

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 changing
5 Section 12-215 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
17 designation or authorization must be carried in the
18 vehicle;

19 3. Vehicles of local fire departments and State or
20 federal firefighting vehicles;

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

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

29 6. Vehicles of the Illinois Emergency Management
30 Agency, vehicles of the Illinois Department of Public
31 Health, and vehicles of the Department of Nuclear Safety;

32 7. Vehicles operated by a local or county emergency

1 management services agency as defined in the Illinois
2 Emergency Management Agency Act; ~~and~~

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

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

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

14 1. Second division vehicles designed and used for
15 towing or hoisting vehicles; furthermore, such lights
16 shall not be lighted except as required in this paragraph
17 1; such lights shall be lighted when such vehicles are
18 actually being used at the scene of an accident or
19 disablement; if the towing vehicle is equipped with a flat
20 bed that supports all wheels of the vehicle being
21 transported, the lights shall not be lighted while the
22 vehicle is engaged in towing on a highway; if the towing
23 vehicle is not equipped with a flat bed that supports all
24 wheels of a vehicle being transported, the lights shall be
25 lighted while the towing vehicle is engaged in towing on a
26 highway during all times when the use of headlights is
27 required under Section 12-201 of this Code;

28 2. Motor vehicles or equipment of the State of
29 Illinois, local authorities and contractors; furthermore,
30 such lights shall not be lighted except while such vehicles
31 are engaged in maintenance or construction operations
32 within the limits of construction projects;

33 3. Vehicles or equipment used by engineering or survey
34 crews; furthermore, such lights shall not be lighted except
35 while such vehicles are actually engaged in work on a
36 highway;

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

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

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

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

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

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

23 9.5. Propane delivery trucks;

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

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

30 12. All trucks equipped with self-compactors or
31 roll-off hoists and roll-on containers for garbage or
32 refuse hauling. Such lights shall not be lighted except
33 when such vehicles are actually being used for such
34 purposes;

35 13. Vehicles used by a security company, alarm
36 responder, or control agency;

1 14. Security vehicles of the Department of Human
2 Services; however, the lights shall not be lighted except
3 when being used for security related purposes under the
4 direction of the superintendent of the facility where the
5 vehicle is located; and

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

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

11 1. Rescue squad vehicles not owned by a fire department
12 and vehicles owned or ~~fully~~ operated by a:

13 voluntary firefighter;

14 paid firefighter;

15 part-paid firefighter;

16 call firefighter;

17 member of the board of trustees of a fire
18 protection district;

19 paid or unpaid member of a rescue squad;

20 paid or unpaid member of a voluntary ambulance
21 unit; or

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

28 However, such lights are not to be lighted except when
29 responding to a bona fide emergency.

30 Any person using these lights in accordance with this
31 subdivision (c)1 must carry on his or her person an
32 identification card or letter identifying the bona fide ~~him~~
33 ~~or her as a~~ member of a ~~bona fide~~ fire department, fire
34 protection district, rescue squad, ambulance unit, or
35 emergency management services agency that owns or operates
36 that vehicle. The card or letter must include:

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

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

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

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

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

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

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

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

26 6. Vehicles that are equipped and used exclusively as
27 organ transport vehicles when used in combination with red
28 oscillating, rotating, or flashing lights; furthermore,
29 these lights shall only be lighted when the transportation
30 is declared an emergency by a member of the transplant team
31 or a representative of the organ procurement organization.

32 7. Vehicles of the Illinois Emergency Management
33 Agency, vehicles of the Illinois Department of Public
34 Health, and vehicles of the Department of Nuclear Safety,
35 when used in combination with red oscillating, rotating, or
36 flashing lights.

1 8. Vehicles operated by a local or county emergency
2 management services agency as defined in the Illinois
3 Emergency Management Agency Act, when used in combination
4 with red 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.

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

21 (d) The use of a combination of amber and white
22 oscillating, rotating or flashing lights, whether lighted or
23 unlighted, is prohibited except motor vehicles or equipment of
24 the State of Illinois, local authorities, contractors, and
25 union representatives may be so equipped; furthermore, such
26 lights shall not be lighted on vehicles of the State of
27 Illinois, local authorities, and contractors except while such
28 vehicles are engaged in highway maintenance or construction
29 operations within the limits of highway construction projects,
30 and shall not be lighted on the vehicles of union
31 representatives except when those vehicles are within the
32 limits of a construction project.

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

36 (f) Nothing in this Section shall prohibit a manufacturer

1 of oscillating, rotating or flashing lights or his
2 representative from temporarily mounting such lights on a
3 vehicle for demonstration purposes only.

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

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

11 (Source: P.A. 92-138, eff. 7-24-01; 92-407, eff. 8-17-01;
12 92-651, eff. 7-11-02; 92-782, eff. 8-6-02; 92-820, eff.
13 8-21-02; 92-872, eff. 6-1-03; 93-181, eff. 1-1-04; 93-725, eff.
14 1-1-05; 93-794, eff. 7-22-04; 93-829, eff. 7-28-04; revised
15 10-22-04.)