

# SB2476



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB2476

Introduced 1/22/2020, by Sen. Dan McConchie

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-115  
625 ILCS 5/6-118

from Ch. 95 1/2, par. 6-115

Amends the Illinois Vehicle Code. Extends the term for a driver's license to 6 years (from 4 years). Makes a corresponding change. Increases the fee for an original or renewal driver's license from \$30 to \$45. Effective January 1, 2023.

LRB101 16529 HEP 65913 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

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 6-115 and 6-118 as follows:

6 (625 ILCS 5/6-115) (from Ch. 95 1/2, par. 6-115)

7 Sec. 6-115. Expiration of driver's license.

8 (a) Except as provided elsewhere in this Section, every  
9 driver's license issued under the provisions of this Code shall  
10 expire 6 4 years from the date of its issuance, or at such  
11 later date, as the Secretary of State may by proper rule and  
12 regulation designate, not to exceed 12 calendar months; in the  
13 event that an applicant for renewal of a driver's license fails  
14 to apply prior to the expiration date of the previous driver's  
15 license, the renewal driver's license shall expire 6 4 years  
16 from the expiration date of the previous driver's license, or  
17 at such later date as the Secretary of State may by proper rule  
18 and regulation designate, not to exceed 12 calendar months.

19 The Secretary of State may, however, issue to a person not  
20 previously licensed as a driver in Illinois a driver's license  
21 which will expire not less than 6 4 years nor more than 7 5  
22 years from date of issuance, except as provided elsewhere in  
23 this Section.

1 (a-5) Every driver's license issued under this Code to an  
2 applicant who is not a United States citizen or permanent  
3 resident, other than a conditional permanent resident, or an  
4 individual who has an approved application for asylum in the  
5 United States or has entered the United States in refugee  
6 status, shall expire on whichever is the earlier date of the  
7 following:

8 (1) as provided under subsection (a), (f), (g), or (i)  
9 of this Section;

10 (2) on the date the applicant's authorized stay in the  
11 United States terminates; or

12 (3) if the applicant's authorized stay is indefinite  
13 and the applicant is applying for a Limited Term REAL ID  
14 compliant driver's license, one year from the date of  
15 issuance of the license.

16 (a-10) Every REAL ID compliant driver's license issued  
17 under this Code to an applicant who is not a United States  
18 citizen or permanent resident, other than a conditional  
19 permanent resident, or an individual who has an approved  
20 application for asylum in the United States or has entered the  
21 United States in refugee status, shall be marked "Limited  
22 Term".

23 (b) Before the expiration of a driver's license, except  
24 those licenses expiring on the individual's 21st birthday, or 3  
25 months after the individual's 21st birthday, the holder thereof  
26 may apply for a renewal thereof, subject to all the provisions

1 of Section 6-103, and the Secretary of State may require an  
2 examination of the applicant. A licensee whose driver's license  
3 expires on his 21st birthday, or 3 months after his 21st  
4 birthday, may not apply for a renewal of his driving privileges  
5 until he reaches the age of 21.

6 (c) The Secretary of State shall, 30 days prior to the  
7 expiration of a driver's license, forward to each person whose  
8 license is to expire a notification of the expiration of said  
9 license which may be presented at the time of renewal of said  
10 license.

11 There may be included with such notification information  
12 explaining the anatomical gift and Emergency Medical  
13 Information Card provisions of Section 6-110. The format and  
14 text of such information shall be prescribed by the Secretary.

15 There shall be included with such notification, for a  
16 period of 4 years beginning January 1, 2000 information  
17 regarding the Illinois Adoption Registry and Medical  
18 Information Exchange established in Section 18.1 of the  
19 Adoption Act.

20 (d) The Secretary may defer the expiration of the driver's  
21 license of a licensee, spouse, and dependent children who are  
22 living with such licensee while on active duty, serving in the  
23 Armed Forces of the United States outside of the State of  
24 Illinois, and 120 days thereafter, upon such terms and  
25 conditions as the Secretary may prescribe.

26 (d-5) The Secretary may defer the expiration of the

1 driver's license of a licensee, or of a spouse or dependent  
2 children living with the licensee, serving as a civilian  
3 employee of the United States Armed Forces or the United States  
4 Department of Defense, outside of the State of Illinois, and  
5 120 days thereafter, upon such terms and conditions as the  
6 Secretary may prescribe.

7 (e) The Secretary of State may decline to process a renewal  
8 of a driver's license of any person who has not paid any fee or  
9 tax due under this Code and is not paid upon reasonable notice  
10 and demand.

11 (f) The Secretary shall provide that each original or  
12 renewal driver's license issued to a licensee under 21 years of  
13 age shall expire 3 months after the licensee's 21st birthday.  
14 Persons whose current driver's licenses expire on their 21st  
15 birthday on or after January 1, 1986 shall not renew their  
16 driver's license before their 21st birthday, and their current  
17 driver's license will be extended for an additional term of 3  
18 months beyond their 21st birthday. Thereafter, the expiration  
19 and term of the driver's license shall be governed by  
20 subsection (a) hereof.

21 (g) The Secretary shall provide that each original or  
22 renewal driver's license issued to a licensee 81 years of age  
23 through age 86 shall expire 2 years from the date of issuance,  
24 or at such later date as the Secretary may by rule and  
25 regulation designate, not to exceed an additional 12 calendar  
26 months. The Secretary shall also provide that each original or

1 renewal driver's license issued to a licensee 87 years of age  
2 or older shall expire 12 months from the date of issuance, or  
3 at such later date as the Secretary may by rule and regulation  
4 designate, not to exceed an additional 12 calendar months.

5 (h) The Secretary of State shall provide that each special  
6 restricted driver's license issued under subsection (g) of  
7 Section 6-113 of this Code shall expire 12 months from the date  
8 of issuance. The Secretary shall adopt rules defining renewal  
9 requirements.

10 (i) The Secretary of State shall provide that each driver's  
11 license issued to a person convicted of a sex offense as  
12 defined in Section 2 of the Sex Offender Registration Act shall  
13 expire 12 months from the date of issuance or at such date as  
14 the Secretary may by rule designate, not to exceed an  
15 additional 12 calendar months. The Secretary may adopt rules  
16 defining renewal requirements.

17 (Source: P.A. 100-248, eff. 8-22-17; 100-863, eff. 8-14-18;  
18 101-185, eff. 1-1-20.)

19 (625 ILCS 5/6-118)

20 Sec. 6-118. Fees.

21 (a) The fees for licenses and permits under this Article  
22 are as follows:

23 Original driver's license ..... \$45 ~~\$30~~

24 Original or renewal driver's license

25 issued to 18, 19 and 20 year olds ..... 5

1 All driver's licenses for persons

2 age 69 through age 80 ..... 5

3 All driver's licenses for persons

4 age 81 through age 86 ..... 2

5 All driver's licenses for persons

6 age 87 or older ..... 0

7 Renewal driver's license (except for

8 applicants ages 18, 19 and 20 or

9 age 69 and older) ..... 45 ~~30~~

10 Original instruction permit issued to

11 persons (except those age 69 and older)

12 who do not hold or have not previously

13 held an Illinois instruction permit or

14 driver's license ..... 20

15 Instruction permit issued to any person

16 holding an Illinois driver's license

17 who wishes a change in classifications,

18 other than at the time of renewal ..... 5

19 Any instruction permit issued to a person

20 age 69 and older ..... 5

21 Instruction permit issued to any person,

22 under age 69, not currently holding a

23 valid Illinois driver's license or

24 instruction permit but who has

25 previously been issued either document

26 in Illinois ..... 10

1           Restricted driving permit ..... 8

2           Monitoring device driving permit ..... 8

3           Duplicate or corrected driver's license

4                 or permit ..... 5

5           Duplicate or corrected restricted

6                 driving permit ..... 5

7           Duplicate or corrected monitoring

8                 device driving permit ..... 5

9           Duplicate driver's license or permit issued to

10                 an active-duty member of the

11                 United States Armed Forces,

12                 the member's spouse, or

13                 the dependent children living

14                 with the member ..... 0

15           Original or renewal M or L endorsement..... 5

16 SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

17           The fees for commercial driver licenses and permits  
18           under Article V shall be as follows:

19           Commercial driver's license:

20                 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund

21                 (Commercial Driver's License Information

22                 System/American Association of Motor Vehicle

23                 Administrators network/National Motor Vehicle

24                 Title Information Service Trust Fund);

25                 \$20 for the Motor Carrier Safety Inspection Fund;

26                 \$10 for the driver's license;



1 and \$24 for the CDL: ..... \$60

2 Renewal commercial driver's license:

3 \$6 for the CDLIS/AAMVAnet/NMVTIS Trust Fund;

4 \$20 for the Motor Carrier Safety Inspection Fund;

5 \$10 for the driver's license; and

6 \$24 for the CDL: ..... \$60

7 Commercial learner's permit

8 issued to any person holding a valid

9 Illinois driver's license for the

10 purpose of changing to a

11 CDL classification: \$6 for the

12 CDLIS/AAMVAnet/NMVTIS Trust Fund;

13 \$20 for the Motor Carrier

14 Safety Inspection Fund; and

15 \$24 for the CDL classification ..... \$50

16 Commercial learner's permit

17 issued to any person holding a valid

18 Illinois CDL for the purpose of

19 making a change in a classification,

20 endorsement or restriction ..... \$5

21 CDL duplicate or corrected license ..... \$5

22 In order to ensure the proper implementation of the Uniform  
23 Commercial Driver License Act, Article V of this Chapter, the  
24 Secretary of State is empowered to prorate the \$24 fee for the  
25 commercial driver's license proportionate to the expiration  
26 date of the applicant's Illinois driver's license.

1           The fee for any duplicate license or permit shall be waived  
 2 for any person who presents the Secretary of State's office  
 3 with a police report showing that his license or permit was  
 4 stolen.

5           The fee for any duplicate license or permit shall be waived  
 6 for any person age 60 or older whose driver's license or permit  
 7 has been lost or stolen.

8           No additional fee shall be charged for a driver's license,  
 9 or for a commercial driver's license, when issued to the holder  
 10 of an instruction permit for the same classification or type of  
 11 license who becomes eligible for such license.

12           The fee for a restricted driving permit under this  
 13 subsection (a) shall be imposed annually until the expiration  
 14 of the permit.

15           (a-5) The fee for a driver's record or data contained  
 16 therein is \$12.

17           (b) Any person whose license or privilege to operate a  
 18 motor vehicle in this State has been suspended or revoked under  
 19 Section 3-707, any provision of Chapter 6, Chapter 11, or  
 20 Section 7-205, 7-303, or 7-702 of the Family Financial  
 21 Responsibility Law of this Code, shall in addition to any other  
 22 fees required by this Code, pay a reinstatement fee as follows:

23	Suspension under Section 3-707 .....	\$100
24	Suspension under Section 11-1431 .....	\$100
25	Summary suspension under Section 11-501.1 .....	\$250
26	Suspension under Section 11-501.9 .....	\$250

1	Summary revocation under Section 11-501.1 .....	\$500
2	Other suspension .....	\$70
3	Revocation .....	\$500

4 However, any person whose license or privilege to operate a  
5 motor vehicle in this State has been suspended or revoked for a  
6 second or subsequent time for a violation of Section 11-501,  
7 11-501.1, or 11-501.9 of this Code or a similar provision of a  
8 local ordinance or a similar out-of-state offense or Section  
9 9-3 of the Criminal Code of 1961 or the Criminal Code of 2012  
10 and each suspension or revocation was for a violation of  
11 Section 11-501, 11-501.1, or 11-501.9 of this Code or a similar  
12 provision of a local ordinance or a similar out-of-state  
13 offense or Section 9-3 of the Criminal Code of 1961 or the  
14 Criminal Code of 2012 shall pay, in addition to any other fees  
15 required by this Code, a reinstatement fee as follows:

16	Summary suspension under Section 11-501.1 .....	\$500
17	Suspension under Section 11-501.9 .....	\$500
18	Summary revocation under Section 11-501.1 .....	\$500
19	Revocation .....	\$500

20 (c) All fees collected under the provisions of this Chapter  
21 6 shall be disbursed under subsection (g) of Section 2-119 of  
22 this Code, except as follows:

23 1. The following amounts shall be paid into the Drivers  
24 Education Fund:

25 (A) \$16 of the \$20 fee for an original driver's  
26 instruction permit;

1 (B) \$5 of the \$45 ~~\$30~~ fee for an original driver's  
2 license;

3 (C) \$5 of the \$45 ~~\$30~~ fee for a ~~4-year~~ renewal  
4 driver's license;

5 (D) \$4 of the \$8 fee for a restricted driving  
6 permit; and

7 (E) \$4 of the \$8 fee for a monitoring device  
8 driving permit.

9 2. \$30 of the \$250 fee for reinstatement of a license  
10 summarily suspended under Section 11-501.1 or suspended  
11 under Section 11-501.9 shall be deposited into the Drunk  
12 and Drugged Driving Prevention Fund. However, for a person  
13 whose license or privilege to operate a motor vehicle in  
14 this State has been suspended or revoked for a second or  
15 subsequent time for a violation of Section 11-501,  
16 11-501.1, or 11-501.9 of this Code or Section 9-3 of the  
17 Criminal Code of 1961 or the Criminal Code of 2012, \$190 of  
18 the \$500 fee for reinstatement of a license summarily  
19 suspended under Section 11-501.1 or suspended under  
20 Section 11-501.9, and \$190 of the \$500 fee for  
21 reinstatement of a revoked license shall be deposited into  
22 the Drunk and Drugged Driving Prevention Fund. \$190 of the  
23 \$500 fee for reinstatement of a license summarily revoked  
24 pursuant to Section 11-501.1 shall be deposited into the  
25 Drunk and Drugged Driving Prevention Fund.

26 3. \$6 of the original or renewal fee for a commercial

1 driver's license and \$6 of the commercial learner's permit  
2 fee when the permit is issued to any person holding a valid  
3 Illinois driver's license, shall be paid into the  
4 CDLIS/AAMVAnet/NMVTIS Trust Fund.

5 4. \$30 of the \$70 fee for reinstatement of a license  
6 suspended under the Family Financial Responsibility Law  
7 shall be paid into the Family Responsibility Fund.

8 5. The \$5 fee for each original or renewal M or L  
9 endorsement shall be deposited into the Cycle Rider Safety  
10 Training Fund.

11 6. \$20 of any original or renewal fee for a commercial  
12 driver's license or commercial learner's permit shall be  
13 paid into the Motor Carrier Safety Inspection Fund.

14 7. The following amounts shall be paid into the General  
15 Revenue Fund:

16 (A) \$190 of the \$250 reinstatement fee for a  
17 summary suspension under Section 11-501.1 or a  
18 suspension under Section 11-501.9;

19 (B) \$40 of the \$70 reinstatement fee for any other  
20 suspension provided in subsection (b) of this Section;  
21 and

22 (C) \$440 of the \$500 reinstatement fee for a first  
23 offense revocation and \$310 of the \$500 reinstatement  
24 fee for a second or subsequent revocation.

25 8. Fees collected under paragraph (4) of subsection (d)  
26 and subsection (h) of Section 6-205 of this Code;

1           subparagraph (C) of paragraph 3 of subsection (c) of  
2           Section 6-206 of this Code; and paragraph (4) of subsection  
3           (a) of Section 6-206.1 of this Code, shall be paid into the  
4           funds set forth in those Sections.

5           (d) All of the proceeds of the additional fees imposed by  
6           this amendatory Act of the 96th General Assembly shall be  
7           deposited into the Capital Projects Fund.

8           (e) The additional fees imposed by this amendatory Act of  
9           the 96th General Assembly shall become effective 90 days after  
10          becoming law.

11          (f) As used in this Section, "active-duty member of the  
12          United States Armed Forces" means a member of the Armed  
13          Services or Reserve Forces of the United States or a member of  
14          the Illinois National Guard who is called to active duty  
15          pursuant to an executive order of the President of the United  
16          States, an act of the Congress of the United States, or an  
17          order of the Governor.

18          (Source: P.A. 100-590, eff. 6-8-18; 100-803, eff. 1-1-19;  
19          101-81, eff. 7-12-19.)

20          Section 99. Effective date. This Act takes effect January  
21          1, 2023.