

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 12-503 as follows:

6 (625 ILCS 5/12-503) (from Ch. 95 1/2, par. 12-503)

7 Sec. 12-503. Windshields must be unobstructed and equipped
8 with wipers.

9 (a) No person shall drive a motor vehicle with any sign,
10 poster, window application, reflective material, nonreflective
11 material or tinted film upon the front windshield, sidewings or
12 side windows immediately adjacent to each side of the driver. A
13 nonreflective tinted film may be used along the uppermost
14 portion of the windshield if such material does not extend more
15 than 6 inches down from the top of the windshield. Nothing in
16 this Section shall create a cause of action on behalf of a
17 buyer against a dealer or manufacturer who sells a motor
18 vehicle with a window which is in violation of this Section.

19 (b) Nothing contained in this Section shall prohibit the
20 use of nonreflective, smoked or tinted glass, nonreflective
21 film, perforated window screen or other decorative window
22 application on windows to the rear of the driver's seat, except
23 that any motor vehicle with a window to the rear of the
24 driver's seat treated in this manner shall be equipped with a
25 side mirror on each side of the motor vehicle which are in
26 conformance with Section 12-502.

27 (c) No person shall drive a motor vehicle with any objects
28 placed or suspended between the driver and the front
29 windshield, rear window, side wings or side windows immediately
30 adjacent to each side of the driver which materially obstructs
31 the driver's view.

32 (d) Every motor vehicle, except motorcycles, shall be

1 equipped with a device, controlled by the driver, for cleaning
2 rain, snow, moisture or other obstructions from the windshield;
3 and no person shall drive a motor vehicle with snow, ice,
4 moisture or other material on any of the windows or mirrors,
5 which materially obstructs the driver's clear view of the
6 highway.

7 (e) No person shall drive a motor vehicle when the
8 windshield, side or rear windows are in such defective
9 condition or repair as to materially impair the driver's view
10 to the front, side or rear. A vehicle equipped with a side
11 mirror on each side of the vehicle which are in conformance
12 with Section 12-502 will be deemed to be in compliance in the
13 event the rear window of the vehicle is materially obscured.

14 (f) Paragraphs (a) and (b) of this Section shall not apply
15 to:

16 (1) motor vehicles manufactured prior to January 1,
17 1982; or

18 (2) to those motor vehicles properly registered in
19 another jurisdiction.

20 (g) Paragraph (a) of this Section shall not apply to any
21 motor vehicle with a window treatment, including but not
22 limited to a window application, reflective material,
23 nonreflective material, or tinted film, applied or affixed to
24 the motor vehicle for the purposes set forth in item (1) or (2)
25 before the effective date of this amendatory Act of 1997 and:

26 (1) that is owned and operated by a person afflicted
27 with or suffering from a medical illness, ailment, or
28 disease which would require that person to be shielded from
29 the direct rays of the sun; or

30 (2) that is used in transporting a person when the
31 person resides at the same address as the registered owner
32 of the vehicle and the person is afflicted with or
33 suffering from a medical illness, ailment or disease which
34 would require the person to be shielded from the direct
35 rays of the sun;

36 It must be certified by a physician licensed to

1 practice medicine in Illinois that such person owning and
2 operating or being transported in a motor vehicle is
3 afflicted with or suffers from such illness, ailment, or
4 disease and such certification must be carried in the motor
5 vehicle at all times. The certification shall be legible
6 and shall contain the date of issuance, the name, address
7 and signature of the attending physician, and the name,
8 address, and medical condition of the person requiring
9 exemption. The information on the certificate for a window
10 treatment applied or affixed before the effective date of
11 this amendatory Act of 1997 must remain current and shall
12 be renewed annually by the attending physician, but in no
13 event shall a certificate issued for purposes of this
14 subsection be valid on or after January 1, 2008. The person
15 shall also submit a copy of the certification to the
16 Secretary of State. The Secretary of State may forward
17 notice of certification to law enforcement agencies.

18 This subsection shall not be construed to authorize window
19 treatments applied or affixed on or after the effective date of
20 this amendatory Act of 1997.

21 The exemption provided by this subsection (g) shall not
22 apply to any motor vehicle on and after January 1, 2008.

23 (g-5) Paragraph (a) of this Section does not apply to any
24 motor vehicle with a window treatment, including but not
25 limited to a window application, reflective material,
26 nonreflective material, or tinted film, applied or affixed to a
27 motor vehicle that is:

28 (1) owned and operated by a person who is afflicted
29 with or suffers from lupus or albinism and must be shielded
30 from the direct rays of the sun; or

31 (2) used in transporting a person if the person resides
32 at the same address as the registered owner of the vehicle
33 and the person is afflicted with or suffers from lupus or
34 albinism and must be shielded from the direct rays of the
35 sun.

36 It must be certified by a physician licensed to practice

1 medicine in Illinois that the person who owns, operates, or is
2 transported in the motor vehicle is afflicted with or suffers
3 from lupus or albinism, and the certification must be carried
4 in the motor vehicle at all times. The certification must be
5 legible and must contain (i) the date of issuance, (ii) the
6 name, address, and signature of the attending physician, and
7 (iii) the name, address, and medical condition of the person
8 requiring exemption. The information on the certificate for a
9 window treatment must remain current and must be renewed
10 annually by the attending physician. The person must also
11 submit a copy of the certification to the Secretary of State.
12 The Secretary of State shall make a notation on the vehicle
13 registration file that is accessible to any law enforcement
14 agency through the Law Enforcement Agencies Data System
15 (LEADS).

16 (h) Paragraph (a) of this Section shall not apply to motor
17 vehicle stickers or other certificates issued by State or local
18 authorities which are required to be displayed upon motor
19 vehicle windows to evidence compliance with requirements
20 concerning motor vehicles.

21 (i) Those motor vehicles exempted under paragraph (f) (1) of
22 this Section shall not cause their windows to be treated as
23 described in paragraph (a) after January 1, 1993.

24 (j) A person found guilty of violating paragraphs (a), (b),
25 or (i) of this Section shall be guilty of a petty offense and
26 fined no less than \$50 nor more than \$500. A second or
27 subsequent violation of paragraphs (a), (b), or (i) of this
28 Section shall be treated as a Class C misdemeanor and the
29 violator fined no less than \$100 nor more than \$500. Any person
30 convicted under paragraphs (a), (b), or (i) of this Section
31 shall be ordered to alter any nonconforming windows into
32 compliance with this Section.

33 (Source: P.A. 90-389, eff. 1-1-98.)

34 Section 99. Effective date. This Act takes effect upon
35 becoming law.