



Rep. Tim Butler

**Filed: 3/25/2019**

10100HB2417ham002

LRB101 10082 TAE 58513 a

1 AMENDMENT TO HOUSE BILL 2417

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2417 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by  
5 changing Section 11-907 as follows:

6 (625 ILCS 5/11-907) (from Ch. 95 1/2, par. 11-907)

7 Sec. 11-907. Operation of vehicles and streetcars on  
8 approach of authorized emergency vehicles.

9 (a) Upon the immediate approach of an authorized emergency  
10 vehicle making use of audible and visual signals meeting the  
11 requirements of this Code or a police vehicle properly and  
12 lawfully making use of an audible or visual signal:

13 (1) the driver of every other vehicle shall yield the  
14 right-of-way and shall immediately drive to a position  
15 parallel to, and as close as possible to, the right-hand  
16 edge or curb of the highway clear of any intersection and

1 shall, if necessary to permit the safe passage of the  
2 emergency vehicle, stop and remain in such position until  
3 the authorized emergency vehicle has passed, unless  
4 otherwise directed by a police officer; and

5 (2) the operator of every streetcar shall immediately  
6 stop such car clear of any intersection and keep it in such  
7 position until the authorized emergency vehicle has  
8 passed, unless otherwise directed by a police officer.

9 (b) This Section shall not operate to relieve the driver of  
10 an authorized emergency vehicle from the duty to drive with due  
11 regard for the safety of all persons using the highway.

12 (c) Upon approaching a stationary authorized emergency  
13 vehicle, when the authorized emergency vehicle is giving a  
14 signal by displaying alternately flashing red, red and white,  
15 blue, or red and blue lights or amber or yellow warning lights,  
16 a person who drives an approaching vehicle shall:

17 (1) proceeding with due caution, yield the  
18 right-of-way by making a lane change into a lane not  
19 adjacent to that of the authorized emergency vehicle, if  
20 possible with due regard to safety and traffic conditions,  
21 if on a highway having at least 4 lanes with not less than  
22 2 lanes proceeding in the same direction as the approaching  
23 vehicle; or

24 (2) if changing lanes would be impossible or unsafe,  
25 proceeding with due caution, reduce the speed of the  
26 vehicle to at least 20 miles per hour under the posted

1        speed limit, maintaining a safe speed for road conditions  
2        to avoid colliding with any person or vehicle ~~, if changing~~  
3        ~~lanes would be impossible or unsafe.~~

4        If a driver is involved in a crash with an authorized  
5        emergency vehicle or person, the crash shall be deemed prima  
6        facie evidence of the driver's failure to obey this Section.

7        As used in this subsection (c), "authorized emergency  
8        vehicle" includes any vehicle authorized by law to be equipped  
9        with oscillating, rotating, or flashing lights under Section  
10       12-215 of this Code, while the owner or operator of the vehicle  
11       is engaged in his or her official duties.

12       (d) A person who violates subsection (c) of this Section  
13       commits a petty business offense punishable by a fine of not  
14       ~~less than \$100 or more than \$75~~ \$10,000. A person who violates  
15       subsection (c) and the violation results in damage to the  
16       property of another person commits a business offense  
17       punishable by a fine of not less than \$100 and not more than  
18       \$10,000. A person who violates subsection (c) and the violation  
19       results in the injury or death of another person commits a  
20       Class A misdemeanor. It is a factor in aggravation if the  
21       person committed the offense while in violation of Section  
22       11-501 of this Code. Imposition of the penalties authorized by  
23       this subsection (d) for a violation of subsection (c) of this  
24       Section that results in the death of another person does not  
25       preclude imposition of appropriate additional civil or  
26       criminal penalties.

1           (e) If a violation of subsection (c) of this Section  
2 results in damage to the property of another person, in  
3 addition to any other penalty imposed, the person's driving  
4 privileges shall be suspended for a fixed period of not less  
5 than 90 days and not more than one year.

6           (f) If a violation of subsection (c) of this Section  
7 results in injury to another person, in addition to any other  
8 penalty imposed, the person's driving privileges shall be  
9 suspended for a fixed period of not less than 180 days and not  
10 more than 2 years.

11           (g) If a violation of subsection (c) of this Section  
12 results in the death of another person, in addition to any  
13 other penalty imposed, the person's driving privileges shall be  
14 suspended for 2 years.

15           (h) The Secretary of State shall, upon receiving a record  
16 of a judgment entered against a person under subsection (c) of  
17 this Section:

18                 (1) suspend the person's driving privileges for the  
19 mandatory period; or

20                 (2) extend the period of an existing suspension by the  
21 appropriate mandatory period.

22           (Source: P.A. 100-201, eff. 8-18-17.)".