



Sen. Bill Cunningham

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10300SB2654sam001

LRB103 35598 RTM 70834 a

1 AMENDMENT TO SENATE BILL 2654

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 2654 on page 1,  
3 line 5, by replacing "Section 4-203" with "Sections 4-203 and  
4 4-204"; and

5 on page 11, lines 6 and 7, by replacing "medicine or medical  
6 devices, including hearing instruments;" with "medicine or  
7 personal health care devices or equipment, including hearing  
8 instruments;"; and

9 by replacing line 25 on page 13 through line 5 on page 14 with  
10 the following:

11 "(j) Notwithstanding any other provision of law, a person  
12 who has indicated in a timely filed report to the appropriate  
13 law enforcement agency that a vehicle has been stolen or  
14 hijacked and who provides a dated copy of the report to the  
15 towing service, may be liable for a towing service fee at the  
16 posted rate of the towing service as provided by paragraph (6)

1 of subsection (f), and the towing service may enjoy a lien to  
2 secure payment of such a fee, but the person is not liable for  
3 any other violation, storage fee or any other fee, fine, lien,  
4 or penalty that is imposed under this Section while the  
5 vehicle is stolen or hijacked or that results from the vehicle  
6 being stolen or hijacked."; and

7 on page 14, immediately below line 6, by inserting the  
8 following:

9 "(625 ILCS 5/4-204) (from Ch. 95 1/2, par. 4-204)

10 Sec. 4-204. Police tows; reports, release of vehicles,  
11 payment. When a vehicle is authorized to be towed away as  
12 provided in Section 4-202 or 4-203:

13 (a) The authorization, the name of the registered  
14 owner of the vehicle, the contact information of the  
15 registered owner of the vehicle, any hold order, and any  
16 release shall be in writing, or confirmed in writing, with  
17 a copy given to the towing service.

18 (b) The police headquarters or office of the law  
19 officer authorizing the towing shall keep and maintain a  
20 record of the vehicle towed, listing the color, year of  
21 manufacture, manufacturer's trade name, manufacturer's  
22 series name, body style, Vehicle Identification Number,  
23 license plate or digital license plate year and number and  
24 registration sticker or digital registration sticker year

1 and number displayed on the vehicle. The record shall also  
2 include the date and hour of tow, location towed from,  
3 location towed to, reason for towing and the name of the  
4 officer authorizing the tow.

5 (c) The owner, operator, or other legally entitled  
6 person shall be responsible to the towing service for  
7 payment of applicable removal, towing, storage, and  
8 processing charges and collection costs associated with a  
9 vehicle towed or held under order or authorization of a  
10 law enforcement agency. If a vehicle towed or held under  
11 order or authorization of a law enforcement agency is  
12 seized by the ordering or authorizing agency or any other  
13 law enforcement or governmental agency and sold, any  
14 unpaid removal, towing, storage, and processing charges  
15 and collection costs shall be paid to the towing service  
16 from the proceeds of the sale. If applicable law provides  
17 that the proceeds are to be paid into the treasury of the  
18 appropriate civil jurisdiction, then any unpaid removal,  
19 towing, storage, and processing charges and collection  
20 costs shall be paid to the towing service from the  
21 treasury of the civil jurisdiction. That payment shall  
22 not, however, exceed the amount of proceeds from the sale,  
23 with the balance to be paid by the owner, operator, or  
24 other legally entitled person.

25 (d) Upon delivery of a written release order to the  
26 towing service, a vehicle subject to a hold order shall be

1 released to the owner, operator, or other legally entitled  
2 person upon proof of ownership or other entitlement and  
3 upon payment of applicable removal, towing, storage, and  
4 processing charges and collection costs.

5 (Source: P.A. 101-395, eff. 8-16-19.)".