



Rep. Robert W. Pritchard

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09800HB2563ham001

LRB098 08777 MLW 42408 a

1 AMENDMENT TO HOUSE BILL 2563

2 AMENDMENT NO. _____. Amend House Bill 2563 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Section 6-508 as follows:

6 (625 ILCS 5/6-508) (from Ch. 95 1/2, par. 6-508)

7 Sec. 6-508. Commercial Driver's License (CDL) -
8 qualification standards.

9 (a) Testing.

10 (1) General. No person shall be issued an original or
11 renewal CDL unless that person is domiciled in this State.
12 The Secretary shall cause to be administered such tests as
13 the Secretary deems necessary to meet the requirements of
14 49 C.F.R. Part 383, subparts F, G, H, and J.

15 (2) Third party testing. The Secretary of state may
16 authorize a "third party tester", pursuant to 49 C.F.R.

1 Part 383.75, to administer the skills test or tests
2 specified by Federal Motor Carrier Safety Administration
3 pursuant to the Commercial Motor Vehicle Safety Act of 1986
4 and any appropriate federal rule.

5 (b) Waiver of Skills Test. The Secretary of State may waive
6 the skills test specified in this Section for a driver
7 applicant for a commercial driver license who meets the
8 requirements of 49 C.F.R. Part 383.77 and Part 383.123. The
9 Secretary of State shall waive the skills tests specified in
10 this Section for a driver applicant who has military commercial
11 motor vehicle experience, subject to the requirements of 49
12 C.F.R. 383.77.

13 (b-1) No person shall be issued a commercial driver
14 instruction permit or CDL unless the person certifies to the
15 Secretary one of the following types of driving operations in
16 which he or she will be engaged:

- 17 (1) non-excepted interstate;
18 (2) non-excepted intrastate;
19 (3) excepted interstate; or
20 (4) excepted intrastate.

21 (b-2) Persons who hold a commercial driver instruction
22 permit or CDL on January 30, 2012 must certify to the Secretary
23 no later than January 30, 2014 one of the following applicable
24 self-certifications:

- 25 (1) non-excepted interstate;
26 (2) non-excepted intrastate;

1 (3) excepted interstate; or

2 (4) excepted intrastate.

3 (c) Limitations on issuance of a CDL. A CDL, or a
4 commercial driver instruction permit, shall not be issued to a
5 person while the person is subject to a disqualification from
6 driving a commercial motor vehicle, or unless otherwise
7 permitted by this Code, while the person's driver's license is
8 suspended, revoked or cancelled in any state, or any territory
9 or province of Canada; nor may a CDL be issued to a person who
10 has a CDL issued by any other state, or foreign jurisdiction,
11 unless the person first surrenders all such licenses. No CDL
12 shall be issued to or renewed for a person who does not meet
13 the requirement of 49 CFR 391.41(b)(11). The requirement may be
14 met with the aid of a hearing aid.

15 (c-1) The Secretary may issue a CDL with a school bus
16 driver endorsement to allow a person to drive the type of bus
17 described in subsection (d-5) of Section 6-104 of this Code.
18 The CDL with a school bus driver endorsement may be issued only
19 to a person meeting the following requirements:

20 (1) the person has submitted his or her fingerprints to
21 the Department of State Police in the form and manner
22 prescribed by the Department of State Police. These
23 fingerprints shall be checked against the fingerprint
24 records now and hereafter filed in the Department of State
25 Police and Federal Bureau of Investigation criminal
26 history records databases;

1 (2) the person has passed a written test, administered
2 by the Secretary of State, on charter bus operation,
3 charter bus safety, and certain special traffic laws
4 relating to school buses determined by the Secretary of
5 State to be relevant to charter buses, and submitted to a
6 review of the driver applicant's driving habits by the
7 Secretary of State at the time the written test is given;

8 (3) the person has demonstrated physical fitness to
9 operate school buses by submitting the results of a medical
10 examination, including tests for drug use; and

11 (4) the person has not been convicted of committing or
12 attempting to commit any one or more of the following
13 offenses: (i) those offenses defined in Sections 8-1.2,
14 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.2, 9-3.3, 10-1, 10-2,
15 10-3.1, 10-4, 10-5, 10-5.1, 10-6, 10-7, 10-9, 11-1.20,
16 11-1.30, 11-1.40, 11-1.50, 11-1.60, 11-6, 11-6.5, 11-6.6,
17 11-9, 11-9.1, 11-9.3, 11-9.4, 11-14, 11-14.1, 11-14.3,
18 11-14.4, 11-15, 11-15.1, 11-16, 11-17, 11-17.1, 11-18,
19 11-18.1, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
20 11-20.1B, 11-20.3, 11-21, 11-22, 11-23, 11-24, 11-25,
21 11-26, 11-30, 12-2.6, 12-3.1, 12-4, 12-4.1, 12-4.2,
22 12-4.2-5, 12-4.3, 12-4.4, 12-4.5, 12-4.6, 12-4.7, 12-4.9,
23 12-5.01, 12-6, 12-6.2, 12-7.1, 12-7.3, 12-7.4, 12-7.5,
24 12-11, 12-13, 12-14, 12-14.1, 12-15, 12-16, 12-16.2,
25 12-21.5, 12-21.6, 12-33, 12C-5, 12C-10, 12C-20, 12C-30,
26 12C-45, 16-16, 16-16.1, 18-1, 18-2, 18-3, 18-4, 18-5, 19-6,

1 20-1, 20-1.1, 20-1.2, 20-1.3, 20-2, 24-1, 24-1.1, 24-1.2,
2 24-1.2-5, 24-1.6, 24-1.7, 24-2.1, 24-3.3, 24-3.5, 24-3.8,
3 24-3.9, 31A-1, 31A-1.1, 33A-2, and 33D-1, and in subsection
4 (b) of Section 8-1, and in subdivisions (a)(1), (a)(2),
5 (b)(1), (e)(1), (e)(2), (e)(3), (e)(4), and (f)(1) of
6 Section 12-3.05, and in subsection (a) and subsection (b),
7 clause (1), of Section 12-4, and in subsection (A), clauses
8 (a) and (b), of Section 24-3, and those offenses contained
9 in Article 29D of the Criminal Code of 1961 or the Criminal
10 Code of 2012; (ii) those offenses defined in the Cannabis
11 Control Act except those offenses defined in subsections
12 (a) and (b) of Section 4, and subsection (a) of Section 5
13 of the Cannabis Control Act; (iii) those offenses defined
14 in the Illinois Controlled Substances Act; (iv) those
15 offenses defined in the Methamphetamine Control and
16 Community Protection Act; (v) any offense committed or
17 attempted in any other state or against the laws of the
18 United States, which if committed or attempted in this
19 State would be punishable as one or more of the foregoing
20 offenses; (vi) the offenses defined in Sections 4.1 and 5.1
21 of the Wrongs to Children Act or Section 11-9.1A of the
22 Criminal Code of 1961 or the Criminal Code of 2012; (vii)
23 those offenses defined in Section 6-16 of the Liquor
24 Control Act of 1934; and (viii) those offenses defined in
25 the Methamphetamine Precursor Control Act.

26 The Department of State Police shall charge a fee for

1 conducting the criminal history records check, which shall be
2 deposited into the State Police Services Fund and may not
3 exceed the actual cost of the records check.

4 (c-2) The Secretary shall issue a CDL with a school bus
5 endorsement to allow a person to drive a school bus as defined
6 in this Section. The CDL shall be issued according to the
7 requirements outlined in 49 C.F.R. 383. A person may not
8 operate a school bus as defined in this Section without a
9 school bus endorsement. The Secretary of State may adopt rules
10 consistent with Federal guidelines to implement this
11 subsection (c-2).

12 (d) Commercial driver instruction permit. A commercial
13 driver instruction permit may be issued to any person holding a
14 valid Illinois driver's license if such person successfully
15 passes such tests as the Secretary determines to be necessary.
16 A commercial driver instruction permit shall not be issued to a
17 person who does not meet the requirements of 49 CFR 391.41
18 (b)(11), except for the renewal of a commercial driver
19 instruction permit for a person who possesses a commercial
20 instruction permit prior to the effective date of this
21 amendatory Act of 1999.

22 (Source: P.A. 96-1182, eff. 7-22-10; 96-1551, Article 1,
23 Section 95, eff. 7-1-11; 96-1551, Article 2, Section 1025, eff.
24 7-1-11; 97-208, eff. 1-1-12; 97-1108, eff. 1-1-13; 97-1109,
25 eff. 1-1-13; 97-1150, eff. 1-25-13.)".