



Sen. William R. Haine

**Filed: 3/6/2013**

09800SB0922sam001

LRB098 05186 MLW 41578 a

1 AMENDMENT TO SENATE BILL 922

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 922 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing 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

1 designation or authorization must be carried in the  
2 vehicle;

3 2.1. A vehicle operated by a fire chief who has  
4 completed an emergency vehicle operation training course  
5 approved by the Office of the State Fire Marshal and  
6 designated or authorized by local authorities, in writing,  
7 as a fire department, fire protection district, or township  
8 fire department vehicle; however, the designation or  
9 authorization must be carried in the vehicle, and the  
10 lights may be visible or activated only when responding to  
11 a bona fide emergency;

12 3. Vehicles of local fire departments and State or  
13 federal firefighting vehicles;

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

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

22 6. Vehicles of the Illinois Emergency Management  
23 Agency, vehicles of the Office of the Illinois State Fire  
24 Marshal, vehicles of the Illinois Department of Public  
25 Health, and vehicles of the Department of Nuclear Safety;

26 7. Vehicles operated by a local or county emergency

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

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

5 9. Vehicles that are equipped and used exclusively as  
6 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; and

12 10. Vehicles of the Illinois Department of Natural  
13 Resources that are used for mine rescue and explosives  
14 emergency response.

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

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

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

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

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

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

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

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

5           (6.1) The front and rear of motorized equipment or  
6 vehicles that (i) are not owned by the State of Illinois or  
7 any political subdivision of the State, (ii) are designed  
8 and used for removal of snow and ice from highways and  
9 parking lots, and (iii) are equipped with a snow plow that  
10 is 12 feet in width; these lights may not be lighted except  
11 when the motorized equipment or vehicle is actually being  
12 used for those purposes on behalf of a unit of government;

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

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

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

21           9.5. Propane delivery trucks;

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

26           10.5. Vehicles of the Office of the Illinois State Fire

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

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

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

11 13. Vehicles used by a security company, alarm  
12 responder, or control agency;

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

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

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

23 1. Rescue squad vehicles not owned by a fire department  
24 and vehicles owned or operated by a:

25 voluntary firefighter;

26 paid firefighter;

1           part-paid firefighter;  
2           call firefighter;  
3           member of the board of trustees of a fire  
4 protection district;  
5           paid or unpaid member of a rescue squad;  
6           paid or unpaid member of a voluntary ambulance  
7 unit; or  
8           paid or unpaid members of a local or county  
9 emergency management services agency as defined in the  
10 Illinois Emergency Management Agency Act, designated  
11 or authorized by local authorities, in writing, and  
12 carrying that designation or authorization in the  
13 vehicle.

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

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

25           (A) the name of the fire department, fire  
26 protection district, rescue squad, ambulance unit, or

1 emergency management services agency;

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

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

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

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

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

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

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

24 6. Vehicles that are equipped and used exclusively as  
25 organ transport vehicles when used in combination with red  
26 oscillating, rotating, or flashing lights; furthermore,



1           these lights shall only be lighted when the transportation  
2           is declared an emergency by a member of the transplant team  
3           or a representative of the organ procurement organization.

4           7. Vehicles of the Illinois Emergency Management  
5           Agency, vehicles of the Office of the Illinois State Fire  
6           Marshal, vehicles of the Illinois Department of Public  
7           Health, and vehicles of the Department of Nuclear Safety,  
8           when used in combination with red oscillating, rotating, or  
9           flashing lights.

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

14          9. Vehicles of the Illinois Department of Natural  
15          Resources that are used for mine rescue and explosives  
16          emergency response, when used in combination with red  
17          oscillating, rotating, or flashing lights.

18          (c-1) In addition to the blue oscillating, rotating, or  
19          flashing lights permitted under subsection (c), and  
20          notwithstanding subsection (a), a vehicle operated by a  
21          voluntary firefighter, a voluntary member of a rescue squad, or  
22          a member of a voluntary ambulance unit may be equipped with  
23          flashing white headlights and blue grill lights, which may be  
24          used only in responding to an emergency call or when parked or  
25          stationary at the scene of a fire, rescue call, ambulance call,  
26          or motor vehicle accident.

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

10 (d) The use of a combination of amber and white  
11 oscillating, rotating or flashing lights, whether lighted or  
12 unlighted, is prohibited except on second division vehicles  
13 designed and used for towing or hoisting vehicles or motor  
14 vehicles or equipment of the State of Illinois, local  
15 authorities, contractors, and union representatives ~~may be so~~  
16 ~~equipped~~; furthermore, such lights shall not be lighted on  
17 second division vehicles designed and used for towing or  
18 hoisting vehicles or vehicles of the State of Illinois, local  
19 authorities, and contractors except while such vehicles are  
20 engaged in a tow operation, highway maintenance, or  
21 construction operations within the limits of highway  
22 construction projects, and shall not be lighted on the vehicles  
23 of union representatives except when those vehicles are within  
24 the limits of a construction project.

25 (e) All oscillating, rotating or flashing lights referred  
26 to in this Section shall be of sufficient intensity, when

1 illuminated, to be visible at 500 feet in normal sunlight.

2 (f) Nothing in this Section shall prohibit a manufacturer  
3 of oscillating, rotating or flashing lights or his  
4 representative from temporarily mounting such lights on a  
5 vehicle for demonstration purposes only.

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

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

13 (Source: P.A. 96-214, eff. 8-10-09; 96-1190, eff. 7-22-10;  
14 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813, eff.  
15 7-13-12.)

16 Section 99. Effective date. This Act takes effect upon  
17 becoming law."