

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 Sections 1-105 and 12-215 and by adding Section 12-215.1 as
6 follows:

7 (625 ILCS 5/1-105) (from Ch. 95 1/2, par. 1-105)

8 Sec. 1-105. Authorized emergency vehicle. Emergency
9 vehicles of municipal departments or public service
10 corporations as are designated or authorized by proper local
11 authorities; police vehicles; vehicles of the fire department;
12 vehicles of a HazMat or technical rescue team authorized by a
13 county board under Section 5-1127 of the Counties Code;
14 ambulances; vehicles of the Illinois Department of
15 Corrections; vehicles of the Illinois Department of Juvenile
16 Justice; vehicles of the Illinois Emergency Management Agency;
17 vehicles of the Office of the Illinois State Fire Marshal; mine
18 rescue and explosives emergency response vehicles of the
19 Department of Natural Resources; vehicles of the Illinois
20 Department of Public Health; and vehicles of a municipal or
21 county emergency services and disaster agency, as defined by
22 the Illinois Emergency Management Agency Act.

23 (Source: P.A. 96-214, eff. 8-10-09; 96-986, eff. 1-1-11;

1 96-1190, eff. 7-22-10; 97-149, eff. 7-14-11; 97-333, eff.
2 7-12-11.)

3 (625 ILCS 5/12-215) (from Ch. 95 1/2, par. 12-215)

4 (Text of Section before amendment by P.A. 97-1173)

5 Sec. 12-215. Oscillating, rotating or flashing lights on
6 motor vehicles. Except as otherwise provided in this Code:

7 (a) The use of red or white oscillating, rotating or
8 flashing lights, whether lighted or unlighted, is prohibited
9 except on:

10 1. Law enforcement vehicles of State, Federal or local
11 authorities;

12 2. A vehicle operated by a police officer or county
13 coroner and designated or authorized by local authorities,
14 in writing, as a law enforcement vehicle; however, such
15 designation or authorization must be carried in the
16 vehicle;

17 2.1. A vehicle operated by a fire chief who has
18 completed an emergency vehicle operation training course
19 approved by the Office of the State Fire Marshal and
20 designated or authorized by local authorities, in writing,
21 as a fire department, fire protection district, or township
22 fire department vehicle; however, the designation or
23 authorization must be carried in the vehicle, and the
24 lights may be visible or activated only when responding to
25 a bona fide emergency;

1 3. Vehicles of local fire departments and State or
2 federal firefighting vehicles;

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

7 5. Tow trucks licensed in a state that requires such
8 lights; furthermore, such lights shall not be lighted on
9 any such tow truck while the tow truck is operating in the
10 State of Illinois;

11 6. Vehicles of the Illinois Emergency Management
12 Agency, vehicles of the Office of the Illinois State Fire
13 Marshal, vehicles of the Illinois Department of Public
14 Health, ~~and~~ vehicles of the Illinois Department of
15 Corrections, and vehicles of the Illinois Department of
16 Juvenile Justice ~~Nuclear Safety~~;

17 7. Vehicles operated by a local or county emergency
18 management services agency as defined in the Illinois
19 Emergency Management Agency Act;

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

22 9. Vehicles that are equipped and used exclusively as
23 organ transplant vehicles when used in combination with
24 blue oscillating, rotating, or flashing lights;
25 furthermore, these lights shall be lighted only when the
26 transportation is declared an emergency by a member of the

1 transplant team or a representative of the organ
2 procurement organization; and

3 10. Vehicles of the Illinois Department of Natural
4 Resources that are used for mine rescue and explosives
5 emergency response.

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

8 1. Second division vehicles designed and used for
9 towing or hoisting vehicles; furthermore, such lights
10 shall not be lighted except as required in this paragraph
11 1; such lights shall be lighted when such vehicles are
12 actually being used at the scene of an accident or
13 disablement; if the towing vehicle is equipped with a flat
14 bed that supports all wheels of the vehicle being
15 transported, the lights shall not be lighted while the
16 vehicle is engaged in towing on a highway; if the towing
17 vehicle is not equipped with a flat bed that supports all
18 wheels of a vehicle being transported, the lights shall be
19 lighted while the towing vehicle is engaged in towing on a
20 highway during all times when the use of headlights is
21 required under Section 12-201 of this Code;

22 2. Motor vehicles or equipment of the State of
23 Illinois, local authorities and contractors; furthermore,
24 such lights shall not be lighted except while such vehicles
25 are engaged in maintenance or construction operations
26 within the limits of construction projects;

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

5 4. Vehicles of public utilities, municipalities, or
6 other construction, maintenance or automotive service
7 vehicles except that such lights shall be lighted only as a
8 means for indicating the presence of a vehicular traffic
9 hazard requiring unusual care in approaching, overtaking
10 or passing while such vehicles are engaged in maintenance,
11 service or construction on a highway;

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

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

19 (6.1) The front and rear of motorized equipment or
20 vehicles that (i) are not owned by the State of Illinois or
21 any political subdivision of the State, (ii) are designed
22 and used for removal of snow and ice from highways and
23 parking lots, and (iii) are equipped with a snow plow that
24 is 12 feet in width; these lights may not be lighted except
25 when the motorized equipment or vehicle is actually being
26 used for those purposes on behalf of a unit of government;

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

4 8. Such other vehicles as may be authorized by local
5 authorities;

6 9. Law enforcement vehicles of State or local
7 authorities when used in combination with red oscillating,
8 rotating or flashing lights;

9 9.5. Propane delivery trucks;

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

14 10.5. Vehicles of the Office of the Illinois State Fire
15 Marshal, provided that such lights shall not be lighted
16 except for when such vehicles are engaged in work for the
17 Office of the Illinois State Fire Marshal;

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

20 12. All trucks equipped with self-compactors or
21 roll-off hoists and roll-on containers for garbage or
22 refuse hauling. Such lights shall not be lighted except
23 when such vehicles are actually being used for such
24 purposes;

25 13. Vehicles used by a security company, alarm
26 responder, ~~or~~ control agency, or the Illinois Department of

1 Corrections;

2 14. Security vehicles of the Department of Human
3 Services; however, the lights shall not be lighted except
4 when being used for security related purposes under the
5 direction of the superintendent of the facility where the
6 vehicle is located; and

7 15. Vehicles of union representatives, except that the
8 lights shall be lighted only while the vehicle is within
9 the limits of a construction project.

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

12 1. Rescue squad vehicles not owned by a fire department
13 and vehicles owned or operated by a:

14 voluntary firefighter;

15 paid firefighter;

16 part-paid firefighter;

17 call firefighter;

18 member of the board of trustees of a fire
19 protection district;

20 paid or unpaid member of a rescue squad;

21 paid or unpaid member of a voluntary ambulance
22 unit; or

23 paid or unpaid members of a local or county
24 emergency management services agency as defined in the
25 Illinois Emergency Management Agency Act, designated
26 or authorized by local authorities, in writing, and

1 carrying that designation or authorization in the
2 vehicle.

3 However, such lights are not to be lighted except when
4 responding to a bona fide emergency or when parked or
5 stationary at the scene of a fire, rescue call, ambulance
6 call, or motor vehicle accident.

7 Any person using these lights in accordance with this
8 subdivision (c)1 must carry on his or her person an
9 identification card or letter identifying the bona fide
10 member of a fire department, fire protection district,
11 rescue squad, ambulance unit, or emergency management
12 services agency that owns or operates that vehicle. The
13 card or letter must include:

14 (A) the name of the fire department, fire
15 protection district, rescue squad, ambulance unit, or
16 emergency management services agency;

17 (B) the member's position within the fire
18 department, fire protection district, rescue squad,
19 ambulance unit, or emergency management services
20 agency;

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

22 (D) the name of a person within the fire
23 department, fire protection district, rescue squad,
24 ambulance unit, or emergency management services
25 agency to contact to verify the information provided.

26 2. Police department vehicles in cities having a

1 population of 500,000 or more inhabitants.

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

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

8 5. Vehicles which are designed and used exclusively as
9 ambulances or rescue vehicles when used in combination with
10 red oscillating, rotating or flashing lights; furthermore,
11 such lights shall not be lighted except when responding to
12 an emergency call.

13 6. Vehicles that are equipped and used exclusively as
14 organ transport vehicles when used in combination with red
15 oscillating, rotating, or flashing lights; furthermore,
16 these lights shall only be lighted when the transportation
17 is declared an emergency by a member of the transplant team
18 or a representative of the organ procurement organization.

19 7. Vehicles of the Illinois Emergency Management
20 Agency, vehicles of the Office of the Illinois State Fire
21 Marshal, vehicles of the Illinois Department of Public
22 Health, ~~and~~ vehicles of the Illinois Department of
23 Corrections, and vehicles of the Illinois Department of
24 Juvenile Justice ~~Nuclear Safety~~, when used in combination
25 with red oscillating, rotating, or flashing lights.

26 8. Vehicles operated by a local or county emergency

1 management services agency as defined in the Illinois
2 Emergency Management Agency Act, when used in combination
3 with red oscillating, rotating, or flashing lights.

4 9. Vehicles of the Illinois Department of Natural
5 Resources that are used for mine rescue and explosives
6 emergency response, when used in combination with red
7 oscillating, rotating, or flashing lights.

8 (c-1) In addition to the blue oscillating, rotating, or
9 flashing lights permitted under subsection (c), and
10 notwithstanding subsection (a), a vehicle operated by a
11 voluntary firefighter, a voluntary member of a rescue squad, or
12 a member of a voluntary ambulance unit may be equipped with
13 flashing white headlights and blue grill lights, which may be
14 used only in responding to an emergency call or when parked or
15 stationary at the scene of a fire, rescue call, ambulance call,
16 or motor vehicle accident.

17 (c-2) In addition to the blue oscillating, rotating, or
18 flashing lights permitted under subsection (c), and
19 notwithstanding subsection (a), a vehicle operated by a paid or
20 unpaid member of a local or county emergency management
21 services agency as defined in the Illinois Emergency Management
22 Agency Act, may be equipped with white oscillating, rotating,
23 or flashing lights to be used in combination with blue
24 oscillating, rotating, or flashing lights, if authorization by
25 local authorities is in writing and carried in the vehicle.

26 (d) The use of a combination of amber and white

1 oscillating, rotating or flashing lights, whether lighted or
2 unlighted, is prohibited except motor vehicles or equipment of
3 the State of Illinois, local authorities, contractors, and
4 union representatives may be so equipped; furthermore, such
5 lights shall not be lighted on vehicles of the State of
6 Illinois, local authorities, and contractors except while such
7 vehicles are engaged in highway maintenance or construction
8 operations within the limits of highway construction projects,
9 and shall not be lighted on the vehicles of union
10 representatives except when those vehicles are within the
11 limits of a construction project.

12 (e) All oscillating, rotating or flashing lights referred
13 to in this Section shall be of sufficient intensity, when
14 illuminated, to be visible at 500 feet in normal sunlight.

15 (f) Nothing in this Section shall prohibit a manufacturer
16 of oscillating, rotating or flashing lights or his
17 representative from temporarily mounting such lights on a
18 vehicle for demonstration purposes only.

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

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

26 (Source: P.A. 96-214, eff. 8-10-09; 96-1190, eff. 7-22-10;

1 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813, eff.
2 7-13-12.)

3 (Text of Section after amendment by P.A. 97-1173)

4 Sec. 12-215. Oscillating, rotating or flashing lights on
5 motor vehicles. Except as otherwise provided in this Code:

6 (a) The use of red or white oscillating, rotating or
7 flashing lights, whether lighted or unlighted, is prohibited
8 except on:

9 1. Law enforcement vehicles of State, Federal or local
10 authorities;

11 2. A vehicle operated by a police officer or county
12 coroner and designated or authorized by local authorities,
13 in writing, as a law enforcement vehicle; however, such
14 designation or authorization must be carried in the
15 vehicle;

16 2.1. A vehicle operated by a fire chief who has
17 completed an emergency vehicle operation training course
18 approved by the Office of the State Fire Marshal and
19 designated or authorized by local authorities, in writing,
20 as a fire department, fire protection district, or township
21 fire department vehicle; however, the designation or
22 authorization must be carried in the vehicle, and the
23 lights may be visible or activated only when responding to
24 a bona fide emergency;

25 3. Vehicles of local fire departments and State or

1 federal firefighting vehicles;

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

6 5. Tow trucks licensed in a state that requires such
7 lights; furthermore, such lights shall not be lighted on
8 any such tow truck while the tow truck is operating in the
9 State of Illinois;

10 6. Vehicles of the Illinois Emergency Management
11 Agency, vehicles of the Office of the Illinois State Fire
12 Marshal, vehicles of the Illinois Department of Public
13 Health, ~~and~~ vehicles of the Illinois Department of
14 Corrections, and vehicles of the Illinois Department of
15 Juvenile Justice ~~Nuclear Safety~~;

16 7. Vehicles operated by a local or county emergency
17 management services agency as defined in the Illinois
18 Emergency Management Agency Act;

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

21 9. Vehicles that are equipped and used exclusively as
22 organ transplant vehicles when used in combination with
23 blue oscillating, rotating, or flashing lights;
24 furthermore, these lights shall be lighted only when the
25 transportation is declared an emergency by a member of the
26 transplant team or a representative of the organ

1 procurement organization; and

2 10. Vehicles of the Illinois Department of Natural
3 Resources that are used for mine rescue and explosives
4 emergency response.

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

7 1. Second division vehicles designed and used for
8 towing or hoisting vehicles; furthermore, such lights
9 shall not be lighted except as required in this paragraph
10 1; such lights shall be lighted when such vehicles are
11 actually being used at the scene of an accident or
12 disablement; if the towing vehicle is equipped with a flat
13 bed that supports all wheels of the vehicle being
14 transported, the lights shall not be lighted while the
15 vehicle is engaged in towing on a highway; if the towing
16 vehicle is not equipped with a flat bed that supports all
17 wheels of a vehicle being transported, the lights shall be
18 lighted while the towing vehicle is engaged in towing on a
19 highway during all times when the use of headlights is
20 required under Section 12-201 of this Code;

21 2. Motor vehicles or equipment of the State of
22 Illinois, local authorities and contractors; furthermore,
23 such lights shall not be lighted except while such vehicles
24 are engaged in maintenance or construction operations
25 within the limits of construction projects;

26 3. Vehicles or equipment used by engineering or survey

1 crews; furthermore, such lights shall not be lighted except
2 while such vehicles are actually engaged in work on a
3 highway;

4 4. Vehicles of public utilities, municipalities, or
5 other construction, maintenance or automotive service
6 vehicles except that such lights shall be lighted only as a
7 means for indicating the presence of a vehicular traffic
8 hazard requiring unusual care in approaching, overtaking
9 or passing while such vehicles are engaged in maintenance,
10 service or construction on a highway;

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

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

18 (6.1) The front and rear of motorized equipment or
19 vehicles that (i) are not owned by the State of Illinois or
20 any political subdivision of the State, (ii) are designed
21 and used for removal of snow and ice from highways and
22 parking lots, and (iii) are equipped with a snow plow that
23 is 12 feet in width; these lights may not be lighted except
24 when the motorized equipment or vehicle is actually being
25 used for those purposes on behalf of a unit of government;

26 7. Fleet safety vehicles registered in another state,

1 furthermore, such lights shall not be lighted except as
2 provided for in Section 12-212 of this Code;

3 8. Such other vehicles as may be authorized by local
4 authorities;

5 9. Law enforcement vehicles of State or local
6 authorities when used in combination with red oscillating,
7 rotating or flashing lights;

8 9.5. Propane delivery trucks;

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

13 10.5. Vehicles of the Office of the Illinois State Fire
14 Marshal, provided that such lights shall not be lighted
15 except for when such vehicles are engaged in work for the
16 Office of the Illinois State Fire Marshal;

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

19 12. All trucks equipped with self-compactors or
20 roll-off hoists and roll-on containers for garbage or
21 refuse hauling. Such lights shall not be lighted except
22 when such vehicles are actually being used for such
23 purposes;

24 13. Vehicles used by a security company, alarm
25 responder, ~~or~~ control agency, or the Illinois Department of
26 Corrections;

1 14. Security vehicles of the Department of Human
2 Services; however, the lights shall not be lighted except
3 when being used for security related purposes under the
4 direction of the superintendent of the facility where the
5 vehicle is located; and

6 15. Vehicles of union representatives, except that the
7 lights shall be lighted only while the vehicle is within
8 the limits of a construction project.

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

11 1. Rescue squad vehicles not owned by a fire department
12 and vehicles owned or operated by a:

13 voluntary firefighter;

14 paid firefighter;

15 part-paid firefighter;

16 call firefighter;

17 member of the board of trustees of a fire
18 protection district;

19 paid or unpaid member of a rescue squad;

20 paid or unpaid member of a voluntary ambulance
21 unit; or

22 paid or unpaid members of a local or county
23 emergency management services agency as defined in the
24 Illinois Emergency Management Agency Act, designated
25 or authorized by local authorities, in writing, and
26 carrying that designation or authorization in the

1 vehicle.

2 However, such lights are not to be lighted except when
3 responding to a bona fide emergency or when parked or
4 stationary at the scene of a fire, rescue call, ambulance
5 call, or motor vehicle accident.

6 Any person using these lights in accordance with this
7 subdivision (c)1 must carry on his or her person an
8 identification card or letter identifying the bona fide
9 member of a fire department, fire protection district,
10 rescue squad, ambulance unit, or emergency management
11 services agency that owns or operates that vehicle. The
12 card or letter must include:

13 (A) the name of the fire department, fire
14 protection district, rescue squad, ambulance unit, or
15 emergency management services agency;

16 (B) the member's position within the fire
17 department, fire protection district, rescue squad,
18 ambulance unit, or emergency management services
19 agency;

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

21 (D) the name of a person within the fire
22 department, fire protection district, rescue squad,
23 ambulance unit, or emergency management services
24 agency to contact to verify the information provided.

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

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

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

7 5. Vehicles which are designed and used exclusively as
8 ambulances or rescue vehicles when used in combination with
9 red oscillating, rotating or flashing lights; furthermore,
10 such lights shall not be lighted except when responding to
11 an emergency call.

12 6. Vehicles that are equipped and used exclusively as
13 organ transport vehicles when used in combination with red
14 oscillating, rotating, or flashing lights; furthermore,
15 these lights shall only be lighted when the transportation
16 is declared an emergency by a member of the transplant team
17 or a representative of the organ procurement organization.

18 7. Vehicles of the Illinois Emergency Management
19 Agency, vehicles of the Office of the Illinois State Fire
20 Marshal, vehicles of the Illinois Department of Public
21 Health, ~~and~~ vehicles of the Illinois Department of
22 Corrections, and vehicles of the Illinois Department of
23 Juvenile Justice ~~Nuclear Safety~~, when used in combination
24 with red oscillating, rotating, or flashing lights.

25 8. Vehicles operated by a local or county emergency
26 management services agency as defined in the Illinois

1 Emergency Management Agency Act, when used in combination
2 with red oscillating, rotating, or flashing lights.

3 9. Vehicles of the Illinois Department of Natural
4 Resources that are used for mine rescue and explosives
5 emergency response, when used in combination with red
6 oscillating, rotating, or flashing lights.

7 (c-1) In addition to the blue oscillating, rotating, or
8 flashing lights permitted under subsection (c), and
9 notwithstanding subsection (a), a vehicle operated by a
10 voluntary firefighter, a voluntary member of a rescue squad, or
11 a member of a voluntary ambulance unit may be equipped with
12 flashing white headlights and blue grill lights, which may be
13 used only in responding to an emergency call or when parked or
14 stationary at the scene of a fire, rescue call, ambulance call,
15 or motor vehicle accident.

16 (c-2) In addition to the blue oscillating, rotating, or
17 flashing lights permitted under subsection (c), and
18 notwithstanding subsection (a), a vehicle operated by a paid or
19 unpaid member of a local or county emergency management
20 services agency as defined in the Illinois Emergency Management
21 Agency Act, may be equipped with white oscillating, rotating,
22 or flashing lights to be used in combination with blue
23 oscillating, rotating, or flashing lights, if authorization by
24 local authorities is in writing and carried in the vehicle.

25 (d) The use of a combination of amber and white
26 oscillating, rotating or flashing lights, whether lighted or

1 unlighted, is prohibited except motor vehicles or equipment of
2 the State of Illinois, local authorities, contractors, and
3 union representatives may be so equipped; furthermore, such
4 lights shall not be lighted on vehicles of the State of
5 Illinois, local authorities, and contractors except while such
6 vehicles are engaged in highway maintenance or construction
7 operations within the limits of highway construction projects,
8 and shall not be lighted on the vehicles of union
9 representatives except when those vehicles are within the
10 limits of a construction project.

11 (e) All oscillating, rotating or flashing lights referred
12 to in this Section shall be of sufficient intensity, when
13 illuminated, to be visible at 500 feet in normal sunlight.

14 (f) Nothing in this Section shall prohibit a manufacturer
15 of oscillating, rotating or flashing lights or his
16 representative or authorized vendor from temporarily mounting
17 such lights on a vehicle for demonstration purposes only. If
18 the lights are not covered while the vehicle is operated upon a
19 highway, the vehicle shall display signage indicating that the
20 vehicle is out of service or not an emergency vehicle. The
21 signage shall be displayed on all sides of the vehicle in
22 letters at least 2 inches tall and one-half inch wide. A
23 vehicle authorized to have oscillating, rotating, or flashing
24 lights mounted for demonstration purposes may not activate the
25 lights while the vehicle is operated upon a highway.

26 (g) Any person violating the provisions of subsections (a),

1 (b), (c) or (d) of this Section who without lawful authority
2 stops or detains or attempts to stop or detain another person
3 shall be guilty of a Class 2 felony.

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

7 (Source: P.A. 96-214, eff. 8-10-09; 96-1190, eff. 7-22-10;
8 97-39, eff. 1-1-12; 97-149, eff. 7-14-11; 97-813, eff. 7-13-12;
9 97-1173, eff. 1-1-14.)

10 (625 ILCS 5/12-215.1 new)

11 Sec. 12-215.1. Possession of oscillating, rotating, or
12 flashing lights in motor vehicles; police equipment, markings,
13 and other indicia of emergency vehicle authority.

14 (a) A person, except those given exceptions in Section
15 12-215 or 12-609 of this Code, may not possess or be in actual
16 physical control of oscillating, rotating, or flashing lights
17 or other indicia of emergency vehicle authority within any
18 portion of a motor vehicle, including but not limited to
19 wig-wags, red and blue LEDs, sirens, mounted or affixed devices
20 or other equipment, markings or indicia of emergency vehicle
21 authority.

22 (b) A person found guilty of violating this Section is
23 guilty of a Class A misdemeanor.

24 (c) Oscillating, rotating, or flashing lights and any other
25 equipment, markings, or indicia of emergency vehicle authority

1 shall be seized by the law enforcement officer at the time of a
2 violation of this Section or of Section 12-215 or 12-609 of
3 this Code upon any legal search. The officer may seize the
4 vehicle containing the prohibited device or mechanism, and this
5 device or mechanism shall be removed and held for evidentiary
6 purposes. When the device or mechanism is no longer needed for
7 evidence, the defendant may petition the court for the return
8 of the device or mechanism. The defendant must prove to the
9 court by a preponderance of the evidence that the device or
10 mechanism will be used for a legitimate and lawful purpose.

11 Section 95. No acceleration or delay. Where this Act makes
12 changes in a statute that is represented in this Act by text
13 that is not yet or no longer in effect (for example, a Section
14 represented by multiple versions), the use of that text does
15 not accelerate or delay the taking effect of (i) the changes
16 made by this Act or (ii) provisions derived from any other
17 Public Act.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.