



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB1255

Introduced 1/24/2025, by Sen. Andrew S. Chesney

SYNOPSIS AS INTRODUCED:

625 ILCS 5/1408.1 new

Amends the Illinois Vehicle Code. Restricts a tow truck operator from allowing passengers to occupy the trailer, semitrailer, farm wagon, or any other vehicle being carried by a flatbed tow truck upon a public highway, unless: (i) the number of people that need to be transported exceeds the seating capacity of the tow truck or a person needing to be transported has a disability that limits that person's ability to enter the tow truck; (ii) there is a way for the passenger in the carried vehicle to immediately communicate, either verbally, audibly, or visually, with the tow truck operator in case of an emergency; and (iii) if the passenger is under 16 years of age, the passenger is accompanied by an adult riding in the same vehicle. Requires that no passenger of a carried vehicle may exit the carried vehicle, ride outside of the passenger compartment of the carried vehicle, or exhibit dangerous or distracting behaviors while the carried vehicle is upon a public highway.

LRB104 05682 LNS 15712 b

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 adding
5 Section 1408.1 as follows:

6 (625 ILCS 5/1408.1 new)

7 Sec. 1408.1. Vehicles carried on a flatbed tow truck. A
8 tow truck operator shall not allow a passenger to occupy the
9 trailer, semitrailer, farm wagon, or any other vehicle being
10 carried by a flatbed tow truck upon a public highway, unless:

11 (1) the number of people that need to be transported
12 exceeds the seating capacity of the tow truck or a person
13 needing to be transported has a disability that limits
14 that person's ability to enter the tow truck;

15 (2) there is a way for the passenger in the carried
16 vehicle to immediately communicate, either verbally,
17 audibly, or visually, with the tow truck operator in case
18 of an emergency; and

19 (3) if the passenger is under 16 years of age, the
20 passenger is accompanied by an adult riding in the same
21 vehicle.

22 No passenger of a carried vehicle may exit the carried
23 vehicle, ride outside of the passenger compartment of the

1 carried vehicle, or exhibit dangerous or distracting behaviors
2 while the carried vehicle is upon a public highway.