



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1600

Introduced 2/20/2015, by Sen. Iris Y. Martinez

SYNOPSIS AS INTRODUCED:

See Index

Amends the Illinois Identification Card Act. Requires the Secretary of State, following implementation of the federal REAL ID Act of 2005, to refuse to issue an identification card to any person who has been issued a driver's license under the Illinois Vehicle Code, unless he or she surrenders the driver's license in order to become eligible to obtain an identification card. Directs the Secretary to comply with the provisions of the federal REAL ID Act of 2005 in the issuance of standard Illinois Identification Cards and Illinois Person with a Disability Identification Cards. Requires applicants for standard Identification Cards and Illinois Person with a Disability Identification Cards that comply with the REAL ID Act of 2005 to provide proof of lawful status within the United States. Provides for the expiration of identification cards issued to persons at least 65 years of age based upon whether that card was issued before or after the implementation of the REAL ID Act of 2005. Amends the Illinois Vehicle Code. Directs the Secretary of State to comply with the provisions of the REAL ID Act of 2005 in the issuance of driver's licenses and permits. Requires the Secretary, based upon the REAL ID Act of 2005, to refuse to issue an identification card to any person who has been issued a driver's license under the Illinois Vehicle Code, unless he or she surrenders the driver's license in order to become eligible to obtain an identification card. Requires applicants for driver's licenses or permits that comply with the REAL ID Act of 2005 to provide proof of lawful status within the United States.

LRB099 07374 RJF 27489 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 Identification Card Act is amended
5 by changing Sections 2, 5, and 8 as follows:

6 (15 ILCS 335/2) (from Ch. 124, par. 22)

7 Sec. 2. Administration and powers and duties of the
8 Administrator.

9 (a) The Secretary of State is the Administrator of this
10 Act, and he is charged with the duty of observing,
11 administering and enforcing the provisions of this Act.

12 (b) The Secretary is vested with the powers and duties for
13 the proper administration of this Act as follows:

14 1. He shall organize the administration of this Act as
15 he may deem necessary and appoint such subordinate
16 officers, clerks and other employees as may be necessary.

17 2. From time to time, he may make, amend or rescind
18 rules and regulations as may be in the public interest to
19 implement the Act.

20 3. He may prescribe or provide suitable forms as
21 necessary, including such forms as are necessary to
22 establish that an applicant for an Illinois Person with a
23 Disability Identification Card is a "disabled person" as

1 defined in Section 4A of this Act, and establish that an
2 applicant for a State identification card is a "homeless
3 person" as defined in Section 1A of this Act.

4 4. He may prepare under the seal of the Secretary of
5 State certified copies of any records utilized under this
6 Act and any such certified copy shall be admissible in any
7 proceeding in any court in like manner as the original
8 thereof.

9 5. Records compiled under this Act shall be maintained
10 for 6 years, but the Secretary may destroy such records
11 with the prior approval of the State Records Commission.

12 6. He shall examine and determine the genuineness,
13 regularity and legality of every application filed with him
14 under this Act, and he may in all cases investigate the
15 same, require additional information or proof or
16 documentation from any applicant.

17 7. He shall require the payment of all fees prescribed
18 in this Act, and all such fees received by him shall be
19 placed in the Road Fund of the State treasury except as
20 otherwise provided in Section 12 of this Act.

21 8. Upon the Secretary's implementation of the federal
22 REAL ID Act of 2005 (P.L. 109-13), he shall refuse to issue
23 any identification card under this Act to any person who
24 has been issued a driver's license pursuant to the Illinois
25 Vehicle Code. Any such person may, at his or her
26 discretion, surrender the driver's license in order to

1 become eligible to obtain an identification card.

2 (c) Beginning not later than July 1, 2016, and subject to
3 appropriation, the Secretary of State shall comply with the
4 provisions of the federal REAL ID Act of 2005 (P.L. 109-13) in
5 the issuance of standard Illinois Identification Cards and
6 Illinois Person with a Disability Identification Cards. The
7 Secretary may adopt all administrative rules necessary to
8 implement the federal REAL ID Act of 2005.

9 (Source: P.A. 96-183, eff. 7-1-10; 97-1064, eff. 1-1-13.)

10 (15 ILCS 335/5) (from Ch. 124, par. 25)

11 Sec. 5. Applications.

12 (a) Any natural person who is a resident of the State of
13 Illinois may file an application for an identification card, or
14 for the renewal thereof, in a manner prescribed by the
15 Secretary. Each original application shall be completed by the
16 applicant in full and shall set forth the legal name, residence
17 address and zip code, social security number, birth date, sex
18 and a brief description of the applicant. The applicant shall
19 be photographed, unless the Secretary of State has provided by
20 rule for the issuance of identification cards without
21 photographs and the applicant is deemed eligible for an
22 identification card without a photograph under the terms and
23 conditions imposed by the Secretary of State, and he or she
24 shall also submit any other information as the Secretary may
25 deem necessary or such documentation as the Secretary may

1 require to determine the identity of the applicant. In addition
2 to the residence address, the Secretary may allow the applicant
3 to provide a mailing address. If the applicant is a judicial
4 officer as defined in Section 1-10 of the Judicial Privacy Act
5 or a peace officer, the applicant may elect to have his or her
6 office or work address in lieu of the applicant's residence or
7 mailing address. An applicant for an Illinois Person with a
8 Disability Identification Card must also submit with each
9 original or renewal application, on forms prescribed by the
10 Secretary, such documentation as the Secretary may require,
11 establishing that the applicant is a "person with a disability"
12 as defined in Section 4A of this Act, and setting forth the
13 applicant's type and class of disability as set forth in
14 Section 4A of this Act. For the purposes of this subsection
15 (a), "peace officer" means any person who by virtue of his or
16 her office or public employment is vested by law with a duty to
17 maintain public order or to make arrests for a violation of any
18 penal statute of this State, whether that duty extends to all
19 violations or is limited to specific violations.

20 (b) Beginning on or before July 1, 2015, for each original
21 or renewal identification card application under this Act, the
22 Secretary shall inquire as to whether the applicant is a
23 veteran for purposes of issuing an identification card with a
24 veteran designation under subsection (c-5) of Section 4 of this
25 Act. The acceptable forms of proof shall include, but are not
26 limited to, Department of Defense form DD-214. The Secretary

1 shall determine by rule what other forms of proof of a person's
2 status as a veteran are acceptable.

3 The Illinois Department of Veterans' Affairs shall confirm
4 the status of the applicant as an honorably discharged veteran
5 before the Secretary may issue the identification card.

6 For purposes of this subsection (b):

7 "Active duty" means active duty under an executive order of
8 the President of the United States, an Act of the Congress of
9 the United States, or an order of the Governor.

10 "Armed forces" means any of the Armed Forces of the United
11 States, including a member of any reserve component or National
12 Guard unit called to active duty.

13 "Veteran" means a person who has served on active duty in
14 the armed forces and was discharged or separated under
15 honorable conditions.

16 (c) Upon the Secretary's implementation of the federal REAL
17 ID Act of 2005, all applicants for REAL ID compliant standard
18 Illinois Identification Cards and Illinois Person with a
19 Disability Identification Cards shall provide proof of lawful
20 status as defined in 6 CFR 37.3, as amended. Applicants who are
21 unable to provide the Secretary with proof of lawful status are
22 ineligible for identification cards under this Act.

23 (Source: P.A. 97-371, eff. 1-1-12; 97-739, eff. 1-1-13; 97-847,
24 eff. 1-1-13; 97-1064, eff. 1-1-13; 98-323, eff. 1-1-14; 98-463,
25 eff. 8-16-13.)

1 (15 ILCS 335/8) (from Ch. 124, par. 28)

2 Sec. 8. Expiration.

3 (a) Every identification card issued hereunder, except to
4 persons who have reached their 15th birthday, but are not yet
5 21 years of age, persons who are 65 years of age or older, and
6 persons who are issued an Illinois Person with a Disability
7 Identification Card, shall expire 5 years from the ensuing
8 birthday of the applicant and a renewal shall expire 5 years
9 thereafter. Every original or renewal identification card
10 issued to a person who has reached his or her 15th birthday,
11 but is not yet 21 years of age shall expire 3 months after the
12 person's 21st birthday.

13 (b) Except as provided in this Section, every ~~Every~~
14 original, renewal, or duplicate (i) identification card issued
15 prior to the Secretary's implementation of the federal REAL ID
16 Act of 2005 to a person who has reached his or her 65th
17 birthday shall be permanent and need not be renewed; ~~and~~ (ii)
18 identification card issued subsequent to the Secretary's
19 implementation of the federal REAL ID Act of 2005 to a person
20 who has reached his or her 69th birthday shall expire 15 years
21 thereafter; and (iii) Illinois Person with a Disability
22 Identification Card issued to a qualifying person shall expire
23 10 years thereafter. The Secretary of State shall promulgate
24 rules setting forth the conditions and criteria for the renewal
25 of all Illinois Person with a Disability Identification Cards.
26 (Source: P.A. 97-1064, eff. 1-1-13.)

1 Section 10. The Illinois Vehicle Code is amended by
2 changing Sections 6-101, 6-103, and 6-106 as follows:

3 (625 ILCS 5/6-101) (from Ch. 95 1/2, par. 6-101)

4 (Text of Section before amendment by P.A. 98-176)

5 Sec. 6-101. Drivers must have licenses or permits.

6 (a) No person, except those expressly exempted by Section
7 6-102, shall drive any motor vehicle upon a highway in this
8 State unless such person has a valid license or permit, or a
9 restricted driving permit, issued under the provisions of this
10 Act.

11 (b) No person shall drive a motor vehicle unless he holds a
12 valid license or permit, or a restricted driving permit issued
13 under the provisions of Section 6-205, 6-206, or 6-113 of this
14 Act. Any person to whom a license is issued under the
15 provisions of this Act must surrender to the Secretary of State
16 all valid licenses or permits. No drivers license or
17 instruction permit shall be issued to any person who holds a
18 valid Foreign State license, identification card, or permit
19 unless such person first surrenders to the Secretary of State
20 any such valid Foreign State license, identification card, or
21 permit.

22 (b-5) Any person who commits a violation of subsection (a)
23 or (b) of this Section is guilty of a Class A misdemeanor, if
24 at the time of the violation the person's driver's license or

1 permit was cancelled under clause (a)9 of Section 6-201 of this
2 Code.

3 (c) Any person licensed as a driver hereunder shall not be
4 required by any city, village, incorporated town or other
5 municipal corporation to obtain any other license to exercise
6 the privilege thereby granted.

7 (d) In addition to other penalties imposed under this
8 Section, any person in violation of this Section who is also in
9 violation of Section 7-601 of this Code relating to mandatory
10 insurance requirements shall have his or her motor vehicle
11 immediately impounded by the arresting law enforcement
12 officer. The motor vehicle may be released to any licensed
13 driver upon a showing of proof of insurance for the motor
14 vehicle that was impounded and the notarized written consent
15 for the release by the vehicle owner.

16 (e) In addition to other penalties imposed under this
17 Section, the vehicle of any person in violation of this Section
18 who is also in violation of Section 7-601 of this Code relating
19 to mandatory insurance requirements and who, in violating this
20 Section, has caused death or personal injury to another person
21 is subject to forfeiture under Sections 36-1 and 36-2 of the
22 Criminal Code of 2012. For the purposes of this Section, a
23 personal injury shall include any type A injury as indicated on
24 the traffic accident report completed by a law enforcement
25 officer that requires immediate professional attention in
26 either a doctor's office or a medical facility. A type A injury

1 shall include severely bleeding wounds, distorted extremities,
2 and injuries that require the injured party to be carried from
3 the scene.

4 (Source: P.A. 97-229, eff. 7-28-11; 97-1150, eff. 1-25-13.)

5 (Text of Section after amendment by P.A. 98-176)

6 Sec. 6-101. Drivers must have licenses or permits.

7 (a) No person, except those expressly exempted by Section
8 6-102, shall drive any motor vehicle upon a highway in this
9 State unless such person has a valid license or permit, or a
10 restricted driving permit, issued under the provisions of this
11 Act.

12 (b) No person shall drive a motor vehicle unless he holds a
13 valid license or permit, or a restricted driving permit issued
14 under the provisions of Section 6-205, 6-206, or 6-113 of this
15 Act. Any person to whom a license is issued under the
16 provisions of this Act must surrender to the Secretary of State
17 all valid licenses or permits, except that an applicant for a
18 non-domiciled commercial learner's permit or commercial
19 driver's license shall not be required to surrender a license
20 or permit issued by the applicant's state or country of
21 domicile. No drivers license or instruction permit shall be
22 issued to any person who holds a valid Foreign State license,
23 identification card, or permit unless such person first
24 surrenders to the Secretary of State any such valid Foreign
25 State license, identification card, or permit.

1 (b-5) Any person who commits a violation of subsection (a)
2 or (b) of this Section is guilty of a Class A misdemeanor, if
3 at the time of the violation the person's driver's license or
4 permit was cancelled under clause (a)9 of Section 6-201 of this
5 Code.

6 (c) Any person licensed as a driver hereunder shall not be
7 required by any city, village, incorporated town or other
8 municipal corporation to obtain any other license to exercise
9 the privilege thereby granted.

10 (d) In addition to other penalties imposed under this
11 Section, any person in violation of this Section who is also in
12 violation of Section 7-601 of this Code relating to mandatory
13 insurance requirements shall have his or her motor vehicle
14 immediately impounded by the arresting law enforcement
15 officer. The motor vehicle may be released to any licensed
16 driver upon a showing of proof of insurance for the motor
17 vehicle that was impounded and the notarized written consent
18 for the release by the vehicle owner.

19 (e) In addition to other penalties imposed under this
20 Section, the vehicle of any person in violation of this Section
21 who is also in violation of Section 7-601 of this Code relating
22 to mandatory insurance requirements and who, in violating this
23 Section, has caused death or personal injury to another person
24 is subject to forfeiture under Sections 36-1 and 36-2 of the
25 Criminal Code of 2012. For the purposes of this Section, a
26 personal injury shall include any type A injury as indicated on

1 the traffic accident report completed by a law enforcement
2 officer that requires immediate professional attention in
3 either a doctor's office or a medical facility. A type A injury
4 shall include severely bleeding wounds, distorted extremities,
5 and injuries that require the injured party to be carried from
6 the scene.

7 (f) Beginning not later than July 1, 2016, and subject to
8 appropriation, the Secretary of State shall comply with the
9 provisions of the federal REAL ID Act of 2005 (P.L. 109-13) in
10 the issuance of driver's licenses and permits. The Secretary
11 may adopt all administrative rules necessary to implement the
12 federal REAL ID Act of 2005.

13 (Source: P.A. 97-229, eff. 7-28-11; 97-1150, eff. 1-25-13;
14 98-176, eff. 7-8-15 (see Section 10 of P.A. 98-722 for the
15 effective date of changes made by P.A. 98-176).)

16 (625 ILCS 5/6-103) (from Ch. 95 1/2, par. 6-103)

17 Sec. 6-103. What persons shall not be licensed as drivers
18 or granted permits. The Secretary of State shall not issue,
19 renew, or allow the retention of any driver's license nor issue
20 any permit under this Code:

21 1. To any person, as a driver, who is under the age of
22 18 years except as provided in Section 6-107, and except
23 that an instruction permit may be issued under Section
24 6-107.1 to a child who is not less than 15 years of age if
25 the child is enrolled in an approved driver education

1 course as defined in Section 1-103 of this Code and
2 requires an instruction permit to participate therein,
3 except that an instruction permit may be issued under the
4 provisions of Section 6-107.1 to a child who is 17 years
5 and 3 months of age without the child having enrolled in an
6 approved driver education course and except that an
7 instruction permit may be issued to a child who is at least
8 15 years and 3 months of age, is enrolled in school, meets
9 the educational requirements of the Driver Education Act,
10 and has passed examinations the Secretary of State in his
11 or her discretion may prescribe;

12 1.5. To any person at least 18 years of age but less
13 than 21 years of age unless the person has, in addition to
14 any other requirements of this Code, successfully
15 completed an adult driver education course as provided in
16 Section 6-107.5 of this Code;

17 2. To any person who is under the age of 18 as an
18 operator of a motorcycle other than a motor driven cycle
19 unless the person has, in addition to meeting the
20 provisions of Section 6-107 of this Code, successfully
21 completed a motorcycle training course approved by the
22 Illinois Department of Transportation and successfully
23 completes the required Secretary of State's motorcycle
24 driver's examination;

25 3. To any person, as a driver, whose driver's license
26 or permit has been suspended, during the suspension, nor to

1 any person whose driver's license or permit has been
2 revoked, except as provided in Sections 6-205, 6-206, and
3 6-208;

4 4. To any person, as a driver, who is a user of alcohol
5 or any other drug to a degree that renders the person
6 incapable of safely driving a motor vehicle;

7 5. To any person, as a driver, who has previously been
8 adjudged to be afflicted with or suffering from any mental
9 or physical disability or disease and who has not at the
10 time of application been restored to competency by the
11 methods provided by law;

12 6. To any person, as a driver, who is required by the
13 Secretary of State to submit an alcohol and drug evaluation
14 or take an examination provided for in this Code unless the
15 person has successfully passed the examination and
16 submitted any required evaluation;

17 7. To any person who is required under the provisions
18 of the laws of this State to deposit security or proof of
19 financial responsibility and who has not deposited the
20 security or proof;

21 8. To any person when the Secretary of State has good
22 cause to believe that the person by reason of physical or
23 mental disability would not be able to safely operate a
24 motor vehicle upon the highways, unless the person shall
25 furnish to the Secretary of State a verified written
26 statement, acceptable to the Secretary of State, from a

1 competent medical specialist, a licensed physician
2 assistant who has been delegated the performance of medical
3 examinations by his or her supervising physician, or a
4 licensed advanced practice nurse who has a written
5 collaborative agreement with a collaborating physician
6 which authorizes him or her to perform medical
7 examinations, to the effect that the operation of a motor
8 vehicle by the person would not be inimical to the public
9 safety;

10 9. To any person, as a driver, who is 69 years of age
11 or older, unless the person has successfully complied with
12 the provisions of Section 6-109;

13 10. To any person convicted, within 12 months of
14 application for a license, of any of the sexual offenses
15 enumerated in paragraph 2 of subsection (b) of Section
16 6-205;

17 11. To any person who is under the age of 21 years with
18 a classification prohibited in paragraph (b) of Section
19 6-104 and to any person who is under the age of 18 years
20 with a classification prohibited in paragraph (c) of
21 Section 6-104;

22 12. To any person who has been either convicted of or
23 adjudicated under the Juvenile Court Act of 1987 based upon
24 a violation of the Cannabis Control Act, the Illinois
25 Controlled Substances Act, or the Methamphetamine Control
26 and Community Protection Act while that person was in

1 actual physical control of a motor vehicle. For purposes of
2 this Section, any person placed on probation under Section
3 10 of the Cannabis Control Act, Section 410 of the Illinois
4 Controlled Substances Act, or Section 70 of the
5 Methamphetamine Control and Community Protection Act shall
6 not be considered convicted. Any person found guilty of
7 this offense, while in actual physical control of a motor
8 vehicle, shall have an entry made in the court record by
9 the judge that this offense did occur while the person was
10 in actual physical control of a motor vehicle and order the
11 clerk of the court to report the violation to the Secretary
12 of State as such. The Secretary of State shall not issue a
13 new license or permit for a period of one year;

14 13. To any person who is under the age of 18 years and
15 who has committed the offense of operating a motor vehicle
16 without a valid license or permit in violation of Section
17 6-101 or a similar out of state offense;

18 14. To any person who is 90 days or more delinquent in
19 court ordered child support payments or has been
20 adjudicated in arrears in an amount equal to 90 days'
21 obligation or more and who has been found in contempt of
22 court for failure to pay the support, subject to the
23 requirements and procedures of Article VII of Chapter 7 of
24 the Illinois Vehicle Code;

25 14.5. To any person certified by the Illinois
26 Department of Healthcare and Family Services as being 90

1 days or more delinquent in payment of support under an
2 order of support entered by a court or administrative body
3 of this or any other State, subject to the requirements and
4 procedures of Article VII of Chapter 7 of this Code
5 regarding those certifications;

6 15. To any person released from a term of imprisonment
7 for violating Section 9-3 of the Criminal Code of 1961 or
8 the Criminal Code of 2012, or a similar provision of a law
9 of another state relating to reckless homicide or for
10 violating subparagraph (F) of paragraph (1) of subsection
11 (d) of Section 11-501 of this Code relating to aggravated
12 driving under the influence of alcohol, other drug or
13 drugs, intoxicating compound or compounds, or any
14 combination thereof, if the violation was the proximate
15 cause of a death, within 24 months of release from a term
16 of imprisonment;

17 16. To any person who, with intent to influence any act
18 related to the issuance of any driver's license or permit,
19 by an employee of the Secretary of State's Office, or the
20 owner or employee of any commercial driver training school
21 licensed by the Secretary of State, or any other individual
22 authorized by the laws of this State to give driving
23 instructions or administer all or part of a driver's
24 license examination, promises or tenders to that person any
25 property or personal advantage which that person is not
26 authorized by law to accept. Any persons promising or

1 tendering such property or personal advantage shall be
2 disqualified from holding any class of driver's license or
3 permit for 120 consecutive days. The Secretary of State
4 shall establish by rule the procedures for implementing
5 this period of disqualification and the procedures by which
6 persons so disqualified may obtain administrative review
7 of the decision to disqualify;

8 17. To any person for whom the Secretary of State
9 cannot verify the accuracy of any information or
10 documentation submitted in application for a driver's
11 license; ~~or~~

12 18. To any person who has been adjudicated under the
13 Juvenile Court Act of 1987 based upon an offense that is
14 determined by the court to have been committed in
15 furtherance of the criminal activities of an organized
16 gang, as provided in Section 5-710 of that Act, and that
17 involved the operation or use of a motor vehicle or the use
18 of a driver's license or permit. The person shall be denied
19 a license or permit for the period determined by the court;

20 or

21 19. To any person, upon the Secretary's implementation
22 of the federal REAL ID Act of 2005, who has been issued an
23 identification card pursuant to the Illinois
24 Identification Card Act. Any such person may, at his or her
25 discretion, surrender the identification card in order to
26 become eligible to obtain a driver's license.

1 The Secretary of State shall retain all conviction
2 information, if the information is required to be held
3 confidential under the Juvenile Court Act of 1987.

4 (Source: P.A. 97-185, eff. 7-22-11; 97-1150, eff. 1-25-13;
5 98-167, eff. 7-1-14; 98-756, eff. 7-16-14.)

6 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

7 Sec. 6-106. Application for license or instruction permit.

8 (a) Every application for any permit or license authorized
9 to be issued under this Code shall be made upon a form
10 furnished by the Secretary of State. Every application shall be
11 accompanied by the proper fee and payment of such fee shall
12 entitle the applicant to not more than 3 attempts to pass the
13 examination within a period of one year after the date of
14 application.

15 (b) Every application shall state the legal name, social
16 security number, zip code, date of birth, sex, and residence
17 address of the applicant; briefly describe the applicant; state
18 whether the applicant has theretofore been licensed as a
19 driver, and, if so, when and by what state or country, and
20 whether any such license has ever been cancelled, suspended,
21 revoked or refused, and, if so, the date and reason for such
22 cancellation, suspension, revocation or refusal; shall include
23 an affirmation by the applicant that all information set forth
24 is true and correct; and shall bear the applicant's signature.
25 In addition to the residence address, the Secretary may allow

1 the applicant to provide a mailing address. In the case of an
2 applicant who is a judicial officer or peace officer, the
3 Secretary may allow the applicant to provide an office or work
4 address in lieu of a residence or mailing address. The
5 application form may also require the statement of such
6 additional relevant information as the Secretary of State shall
7 deem necessary to determine the applicant's competency and
8 eligibility. The Secretary of State may, in his discretion, by
9 rule or regulation, provide that an application for a drivers
10 license or permit may include a suitable photograph of the
11 applicant in the form prescribed by the Secretary, and he may
12 further provide that each drivers license shall include a
13 photograph of the driver. The Secretary of State may utilize a
14 photograph process or system most suitable to deter alteration
15 or improper reproduction of a drivers license and to prevent
16 substitution of another photo thereon. For the purposes of this
17 subsection (b), "peace officer" means any person who by virtue
18 of his or her office or public employment is vested by law with
19 a duty to maintain public order or to make arrests for a
20 violation of any penal statute of this State, whether that duty
21 extends to all violations or is limited to specific violations.

22 (b-5) Upon the Secretary's implementation of the federal
23 REAL ID Act of 2005, all applicants for REAL ID compliant
24 driver's licenses or permits shall provide proof of lawful
25 status as defined in 6 CFR 37.3, as amended. Applicants who are
26 unable to provide the Secretary with proof of lawful status may

1 apply for a driver's license or permit under Section 6-105.1 of
2 this Code.

3 (c) The application form shall include a notice to the
4 applicant of the registration obligations of sex offenders
5 under the Sex Offender Registration Act. The notice shall be
6 provided in a form and manner prescribed by the Secretary of
7 State. For purposes of this subsection (c), "sex offender" has
8 the meaning ascribed to it in Section 2 of the Sex Offender
9 Registration Act.

10 (d) Any male United States citizen or immigrant who applies
11 for any permit or license authorized to be issued under this
12 Code or for a renewal of any permit or license, and who is at
13 least 18 years of age but less than 26 years of age, must be
14 registered in compliance with the requirements of the federal
15 Military Selective Service Act. The Secretary of State must
16 forward in an electronic format the necessary personal
17 information regarding the applicants identified in this
18 subsection (d) to the Selective Service System. The applicant's
19 signature on the application serves as an indication that the
20 applicant either has already registered with the Selective
21 Service System or that he is authorizing the Secretary to
22 forward to the Selective Service System the necessary
23 information for registration. The Secretary must notify the
24 applicant at the time of application that his signature
25 constitutes consent to registration with the Selective Service
26 System, if he is not already registered.

1 (e) Beginning on or before July 1, 2015, for each original
2 or renewal driver's license application under this Code, the
3 Secretary shall inquire as to whether the applicant is a
4 veteran for purposes of issuing a driver's license with a
5 veteran designation under subsection (e-5) of Section 6-110 of
6 this Code. The acceptable forms of proof shall include, but are
7 not limited to, Department of Defense form DD-214. The
8 Secretary shall determine by rule what other forms of proof of
9 a person's status as a veteran are acceptable.

10 The Illinois Department of Veterans' Affairs shall confirm
11 the status of the applicant as an honorably discharged veteran
12 before the Secretary may issue the driver's license.

13 For purposes of this subsection (e):

14 "Active duty" means active duty under an executive order of
15 the President of the United States, an Act of the Congress of
16 the United States, or an order of the Governor.

17 "Armed forces" means any of the Armed Forces of the United
18 States, including a member of any reserve component or National
19 Guard unit called to active duty.

20 "Veteran" means a person who has served on active duty in
21 the armed forces and was discharged or separated under
22 honorable conditions.

23 (Source: P.A. 97-263, eff. 8-5-11; 97-739, eff. 1-1-13; 97-847,
24 eff. 1-1-13; 98-323, eff. 1-1-14; 98-463, eff. 8-16-13; 98-756,
25 eff. 7-16-14.)

1 Section 95. No acceleration or delay. Where this Act makes
2 changes in a statute that is represented in this Act by text
3 that is not yet or no longer in effect (for example, a Section
4 represented by multiple versions), the use of that text does
5 not accelerate or delay the taking effect of (i) the changes
6 made by this Act or (ii) provisions derived from any other
7 Public Act.

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2		Statutes amended in order of appearance
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4	15 ILCS 335/5	from Ch. 124, par. 25
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6	625 ILCS 5/6-101	from Ch. 95 1/2, par. 6-101
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