



Rep. Emily McAsey

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09800HB3054ham001

LRB098 09862 MLW 42890 a

1 AMENDMENT TO HOUSE BILL 3054

2 AMENDMENT NO. _____. Amend House Bill 3054 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by adding
5 Section 12-215.1 as follows:

6 (625 ILCS 5/12-215.1 new)

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

10 (a) No person, except those given exceptions in 12-215 or
11 12-609, may possess or be in actual physical control of
12 oscillating, rotating, or flashing lights or other indicia of
13 emergency vehicle authority within any portion of a motor
14 vehicle, including but not limited to wig-wags, red and blue
15 LEDs, sirens, in-car video systems, mounted or affixed devices
16 or other equipment, markings or indicia of emergency vehicle

1 authority.

2 (b) Any person found guilty of violating this Section is
3 guilty of a petty offense. A minimum fine of \$95 shall be
4 imposed for a first offense and a minimum fine of \$250 for a
5 second or subsequent offense. Any seller or transferor of a
6 motor vehicle with such prohibited devices or equipment, under
7 Section 12-609, is subject to a fine no less than \$500 and no
8 greater than \$1000.

9 (c) Oscillating, rotating, or flashing lights and any other
10 equipment, markings, or indicia of emergency vehicle authority
11 shall be seized by the law enforcement officer at the time of
12 any violation of this Section or of Section 12-215 or 12-609 of
13 this Code upon any legal search. The officer is entitled to
14 seize the vehicle containing the prohibited device or
15 mechanism, and this device or mechanism shall be removed and
16 held for evidentiary purposes. When the device or mechanism is
17 no longer needed for evidence, the defendant may petition the
18 court for the return of the device or mechanism. The defendant,
19 however, must prove to the court by a preponderance of the
20 evidence that the device or mechanism will be used for a
21 legitimate and lawful purpose."