



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

**HB4493**

Introduced 1/31/2012, by Rep. John D'Amico

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1431

Amends the Illinois Vehicle Code. Provides that any tow initiated by a law enforcement agency or officer shall be communicated by the law enforcement agency directly to the tow company by phone or computer. Effective immediately.

LRB097 16286 HEP 61440 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 changing  
5 Section 11-1431 as follows:

6 (625 ILCS 5/11-1431)

7 Sec. 11-1431. Solicitations at accident or disablement  
8 scene prohibited. A tower, as defined by Section 1-205.2 of  
9 this Code, or an employee or agent of a tower may not: (i) stop  
10 at the scene of a motor vehicle accident or at or near a  
11 damaged or disabled vehicle for the purpose of soliciting the  
12 owner or operator of the damaged or disabled vehicle to enter  
13 into a towing service transaction; or (ii) stop at the scene of  
14 an accident or at or near a damaged or disabled vehicle unless  
15 called to the location by a law enforcement officer, the  
16 Illinois Department of Transportation, the Illinois State Toll  
17 Highway Authority, a local agency having jurisdiction over the  
18 highway, or the owner or operator of the damaged or disabled  
19 vehicle. Any tow initiated by a law enforcement agency or  
20 officer shall be communicated by the law enforcement agency  
21 directly to the tow company by phone or computer. This Section  
22 shall not apply to employees of the Department, the Illinois  
23 State Toll Highway Authority, or local agencies when engaged in

1 their official duties. Nothing in this Section shall prevent a  
2 tower from stopping at the scene of a motor vehicle accident or  
3 at or near a damaged or disabled vehicle if the owner or  
4 operator signals the tower for assistance from the location of  
5 the motor vehicle accident or damaged or disabled vehicle.

6 (Source: P.A. 96-1376, eff. 7-29-10.)

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.