

1 AN ACT in relation to vehicles.

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  
5 changing 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  
8 equipped with wipers.

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

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

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

1 materially obstructs the driver's view.

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

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

16 (f) Paragraphs (a) and (b) of this Section shall not  
17 apply to:

18 (1) motor vehicles manufactured prior to January 1,  
19 1982; or

20 (2) to those motor vehicles properly registered in  
21 another jurisdiction.

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

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

33 (2) that is used in transporting a person when the  
34 person resides at the same address as the registered

1 owner of the vehicle and the person is afflicted with or  
2 suffering from a medical illness, ailment or disease  
3 which would require the person to be shielded from the  
4 direct rays of the sun;

5 It must be certified by a physician licensed to  
6 practice medicine in Illinois that such person owning and  
7 operating or being transported in a motor vehicle is  
8 afflicted with or suffers from such illness, ailment, or  
9 disease and such certification must be carried in the  
10 motor vehicle at all times. The certification shall be  
11 legible and shall contain the date of issuance, the name,  
12 address and signature of the attending physician, and the  
13 name, address, and medical condition of the person  
14 requiring exemption. The information on the certificate  
15 for a window treatment applied or affixed before the  
16 effective date of this amendatory Act of 1997 must remain  
17 current and shall be renewed annually by the attending  
18 physician, but in no event shall a certificate issued for  
19 purposes of this subsection be valid on or after January  
20 1, 2008. The person shall also submit a copy of the  
21 certification to the Secretary of State. The Secretary of  
22 State shall may forward notice of certification to  
23 appropriate law enforcement agencies.

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

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

29 (g-5) Paragraph (a) of this Section shall not apply to  
30 any motor vehicle with a window treatment, including but not  
31 limited to a window application, reflective material,  
32 nonreflective material, or tinted film, applied or affixed to  
33 the motor vehicle for the purposes set forth in item (1) or  
34 (2) as follows:

1           (1) that is owned and operated by a person  
2           afflicted with or suffering from lupus erythematosus; or

3           (2) that is used in transporting a person when the  
4           person resides at the same address as the registered  
5           owner of the vehicle and the person is afflicted with or  
6           suffering from lupus erythematosus.

7           It must be certified by a physician licensed to practice  
8           medicine in Illinois that the person owning and operating or  
9           being transported in a motor vehicle is afflicted with or  
10           suffers from lupus erythematosus and that certification must  
11           be carried in the motor vehicle at all times. The  
12           certification shall be legible and shall contain the date of  
13           issuance, the name, address, and signature of the attending  
14           physician, and the name, address, and medical condition of  
15           the person requiring exemption. The information on the  
16           certificate for a window treatment must remain current and  
17           shall be renewed annually by the attending physician. The  
18           person shall also submit a copy of the certification to the  
19           Secretary of State. The Secretary of State shall forward  
20           notice of certification to appropriate law enforcement  
21           agencies.

22           (h) Paragraph (a) of this Section shall not apply to  
23           motor vehicle stickers or other certificates issued by State  
24           or local authorities which are required to be displayed upon  
25           motor vehicle windows to evidence compliance with  
26           requirements concerning motor vehicles.

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

30           (j) A person found guilty of violating paragraphs (a),  
31           (b), or (i) of this Section shall be guilty of a petty  
32           offense and fined no less than \$50 nor more than \$500. A  
33           second or subsequent violation of paragraphs (a), (b), or (i)  
34           of this Section shall be treated as a Class C misdemeanor and

1 the violator fined no less than \$100 nor more than \$500. Any  
2 person convicted under paragraphs (a), (b), or (i) of this  
3 Section shall be ordered to alter any nonconforming windows  
4 into compliance with this Section.  
5 (Source: P.A. 90-389, eff. 1-1-98.)

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