeing or attempting to elude a peace officer is a Class 4 felony if there is video evidence of the driver or operator of the motor vehicle fleeing or attempting to elude the peace officer and that the fleeing or attempting to elude the peace officer results in damage to property of the State, a unit of local government, or school district.

LRB103 37639 MXP 67766 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 Section 11-204 as follows:

6 (625 ILCS 5/11-204) (from Ch. 95 1/2, par. 11-204)

7 Sec. 11-204. Fleeing or attempting to elude a peace
8 officer.

9 (a) Any driver or operator of a motor vehicle who, having
10 been given a visual or audible signal by a peace officer
11 directing such driver or operator to bring his vehicle to a
12 stop, wilfully fails or refuses to obey such direction,
13 increases his speed, extinguishes his lights, or otherwise
14 flees or attempts to elude the officer, is guilty of a Class A
15 misdemeanor, except that fleeing or attempting to elude a
16 peace officer is a Class 4 felony if there is video evidence of
17 the driver or operator of the motor vehicle fleeing or
18 attempting to elude the peace officer and that the fleeing or
19 attempting to elude the peace officer results in damage to
20 property of the State, a unit of local government, or school
21 district. The signal given by the peace officer may be by hand,
22 voice, siren, red or blue light. Provided, the officer giving
23 such signal shall be in police uniform, and, if driving a

1 vehicle, such vehicle shall display illuminated oscillating,
2 rotating or flashing red or blue lights which when used in
3 conjunction with an audible horn or siren would indicate the
4 vehicle to be an official police vehicle. Such requirement
5 shall not preclude the use of amber or white oscillating,
6 rotating or flashing lights in conjunction with red or blue
7 oscillating, rotating or flashing lights as required in
8 Section 12-215 of Chapter 12.

9 (b) Upon receiving notice of such conviction the Secretary
10 of State shall suspend the drivers license of the person so
11 convicted for a period of not more than 6 months for a first
12 conviction and not more than 12 months for a second
13 conviction.

14 (c) A third or subsequent violation of this Section is a
15 Class 4 felony.

16 (Source: P.A. 93-120, eff. 1-1-04.)