

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 Sections 1-105 and 12-215 and by adding Section 12-215.1 as  
6 follows:

7 (625 ILCS 5/1-105) (from Ch. 95 1/2, par. 1-105)

8 Sec. 1-105. Authorized emergency vehicle. Emergency  
9 vehicles of municipal departments or public service  
10 corporations as are designated or authorized by proper local  
11 authorities; police vehicles; vehicles of the fire department;  
12 vehicles of a HazMat or technical rescue team authorized by a  
13 county board under Section 5-1127 of the Counties Code;  
14 ambulances; vehicles of the Illinois Department of  
15 Corrections; vehicles of the Illinois Department of Juvenile  
16 Justice; vehicles of the Illinois Emergency Management Agency;  
17 vehicles of the Office of the Illinois State Fire Marshal; mine  
18 rescue and explosives emergency response vehicles of the  
19 Department of Natural Resources; vehicles of the Illinois  
20 Department of Public Health; and vehicles of a municipal or  
21 county emergency services and disaster agency, as defined by  
22 the Illinois Emergency Management Agency Act.

23 (Source: P.A. 96-214, eff. 8-10-09; 96-986, eff. 1-1-11;

1 96-1190, eff. 7-22-10; 97-149, eff. 7-14-11; 97-333, eff.  
2 7-12-11.)

3 (625 ILCS 5/12-215) (from Ch. 95 1/2, par. 12-215)

4 (Text of Section before amendment by P.A. 97-1173)

5 Sec. 12-215. Oscillating, rotating or flashing lights on  
6 motor vehicles. Except as otherwise provided in this Code:

7 (a) The use of red or white oscillating, rotating or  
8 flashing lights, whether lighted or unlighted, is prohibited  
9 except on:

10 1. Law enforcement vehicles of State, Federal or local  
11 authorities;

12 2. A vehicle operated by a police officer or county  
13 coroner and designated or authorized by local authorities,  
14 in writing, as a law enforcement vehicle; however, such  
15 designation or authorization must be carried in the  
16 vehicle;

17 2.1. A vehicle operated by a fire chief who has  
18 completed an emergency vehicle operation training course  
19 approved by the Office of the State Fire Marshal and  
20 designated or authorized by local authorities, in writing,  
21 as a fire department, fire protection district, or township  
22 fire department vehicle; however, the designation or  
23 authorization must be carried in the vehicle, and the  
24 lights may be visible or activated only when responding to  
25 a bona fide emergency;

1           3. Vehicles of local fire departments and State or  
2 federal firefighting vehicles;

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

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

11           6. Vehicles of the Illinois Emergency Management  
12 Agency, vehicles of the Office of the Illinois State Fire  
13 Marshal, vehicles of the Illinois Department of Public  
14 Health, ~~and~~ vehicles of the Illinois Department of  
15 Corrections, and vehicles of the Illinois Department of  
16 Juvenile Justice ~~Nuclear Safety~~;

17           7. Vehicles operated by a local or county emergency  
18 management services agency as defined in the Illinois  
19 Emergency Management Agency Act;

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

22           9. Vehicles that are equipped and used exclusively as  
23 organ transplant vehicles when used in combination with  
24 blue oscillating, rotating, or flashing lights;  
25 furthermore, these lights shall be lighted only when the  
26 transportation is declared an emergency by a member of the

1 transplant team or a representative of the organ  
2 procurement organization; and

3 10. Vehicles of the Illinois Department of Natural  
4 Resources that are used for mine rescue and explosives  
5 emergency response.

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

8 1. Second division vehicles designed and used for  
9 towing or hoisting vehicles; furthermore, such lights  
10 shall not be lighted except as required in this paragraph  
11 1; such lights shall be lighted when such vehicles are  
12 actually being used at the scene of an accident or  
13 disablement; if the towing vehicle is equipped with a flat  
14 bed that supports all wheels of the vehicle being  
15 transported, the lights shall not be lighted while the  
16 vehicle is engaged in towing on a highway; if the towing  
17 vehicle is not equipped with a flat bed that supports all  
18 wheels of a vehicle being transported, the lights shall be  
19 lighted while the towing vehicle is engaged in towing on a  
20 highway during all times when the use of headlights is  
21 required under Section 12-201 of this Code;

22 2. Motor vehicles or equipment of the State of  
23 Illinois, local authorities and contractors; furthermore,  
24 such lights shall not be lighted except while such vehicles  
25 are engaged in maintenance or construction operations  
26 within the limits of construction projects;

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

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

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

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

19           (6.1) The front and rear of motorized equipment or  
20 vehicles that (i) are not owned by the State of Illinois or  
21 any political subdivision of the State, (ii) are designed  
22 and used for removal of snow and ice from highways and  
23 parking lots, and (iii) are equipped with a snow plow that  
24 is 12 feet in width; these lights may not be lighted except  
25 when the motorized equipment or vehicle is actually being  
26 used for those purposes on behalf of a unit of government;

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

4           8. Such other vehicles as may be authorized by local  
5           authorities;

6           9. Law enforcement vehicles of State or local  
7           authorities when used in combination with red oscillating,  
8           rotating or flashing lights;

9           9.5. Propane delivery trucks;

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

14          10.5. Vehicles of the Office of the Illinois State Fire  
15          Marshal, provided that such lights shall not be lighted  
16          except for when such vehicles are engaged in work for the  
17          Office of the Illinois State Fire Marshal;

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

20          12. All trucks equipped with self-compactors or  
21          roll-off hoists and roll-on containers for garbage or  
22          refuse hauling. Such lights shall not be lighted except  
23          when such vehicles are actually being used for such  
24          purposes;

25          13. Vehicles used by a security company, alarm  
26          responder, ~~or~~ control agency, or the Illinois Department of

1       Corrections;

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

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

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

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

14               voluntary firefighter;

15               paid firefighter;

16               part-paid firefighter;

17               call firefighter;

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

20               paid or unpaid member of a rescue squad;

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

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

1 carrying that designation or authorization in the  
2 vehicle.

3 However, such lights are not to be lighted except when  
4 responding to a bona fide emergency or when parked or  
5 stationary at the scene of a fire, rescue call, ambulance  
6 call, or motor vehicle accident.

7 Any person using these lights in accordance with this  
8 subdivision (c)1 must carry on his or her person an  
9 identification card or letter identifying the bona fide  
10 member of a fire department, fire protection district,  
11 rescue squad, ambulance unit, or emergency management  
12 services agency that owns or operates that vehicle. The  
13 card or letter must include:

14 (A) the name of the fire department, fire  
15 protection district, rescue squad, ambulance unit, or  
16 emergency management services agency;

17 (B) the member's position within the fire  
18 department, fire protection district, rescue squad,  
19 ambulance unit, or emergency management services  
20 agency;

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

22 (D) the name of a person within the fire  
23 department, fire protection district, rescue squad,  
24 ambulance unit, or emergency management services  
25 agency to contact to verify the information provided.

26 2. Police department vehicles in cities having a



1 population of 500,000 or more inhabitants.

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

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

8 5. Vehicles which are designed and used exclusively as  
9 ambulances or rescue vehicles when used in combination with  
10 red oscillating, rotating or flashing lights; furthermore,  
11 such lights shall not be lighted except when responding to  
12 an emergency call.

13 6. Vehicles that are equipped and used exclusively as  
14 organ transport vehicles when used in combination with red  
15 oscillating, rotating, or flashing lights; furthermore,  
16 these lights shall only be lighted when the transportation  
17 is declared an emergency by a member of the transplant team  
18 or a representative of the organ procurement organization.

19 7. Vehicles of the Illinois Emergency Management  
20 Agency, vehicles of the Office of the Illinois State Fire  
21 Marshal, vehicles of the Illinois Department of Public  
22 Health, ~~and~~ vehicles of the Illinois Department of  
23 Corrections, and vehicles of the Illinois Department of  
24 Juvenile Justice ~~Nuclear Safety~~, when used in combination  
25 with red oscillating, rotating, or flashing lights.

26 8. Vehicles operated by a local or county emergency

1 management services agency as defined in the Illinois  
2 Emergency Management Agency Act, when used in combination  
3 with red oscillating, rotating, or flashing lights.

4 9. Vehicles of the Illinois Department of Natural  
5 Resources that are used for mine rescue and explosives  
6 emergency response, when used in combination with red  
7 oscillating, rotating, or flashing lights.

8 (c-1) In addition to the blue oscillating, rotating, or  
9 flashing lights permitted under subsection (c), and  
10 notwithstanding subsection (a), a vehicle operated by a  
11 voluntary firefighter, a voluntary member of a rescue squad, or  
12 a member of a voluntary ambulance unit may be equipped with  
13 flashing white headlights and blue grill lights, which may be  
14 used only in responding to an emergency call or when parked or  
15 stationary at the scene of a fire, rescue call, ambulance call,  
16 or motor vehicle accident.

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

26 (d) The use of a combination of amber and white

1 oscillating, rotating or flashing lights, whether lighted or  
2 unlighted, is prohibited except motor vehicles or equipment of  
3 the State of Illinois, local authorities, contractors, and  
4 union representatives may be so equipped; furthermore, such  
5 lights shall not be lighted on vehicles of the State of  
6 Illinois, local authorities, and contractors except while such  
7 vehicles are engaged in highway maintenance or construction  
8 operations within the limits of highway construction projects,  
9 and shall not be lighted on the vehicles of union  
10 representatives except when those vehicles are within the  
11 limits of a construction project.

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

15 (f) Nothing in this Section shall prohibit a manufacturer  
16 of oscillating, rotating or flashing lights or his  
17 representative from temporarily mounting such lights on a  
18 vehicle for demonstration purposes only.

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

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

26 (Source: P.A. 96-214, eff. 8-10-09; 96-1190, eff. 7-22-10;

1 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813, eff.  
2 7-13-12.)

3 (Text of Section after amendment by P.A. 97-1173)

4 Sec. 12-215. Oscillating, rotating or flashing lights on  
5 motor vehicles. Except as otherwise provided in this Code:

6 (a) The use of red or white oscillating, rotating or  
7 flashing lights, whether lighted or unlighted, is prohibited  
8 except on:

9 1. Law enforcement vehicles of State, Federal or local  
10 authorities;

11 2. A vehicle operated by a police officer or county  
12 coroner and designated or authorized by local authorities,  
13 in writing, as a law enforcement vehicle; however, such  
14 designation or authorization must be carried in the  
15 vehicle;

16 2.1. A vehicle operated by a fire chief who has  
17 completed an emergency vehicle operation training course  
18 approved by the Office of the State Fire Marshal and  
19 designated or authorized by local authorities, in writing,  
20 as a fire department, fire protection district, or township  
21 fire department vehicle; however, the designation or  
22 authorization must be carried in the vehicle, and the  
23 lights may be visible or activated only when responding to  
24 a bona fide emergency;

25 3. Vehicles of local fire departments and State or

1 federal firefighting vehicles;

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

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

10 6. Vehicles of the Illinois Emergency Management  
11 Agency, vehicles of the Office of the Illinois State Fire  
12 Marshal, vehicles of the Illinois Department of Public  
13 Health, ~~and~~ vehicles of the Illinois Department of  
14 Corrections, and vehicles of the Illinois Department of  
15 Juvenile Justice ~~Nuclear Safety~~;

16 7. Vehicles operated by a local or county emergency  
17 management services agency as defined in the Illinois  
18 Emergency Management Agency Act;

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

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

1 procurement organization; and

2 10. Vehicles of the Illinois Department of Natural  
3 Resources that are used for mine rescue and explosives  
4 emergency response.

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

7 1. Second division vehicles designed and used for  
8 towing or hoisting vehicles; furthermore, such lights  
9 shall not be lighted except as required in this paragraph  
10 1; such lights shall be lighted when such vehicles are  
11 actually being used at the scene of an accident or  
12 disablement; if the towing vehicle is equipped with a flat  
13 bed that supports all wheels of the vehicle being  
14 transported, the lights shall not be lighted while the  
15 vehicle is engaged in towing on a highway; if the towing  
16 vehicle is not equipped with a flat bed that supports all  
17 wheels of a vehicle being transported, the lights shall be  
18 lighted while the towing vehicle is engaged in towing on a  
19 highway during all times when the use of headlights is  
20 required under Section 12-201 of this Code;

21 2. Motor vehicles or equipment of the State of  
22 Illinois, local authorities and contractors; furthermore,  
23 such lights shall not be lighted except while such vehicles  
24 are engaged in maintenance or construction operations  
25 within the limits of construction projects;

26 3. Vehicles or equipment used by engineering or survey

1 crews; furthermore, such lights shall not be lighted except  
2 while such vehicles are actually engaged in work on a  
3 highway;

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

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

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

18 (6.1) The front and rear of motorized equipment or  
19 vehicles that (i) are not owned by the State of Illinois or  
20 any political subdivision of the State, (ii) are designed  
21 and used for removal of snow and ice from highways and  
22 parking lots, and (iii) are equipped with a snow plow that  
23 is 12 feet in width; these lights may not be lighted except  
24 when the motorized equipment or vehicle is actually being  
25 used for those purposes on behalf of a unit of government;

26 7. Fleet safety vehicles registered in another state,

1           furthermore, such lights shall not be lighted except as  
2           provided for in Section 12-212 of this Code;

3           8. Such other vehicles as may be authorized by local  
4           authorities;

5           9. Law enforcement vehicles of State or local  
6           authorities when used in combination with red oscillating,  
7           rotating or flashing lights;

8           9.5. Propane delivery trucks;

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

13          10.5. Vehicles of the Office of the Illinois State Fire  
14          Marshal, provided that such lights shall not be lighted  
15          except for when such vehicles are engaged in work for the  
16          Office of the Illinois State Fire Marshal;

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

19          12. All trucks equipped with self-compactors or  
20          roll-off hoists and roll-on containers for garbage or  
21          refuse hauling. Such lights shall not be lighted except  
22          when such vehicles are actually being used for such  
23          purposes;

24          13. Vehicles used by a security company, alarm  
25          responder, ~~or~~ control agency, or the Illinois Department of  
26          Corrections;



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 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

1 vehicle.

2 However, such lights are not to be lighted except when  
3 responding to a bona fide emergency or when parked or  
4 stationary at the scene of a fire, rescue call, ambulance  
5 call, or motor vehicle accident.

6 Any person using these lights in accordance with this  
7 subdivision (c)1 must carry on his or her person an  
8 identification card or letter identifying the bona fide  
9 member of a fire department, fire protection district,  
10 rescue squad, ambulance unit, or emergency management  
11 services agency that owns or operates that vehicle. The  
12 card or letter must include:

13 (A) the name of the fire department, fire  
14 protection district, rescue squad, ambulance unit, or  
15 emergency management services agency;

16 (B) the member's position within the fire  
17 department, fire protection district, rescue squad,  
18 ambulance unit, or emergency management services  
19 agency;

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

21 (D) the name of a person within the fire  
22 department, fire protection district, rescue squad,  
23 ambulance unit, or emergency management services  
24 agency to contact to verify the information provided.

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

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

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

7           5. Vehicles which are designed and used exclusively as  
8 ambulances or rescue vehicles when used in combination with  
9 red oscillating, rotating or flashing lights; furthermore,  
10 such lights shall not be lighted except when responding to  
11 an emergency call.

12           6. Vehicles that are equipped and used exclusively as  
13 organ transport vehicles when used in combination with red  
14 oscillating, rotating, or flashing lights; furthermore,  
15 these lights shall only be lighted when the transportation  
16 is declared an emergency by a member of the transplant team  
17 or a representative of the organ procurement organization.

18           7. Vehicles of the Illinois Emergency Management  
19 Agency, vehicles of the Office of the Illinois State Fire  
20 Marshal, vehicles of the Illinois Department of Public  
21 Health, ~~and~~ vehicles of the Illinois Department of  
22 Corrections, and vehicles of the Illinois Department of  
23 Juvenile Justice ~~Nuclear Safety~~, when used in combination  
24 with red oscillating, rotating, or flashing lights.

25           8. Vehicles operated by a local or county emergency  
26 management services agency as defined in the Illinois

1           Emergency Management Agency Act, when used in combination  
2           with red oscillating, rotating, or flashing lights.

3           9. Vehicles of the Illinois Department of Natural  
4           Resources that are used for mine rescue and explosives  
5           emergency response, when used in combination with red  
6           oscillating, rotating, or flashing lights.

7           (c-1) In addition to the blue oscillating, rotating, or  
8           flashing lights permitted under subsection (c), and  
9           notwithstanding subsection (a), a vehicle operated by a  
10          voluntary firefighter, a voluntary member of a rescue squad, or  
11          a member of a voluntary ambulance unit may be equipped with  
12          flashing white headlights and blue grill lights, which may be  
13          used only in responding to an emergency call or when parked or  
14          stationary at the scene of a fire, rescue call, ambulance call,  
15          or motor vehicle accident.

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

25          (d) The use of a combination of amber and white  
26          oscillating, rotating or flashing lights, whether lighted or

1 unlighted, is prohibited except motor vehicles or equipment of  
2 the State of Illinois, local authorities, contractors, and  
3 union representatives may be so equipped; furthermore, such  
4 lights shall not be lighted on vehicles of the State of  
5 Illinois, local authorities, and contractors except while such  
6 vehicles are engaged in highway maintenance or construction  
7 operations within the limits of highway construction projects,  
8 and shall not be lighted on the vehicles of union  
9 representatives except when those vehicles are within the  
10 limits of a construction project.

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

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

26 (g) Any person violating the provisions of subsections (a),

1 (b), (c) or (d) of this Section who without lawful authority  
2 stops or detains or attempts to stop or detain another person  
3 shall be guilty of a Class 2 felony.

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

7 (Source: P.A. 96-214, eff. 8-10-09; 96-1190, eff. 7-22-10;  
8 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813, eff. 7-13-12;  
9 97-1173, eff. 1-1-14.)

10 (625 ILCS 5/12-215.1 new)

11 Sec. 12-215.1. Possession of oscillating, rotating, or  
12 flashing lights in motor vehicles; police equipment, markings,  
13 and other indicia of emergency vehicle authority.

14 (a) A person, except those given exceptions in Section  
15 12-215 or 12-609 of this Code, may not possess or be in actual  
16 physical control of oscillating, rotating, or flashing lights  
17 or other indicia of emergency vehicle authority within any  
18 portion of a motor vehicle, including but not limited to  
19 wig-wags, red and blue LEDs, sirens, mounted or affixed devices  
20 or other equipment, markings or indicia of emergency vehicle  
21 authority.

22 (b) A person found guilty of violating this Section is  
23 guilty of a Class A misdemeanor.

24 (c) Oscillating, rotating, or flashing lights and any other  
25 equipment, markings, or indicia of emergency vehicle authority

1 shall be seized by the law enforcement officer at the time of a  
2 violation of this Section or of Section 12-215 or 12-609 of  
3 this Code upon any legal search. The officer may seize the  
4 vehicle containing the prohibited device or mechanism, and this  
5 device or mechanism shall be removed and held for evidentiary  
6 purposes. When the device or mechanism is no longer needed for  
7 evidence, the defendant may petition the court for the return  
8 of the device or mechanism. The defendant must prove to the  
9 court by a preponderance of the evidence that the device or  
10 mechanism will be used for a legitimate and lawful purpose.

11 Section 95. No acceleration or delay. Where this Act makes  
12 changes in a statute that is represented in this Act by text  
13 that is not yet or no longer in effect (for example, a Section  
14 represented by multiple versions), the use of that text does  
15 not accelerate or delay the taking effect of (i) the changes  
16 made by this Act or (ii) provisions derived from any other  
17 Public Act.

18 Section 99. Effective date. This Act takes effect upon  
19 becoming law.