



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB4199

by Rep. Tony M. McCombie

SYNOPSIS AS INTRODUCED:

5 ILCS 230/10	
10 ILCS 5/1A-16.1	
15 ILCS 335/1A	
15 ILCS 335/2	from Ch. 124, par. 22
15 ILCS 335/4	from Ch. 124, par. 24
15 ILCS 335/4D	
15 ILCS 335/5	
15 ILCS 335/11	from Ch. 124, par. 31
625 ILCS 5/6-100	from Ch. 95 1/2, par. 6-100
625 ILCS 5/6-100.5	
625 ILCS 5/6-105.1	
625 ILCS 5/6-106	from Ch. 95 1/2, par. 6-106
625 ILCS 5/6-110.1	
625 ILCS 5/6-110.2	
625 ILCS 5/6-121	
625 ILCS 5/6-122	
625 ILCS 5/6-110.3 rep.	

Amends the Consular Identification Document Act, the Election Code, the Illinois Identification Card Act, and the Illinois Vehicle Code. Repeals the changes made by and restores language removed by Public Act 103-210 regarding temporary visitor's driver's licenses and non-compliant licenses. Effective immediately.

LRB104 16010 LNS 29262 b

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 Consular Identification Document Act is
5 amended by changing Section 10 as follows:

6 (5 ILCS 230/10)

7 Sec. 10. Acceptance of consular identification document.

8 (a) When requiring members of the public to provide
9 identification, each State agency and officer and unit of
10 local government shall accept a consular identification
11 document as valid identification of a person.

12 (b) A consular identification document shall be accepted
13 for purposes of identification only and does not convey an
14 independent right to receive benefits of any type.

15 (c) A consular identification document may not be accepted
16 as identification for obtaining ~~a REAL ID compliant~~ driver's
17 license other than a temporary visitor's driver's license, ~~as~~
18 ~~defined by Section 6-100 of the Illinois Vehicle Code,~~ or
19 registering to vote.

20 (d) A consular identification document does not establish
21 or indicate lawful U.S. immigration status and may not be
22 viewed as valid for that purpose, nor does a consular
23 identification document establish a foreign national's right

1 to be in the United States or remain in the United States.

2 (e) The requirements of subsection (a) do not apply if:

3 (1) a federal law, regulation, or directive or a
4 federal court decision requires a State agency or officer
5 or a unit of local government to obtain different
6 identification;

7 (2) a federal law, regulation, or directive preempts
8 state regulation of identification requirements; or

9 (3) a State agency or officer or a unit of local
10 government would be unable to comply with a condition
11 imposed by a funding source which would cause the State
12 agency or officer or unit of local government to lose
13 funds from that source.

14 (f) Nothing in subsection (a) shall be construed to
15 prohibit a State agency or officer or a unit of local
16 government from:

17 (1) requiring additional information from persons in
18 order to verify a current address or other facts that
19 would enable the State agency or officer or unit of local
20 government to fulfill its responsibilities, except that
21 this paragraph (1) does not permit a State agency or
22 officer or a unit of local government to require
23 additional information solely in order to establish
24 identification of the person when the consular
25 identification document is the form of identification
26 presented;

1 (2) requiring fingerprints for identification purposes
2 under circumstances where the State agency or officer or
3 unit of local government also requires fingerprints from
4 persons who have a driver's license or Illinois
5 Identification Card; or

6 (3) requiring additional evidence of identification if
7 the State agency or officer or unit of local government
8 reasonably believes that: (A) the consular identification
9 document is forged, fraudulent, or altered; or (B) the
10 holder does not appear to be the same person on the
11 consular identification document.

12 (Source: P.A. 103-210, eff. 7-1-24; 103-605, eff. 7-1-24.)

13 Section 10. The Election Code is amended by changing
14 Section 1A-16.1 as follows:

15 (10 ILCS 5/1A-16.1)

16 Sec. 1A-16.1. Automatic voter registration; Secretary of
17 State.

18 (a) The Office of the Secretary of State and the State
19 Board of Elections, pursuant to an interagency contract and
20 jointly adopted rules, shall establish an automatic voter
21 registration program that satisfies the requirements of this
22 Section and other applicable law.

23 (b) If an application, an application for renewal, a
24 change of address form, or a recertification form for a

1 driver's license, other than a temporary visitor's driver's
2 license, or a State identification card issued by the Office
3 of the Secretary of State meets the requirements of the
4 federal REAL ID Act of 2005, then that application shall serve
5 as a dual-purpose application. The dual-purpose application
6 shall:

7 (1) also serve as an application to register to vote
8 in Illinois;

9 (2) allow an applicant to change his or her registered
10 residence address or name as it appears on the voter
11 registration rolls;

12 (3) provide the applicant with an opportunity to
13 affirmatively decline to register to vote or to change his
14 or her registered residence address or name by providing a
15 check box on the application form without requiring the
16 applicant to state the reason; and

17 (4) unless the applicant declines to register to vote
18 or change his or her registered residence address or name,
19 require the applicant to attest, by signature under
20 penalty of perjury as described in subsection (e) of this
21 Section, to meeting the qualifications to register to vote
22 in Illinois at his or her residence address as indicated
23 on his or her driver's license or identification card
24 dual-purpose application.

25 (b-5) If an application, an application for renewal, a
26 change of address form, or a recertification form for a

1 driver's license, other than a temporary visitor's driver's
2 license, or a State identification card issued by the Office
3 of the Secretary of State, ~~other than an application or form~~
4 ~~that pertains to a standard driver's license or identification~~
5 ~~card and does not list a social security number for the~~
6 ~~applicant~~, does not meet the requirements of the federal REAL
7 ID Act of 2005, then that application shall serve as a
8 dual-purpose application. The dual-purpose application shall:

9 (1) also serve as an application to register to vote
10 in Illinois;

11 (2) allow an applicant to change his or her registered
12 residence address or name as it appears on the voter
13 registration rolls; and

14 (3) if the applicant chooses to register to vote or to
15 change his or her registered residence address or name,
16 then require the applicant to attest, by a separate
17 signature under penalty of perjury, to meeting the
18 qualifications to register to vote in Illinois at his or
19 her residence address as indicated on his or her
20 dual-purpose application.

21 (b-10) The Office of the Secretary of State shall clearly
22 and conspicuously inform each applicant in writing: (i) of the
23 qualifications to register to vote in Illinois, (ii) of the
24 penalties provided by law for submission of a false voter
25 registration application, (iii) that, unless the applicant
26 declines to register to vote or update his or her voter

1 registration, his or her dual-purpose application shall also
2 serve as both an application to register to vote and his or her
3 attestation that he or she meets the eligibility requirements
4 for voter registration, and that his or her application to
5 register to vote or update his or her registration will be
6 transmitted to the State Board of Elections for the purpose of
7 registering the person to vote at the residence address to be
8 indicated on his or her driver's license or identification
9 card, and (iv) that declining to register to vote is
10 confidential and will not affect any services the person may
11 be seeking from the Office of the Secretary of State.

12 (c) The Office of the Secretary of State shall review
13 information provided to the Office of the Secretary of State
14 by the State Board of Elections to inform each applicant for a
15 driver's license or permit, other than a temporary visitor's
16 driver's license, or a State identification card issued by the
17 Office of the Secretary of State, ~~other than an application or~~
18 ~~form that pertains to a standard driver's license or~~
19 ~~identification card and does not list a social security number~~
20 ~~for the applicant~~, whether the applicant is currently
21 registered to vote in Illinois and, if registered, at what
22 address.

23 (d) The Office of the Secretary of State shall not require
24 an applicant for a driver's license or State identification
25 card to provide duplicate identification or information in
26 order to complete an application to register to vote or change

1 his or her registered residence address or name. Before
2 transmitting any personal information about an applicant to
3 the State Board of Elections, the Office of the Secretary of
4 State shall review its records of the identification documents
5 the applicant provided in order to complete the application
6 for a driver's license or State identification card to confirm
7 that nothing in those documents indicates that the applicant
8 does not satisfy the qualifications to register to vote in
9 Illinois at his or her residence address.

10 (e) A completed, signed application for (i) a driver's
11 license or permit, other than a temporary visitor's driver's
12 license, or a State identification card issued by the Office
13 of the Secretary of State, that meets the requirements of the
14 federal REAL ID Act of 2005; or (ii) a completed application
15 under subsection (b-5) of this Section with a separate
16 signature attesting the applicant meets the qualifications to
17 register to vote in Illinois at his or her residence address as
18 indicated on his or her application shall constitute a signed
19 application to register to vote in Illinois at the residence
20 address indicated in the application unless the person
21 affirmatively declined in the application to register to vote
22 or to change his or her registered residence address or name.
23 If the identification documents provided to complete the
24 dual-purpose application indicate that he or she does not
25 satisfy the qualifications to register to vote in Illinois at
26 his or her residence address, the application shall be marked

1 as incomplete.

2 (f) For each completed and signed application that
3 constitutes an application to register to vote in Illinois or
4 provides for a change in the applicant's registered residence
5 address or name, the Office of the Secretary of State shall
6 electronically transmit to the State Board of Elections
7 personal information needed to complete the person's
8 registration to vote in Illinois at his or her residence
9 address. The application to register to vote shall be
10 processed in accordance with Section 1A-16.7.

11 (g) If the federal REAL ID Act of 2005 is repealed,
12 abrogated, superseded, or otherwise no longer in effect, then
13 the State Board of Elections shall establish criteria for
14 determining reliable personal information indicating
15 citizenship status and shall adopt rules as necessary for the
16 Secretary of State to continue processing dual-purpose
17 applications under this Section.

18 (h) As used in this Section, "dual-purpose application"
19 means an application, an application for renewal, a change of
20 address form, or a recertification form for driver's license
21 or permit, other than a temporary visitor's driver's license,
22 or a State identification card offered by the Secretary of
23 State, ~~other than an application or form that pertains to a~~
24 ~~standard driver's license or identification card and does not~~
25 ~~list a social security number for the applicant,~~ that also
26 serves as an application to register to vote in Illinois.

1 "Dual-purpose application" does not mean an application under
2 subsection (c) of Section 6-109 of the Illinois Vehicle Code.
3 (Source: P.A. 103-210, eff. 7-1-24; 103-605, eff. 7-1-24.)

4 Section 15. The Illinois Identification Card Act is
5 amended by changing Sections 1A, 2, 4, 4D, 5, and 11 as
6 follows:

7 (15 ILCS 335/1A)

8 Sec. 1A. Definitions. As used in this Act:

9 "Highly restricted personal information" means an
10 individual's photograph, signature, social security number,
11 and medical or disability information.

12 "Identification card making implement" means any material,
13 hardware, or software that is specifically designed for or
14 primarily used in the manufacture, assembly, issuance, or
15 authentication of an official identification card issued by
16 the Secretary of State.

17 "Fraudulent identification card" means any identification
18 card that purports to be an official identification card for
19 which a computerized number and file have not been created by
20 the Secretary of State, the United States Government or any
21 state or political subdivision thereof, or any governmental or
22 quasi-governmental organization. For the purpose of this Act,
23 any identification card that resembles an official
24 identification card in either size, color, photograph

1 location, or design or uses the word "official", "state",
2 "Illinois", or the name of any other state or political
3 subdivision thereof, or any governmental or quasi-governmental
4 organization individually or in any combination thereof to
5 describe or modify the term "identification card" or "I.D.
6 card" anywhere on the card, or uses a shape in the likeness of
7 Illinois or any other state on the photograph side of the card,
8 is deemed to be a fraudulent identification card unless the
9 words "This is not an official Identification Card", appear
10 prominently upon it in black colored lettering in 12-point
11 type on the photograph side of the card, and no such card shall
12 be smaller in size than 3 inches by 4 inches, and the
13 photograph shall be on the left side of the card only.

14 "Legal name" means the full given name and surname of an
15 individual as recorded at birth, recorded at marriage, or
16 deemed as the correct legal name for use in reporting income by
17 the Social Security Administration or the name as otherwise
18 established through legal action that appears on the
19 associated official document presented to the Secretary of
20 State.

21 "Personally identifying information" means information
22 that identifies an individual, including his or her
23 identification card number, name, address (but not the 5-digit
24 zip code), date of birth, height, weight, hair color, eye
25 color, email address, and telephone number.

26 "Homeless person" or "homeless individual" has the same

1 meaning as defined by the federal McKinney-Vento Homeless
2 Assistance Act, 42 U.S.C. 11302, or 42 U.S.C. 11434a(2).

3 "Youth for whom the Department of Children and Family
4 Services is legally responsible" or "foster child" means a
5 child or youth whose guardianship or custody has been accepted
6 by the Department of Children and Family Services pursuant to
7 the Juvenile Court Act of 1987, the Children and Family
8 Services Act, the Abused and Neglected Child Reporting Act,
9 and the Adoption Act. This applies to children for whom the
10 Department of Children and Family Services has temporary
11 protective custody, custody or guardianship via court order,
12 or children whose parents have signed an adoptive surrender or
13 voluntary placement agreement with the Department.

14 "REAL ID compliant identification card" means a standard
15 Illinois Identification Card or Illinois Person with a
16 Disability Identification Card issued in compliance with the
17 REAL ID Act and implementing regulations. REAL ID compliant
18 identification cards shall bear a security marking approved by
19 the United States Department of Homeland Security.

20 "Non-compliant ~~Standard~~ identification card" means a
21 standard Illinois Identification Card or Illinois Person with
22 a Disability Identification Card issued in a manner which is
23 not compliant with the REAL ID Act and implementing
24 regulations. Non-compliant ~~Standard~~ identification cards shall
25 be marked "Not for Federal Identification" ~~"Federal Limits~~
26 ~~Apply"~~ and shall have a color or design different from the REAL

1 ID compliant identification card.

2 "Limited Term REAL ID compliant identification card" means
3 a REAL ID compliant identification card that is issued to a
4 person who is not a permanent resident or citizen of the United
5 States ~~or an individual who has an approved application for~~
6 ~~asylum in the United States or has entered the United States in~~
7 ~~refugee status~~ and is marked "Limited Term" on the face of the
8 card.

9 (Source: P.A. 103-210, eff. 7-1-24; 103-605, eff. 7-1-24.)

10 (15 ILCS 335/2) (from Ch. 124, par. 22)

11 Sec. 2. Administration and powers and duties of the
12 Administrator.

13 (a) The Secretary of State is the Administrator of this
14 Act, and he is charged with the duty of observing,
15 administering and enforcing the provisions of this Act.

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

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

21 2. From time to time, he may make, amend or rescind
22 rules and regulations as may be in the public interest to
23 implement the Act.

24 3. He may prescribe or provide suitable forms as
25 necessary, including such forms as are necessary to

1 establish that an applicant for an Illinois Person with a
2 Disability Identification Card is a "person with a
3 disability" as defined in Section 4A of this Act, and
4 establish that an applicant for a State identification
5 card is a "homeless person" as defined in Section 1A of
6 this Act.

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

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

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

20 7. He shall require the payment of all fees prescribed
21 in this Act, and all such fees received by him shall be
22 placed in the Road Fund of the State treasury except as
23 otherwise provided in Section 12 of this Act. Whenever any
24 application to the Secretary for an identification card
25 under this Act is accompanied by any fee, as required by
26 law, and the application is denied after a review of

1 eligibility, which may include facial recognition
2 comparison, the applicant shall not be entitled to a
3 refund of any fees paid.

4 8. Beginning July 1, 2017, he shall refuse to issue a
5 REAL ID compliant identification card under this Act to
6 any person who has been issued a REAL ID compliant
7 driver's license under the Illinois Vehicle Code. Any such
8 person may, at his or her discretion, surrender the REAL
9 ID compliant driver's license in order to become eligible
10 to obtain a REAL ID compliant identification card.

11 9. The Secretary may issue both REAL ID compliant
12 identification cards and non-compliant ~~standard~~
13 identification cards, and may permit applicants to
14 designate which type of identification card they wish to
15 receive. All provisions of this Act applicable to
16 non-compliant ~~standard~~ identification cards shall also
17 apply to REAL ID compliant identification cards, except
18 where the provisions are inconsistent with the REAL ID Act
19 and implementing regulations. The Secretary shall
20 establish by rule the date on which issuance of REAL ID
21 compliant identification cards will begin.

22 (Source: P.A. 103-210, eff. 7-1-24.)

23 (15 ILCS 335/4) (from Ch. 124, par. 24)

24 Sec. 4. Identification card.

25 (a) In accordance with the requirements of this Section,

1 the Secretary of State shall issue a standard Illinois
2 Identification Card, as well as a mobile Illinois
3 Identification Card, to any natural person who is a resident
4 of the State of Illinois who applies for such a card, or
5 renewal thereof. No identification card shall be issued to any
6 person who holds a valid foreign state identification card,
7 license, or permit unless the person first surrenders to the
8 Secretary of State the valid foreign state identification
9 card, license, or permit. The card shall be prepared and
10 supplied by the Secretary of State and shall include a
11 photograph and signature or mark of the applicant. However,
12 the Secretary of State may provide by rule for the issuance of
13 Illinois Identification Cards without photographs if the
14 applicant has a bona fide religious objection to being
15 photographed or to the display of his or her photograph. The
16 Illinois Identification Card may be used for identification
17 purposes in any lawful situation only by the person to whom it
18 was issued. As used in this Act, "photograph" means any color
19 photograph or digitally produced and captured image of an
20 applicant for an identification card. As used in this Act,
21 "signature" means the name of a person as written by that
22 person and captured in a manner acceptable to the Secretary of
23 State.

24 (a-5) If an applicant for an identification card has a
25 current driver's license or instruction permit issued by the
26 Secretary of State, the Secretary may require the applicant to

1 utilize the same residence address and name on the
2 identification card, driver's license, and instruction permit
3 records maintained by the Secretary. The Secretary may
4 promulgate rules to implement this provision.

5 (a-10) If the applicant is a judicial officer as defined
6 in Section 1-10 of the Judicial Privacy Act or a peace officer,
7 the applicant may elect to have his or her office or work
8 address listed on the card instead of the applicant's
9 residence or mailing address. The Secretary may promulgate
10 rules to implement this provision. For the purposes of this
11 subsection (a-10), "peace officer" means any person who by
12 virtue of his or her office or public employment is vested by
13 law with a duty to maintain public order or to make arrests for
14 a violation of any penal statute of this State, whether that
15 duty extends to all violations or is limited to specific
16 violations.

17 (a-15) The Secretary of State may provide for an expedited
18 process for the issuance of an Illinois Identification Card.
19 The Secretary shall charge an additional fee for the expedited
20 issuance of an Illinois Identification Card, to be set by
21 rule, not to exceed \$75. All fees collected by the Secretary
22 for expedited Illinois Identification Card service shall be
23 deposited into the Secretary of State Special Services Fund.
24 The Secretary may adopt rules regarding the eligibility,
25 process, and fee for an expedited Illinois Identification
26 Card. If the Secretary of State determines that the volume of

1 expedited identification card requests received on a given day
2 exceeds the ability of the Secretary to process those requests
3 in an expedited manner, the Secretary may decline to provide
4 expedited services, and the additional fee for the expedited
5 service shall be refunded to the applicant.

6 (a-20) The Secretary of State shall issue a standard
7 Illinois Identification Card to a person committed to the
8 Department of Corrections, the Department of Juvenile Justice,
9 a Federal Bureau of Prisons facility located in Illinois, or a
10 county jail or county department of corrections as follows: ~~if~~
11 ~~the person has a social security number,~~

12 (1) A committed person who has previously held an
13 Illinois Identification Card or an Illinois driver's
14 license shall submit an Identification Card verification
15 form to the Secretary of State, including a photograph
16 taken by the correctional facility, proof of residency
17 upon discharge, and a social security number, if the
18 committed person has a social security number. If the
19 committed person does not have a social security number
20 and is eligible for a social security number, the
21 Secretary of State shall not issue a standard Illinois
22 Identification Card until the committed person obtains a
23 social security number. If the committed person's
24 photograph and demographic information matches an existing
25 Illinois Identification Card or Illinois driver's license
26 and the Secretary of State verifies the applicant's social

1 security number with the Social Security Administration,
2 the Secretary of State shall issue the committed person a
3 standard Illinois Identification Card. If the photograph
4 or demographic information matches an existing Illinois
5 Identification Card or Illinois driver's license in
6 another person's name or identity, a standard Illinois
7 Identification Card shall not be issued until the
8 committed person submits a certified birth certificate and
9 social security card to the Secretary of State and the
10 Secretary of State verifies the identity of the committed
11 person. If the Secretary of State cannot find a match to an
12 existing Illinois Identification Card or Illinois driver's
13 license, the committed person may apply for a standard
14 Illinois Identification card as described in paragraph
15 (2).

16 (2) A committed person who has not previously held an
17 Illinois Identification Card or Illinois driver's license
18 or for whom a match cannot be found as described in
19 paragraph (1) shall submit an Illinois Identification Card
20 verification form, including a photograph taken by the
21 correctional facility, a certified birth certificate,
22 proof of residency upon discharge, and a social security
23 number, if the committed has a social security number. If
24 the committed person does not have a social security
25 number and is eligible for a social security number, the
26 Secretary of State shall not issue a standard Illinois

1 Identification Card until the committed person obtains a
2 social security number. If the Secretary of State verifies
3 the applicant's social security number with the Social
4 Security Administration, the Secretary of State shall
5 issue the committed person a standard Illinois
6 Identification Card.

7 The Illinois Identification Card verification form
8 described in this subsection shall be prescribed by the
9 Secretary of State. The Secretary of State and correctional
10 facilities in this State shall establish a secure method to
11 transfer the form.

12 (a-25) The Secretary of State shall issue a limited-term
13 Illinois Identification Card valid for 90 days to a committed
14 person upon release on parole, mandatory supervised release,
15 aftercare release, final discharge, or pardon from the
16 Department of Corrections, the Department of Juvenile Justice,
17 a Federal Bureau of Prisons facility located in Illinois, or a
18 county jail or county department of corrections, if the
19 released person does not obtain a standard Illinois
20 Identification Card as described in subsection (a-20) prior to
21 release but does present a Secretary of State prescribed
22 Identification Card verification form completed by the
23 correctional facility, verifying the released person's date of
24 birth, social security number, ~~if the person has a social~~
25 ~~security number,~~ and his or her Illinois residence address.
26 The verification form must have been completed no more than 30

1 days prior to the date of application for the Illinois
2 Identification Card.

3 Prior to the expiration of the 90-day period of the
4 limited-term Illinois Identification Card, if the released
5 person submits to the Secretary of State a certified copy of
6 his or her birth certificate and his or her social security
7 card, ~~if the person has a social security number,~~ or other
8 documents authorized by the Secretary, a standard Illinois
9 Identification Card shall be issued. A limited-term Illinois
10 Identification Card may not be renewed.

11 This subsection shall not apply to a released person who
12 was unable to obtain a standard Illinois Identification Card
13 because his or her photograph or demographic information
14 matched an existing Illinois Identification Card or Illinois
15 driver's license in another person's name or identity or to a
16 released person who does not have a social security number and
17 is eligible for a social security number.

18 (a-30) The Secretary of State shall issue a standard
19 Illinois Identification Card to a person upon conditional
20 release or absolute discharge from the custody of the
21 Department of Human Services, if the person presents a
22 certified copy of his or her birth certificate, social
23 security card, ~~if the person has a social security number,~~ or
24 other documents authorized by the Secretary, and a document
25 proving his or her Illinois residence address. The Secretary
26 of State shall issue a standard Illinois Identification Card

1 to a person prior to his or her conditional release or absolute
2 discharge if personnel from the Department of Human Services
3 bring the person to a Secretary of State location with the
4 required documents. Documents proving residence address may
5 include any official document of the Department of Human
6 Services showing the person's address after release and a
7 Secretary of State prescribed verification form, which may be
8 executed by personnel of the Department of Human Services.

9 (a-35) The Secretary of State shall issue a limited-term
10 Illinois Identification Card valid for 90 days to a person
11 upon conditional release or absolute discharge from the
12 custody of the Department of Human Services, if the person is
13 unable to present a certified copy of his or her birth
14 certificate and social security card, ~~if the person has a~~
15 ~~social security number,~~ or other documents authorized by the
16 Secretary, but does present a Secretary of State prescribed
17 verification form completed by the Department of Human
18 Services, verifying the person's date of birth and social
19 security number, ~~if the person has a social security number,~~
20 and a document proving his or her Illinois residence address.
21 The verification form must have been completed no more than 30
22 days prior to the date of application for the Illinois
23 Identification Card. The Secretary of State shall issue a
24 limited-term Illinois Identification Card to a person no
25 sooner than 14 days prior to his or her conditional release or
26 absolute discharge if personnel from the Department of Human

1 Services bring the person to a Secretary of State location
2 with the required documents. Documents proving residence
3 address shall include any official document of the Department
4 of Human Services showing the person's address after release
5 and a Secretary of State prescribed verification form, which
6 may be executed by personnel of the Department of Human
7 Services.

8 (b) The Secretary of State shall issue a special Illinois
9 Identification Card, which shall be known as an Illinois
10 Person with a Disability Identification Card, to any natural
11 person who is a resident of the State of Illinois, who is a
12 person with a disability as defined in Section 4A of this Act,
13 who applies for such card, or renewal thereof. No Illinois
14 Person with a Disability Identification Card shall be issued
15 to any person who holds a valid foreign state identification
16 card, license, or permit unless the person first surrenders to
17 the Secretary of State the valid foreign state identification
18 card, license, or permit. The Secretary of State shall charge
19 no fee to issue such card. The card shall be prepared and
20 supplied by the Secretary of State, and shall include a
21 photograph and signature or mark of the applicant, a
22 designation indicating that the card is an Illinois Person
23 with a Disability Identification Card, and shall include a
24 comprehensible designation of the type and classification of
25 the applicant's disability as set out in Section 4A of this
26 Act. However, the Secretary of State may provide by rule for

1 the issuance of Illinois Person with a Disability
2 Identification Cards without photographs if the applicant has
3 a bona fide religious objection to being photographed or to
4 the display of his or her photograph. If the applicant so
5 requests, the card shall include a description of the
6 applicant's disability and any information about the
7 applicant's disability or medical history which the Secretary
8 determines would be helpful to the applicant in securing
9 emergency medical care. If a mark is used in lieu of a
10 signature, such mark shall be affixed to the card in the
11 presence of 2 ~~two~~ witnesses who attest to the authenticity of
12 the mark. The Illinois Person with a Disability Identification
13 Card may be used for identification purposes in any lawful
14 situation by the person to whom it was issued.

15 The Illinois Person with a Disability Identification Card
16 may be used as adequate documentation of disability in lieu of
17 a physician's determination of disability, a determination of
18 disability from a physician assistant, a determination of
19 disability from an advanced practice registered nurse, or any
20 other documentation of disability whenever any State law
21 requires that a person with a disability provide such
22 documentation of disability, however an Illinois Person with a
23 Disability Identification Card shall not qualify the
24 cardholder to participate in any program or to receive any
25 benefit which is not available to all persons with like
26 disabilities. Notwithstanding any other provisions of law, an

1 Illinois Person with a Disability Identification Card, or
2 evidence that the Secretary of State has issued an Illinois
3 Person with a Disability Identification Card, shall not be
4 used by any person other than the person named on such card to
5 prove that the person named on such card is a person with a
6 disability or for any other purpose unless the card is used for
7 the benefit of the person named on such card, and the person
8 named on such card consents to such use at the time the card is
9 so used.

10 An optometrist's determination of a visual disability
11 under Section 4A of this Act is acceptable as documentation
12 for the purpose of issuing an Illinois Person with a
13 Disability Identification Card.

14 When medical information is contained on an Illinois
15 Person with a Disability Identification Card, the Office of
16 the Secretary of State shall not be liable for any actions
17 taken based upon that medical information.

18 (c) The Secretary of State shall provide that each
19 original or renewal Illinois Identification Card or Illinois
20 Person with a Disability Identification Card issued to a
21 person under the age of 21 shall be of a distinct nature from
22 those Illinois Identification Cards or Illinois Person with a
23 Disability Identification Cards issued to individuals 21 years
24 of age or older. The color designated for Illinois
25 Identification Cards or Illinois Person with a Disability
26 Identification Cards for persons under the age of 21 shall be

1 at the discretion of the Secretary of State.

2 (c-1) Each original or renewal Illinois Identification
3 Card or Illinois Person with a Disability Identification Card
4 issued to a person under the age of 21 shall display the date
5 upon which the person becomes 18 years of age and the date upon
6 which the person becomes 21 years of age.

7 (c-3) The General Assembly recognizes the need to identify
8 military veterans living in this State for the purpose of
9 ensuring that they receive all of the services and benefits to
10 which they are legally entitled, including healthcare,
11 education assistance, and job placement. To assist the State
12 in identifying these veterans and delivering these vital
13 services and benefits, the Secretary of State is authorized to
14 issue Illinois Identification Cards and Illinois Person with a
15 Disability Identification Cards with the word "veteran"
16 appearing on the face of the cards. This authorization is
17 predicated on the unique status of veterans. The Secretary may
18 not issue any other identification card which identifies an
19 occupation, status, affiliation, hobby, or other unique
20 characteristics of the identification card holder which is
21 unrelated to the purpose of the identification card.

22 (c-5) Beginning on or before July 1, 2015, the Secretary
23 of State shall designate a space on each original or renewal
24 identification card where, at the request of the applicant,
25 the word "veteran" shall be placed. The veteran designation
26 shall be available to a person identified as a veteran under

1 subsection (b) of Section 5 of this Act who was discharged or
2 separated under honorable conditions.

3 (d) The Secretary of State may issue a Senior Citizen
4 discount card, to any natural person who is a resident of the
5 State of Illinois who is 60 years of age or older and who
6 applies for such a card or renewal thereof. The Secretary of
7 State shall charge no fee to issue such card. The card shall be
8 issued in every county and applications shall be made
9 available at, but not limited to, nutrition sites, senior
10 citizen centers and Area Agencies on Aging. The applicant,
11 upon receipt of such card and prior to its use for any purpose,
12 shall have affixed thereon in the space provided therefor his
13 signature or mark.

14 (e) The Secretary of State, in his or her discretion, may
15 designate on each Illinois Identification Card or Illinois
16 Person with a Disability Identification Card a space where the
17 card holder may place a sticker or decal, issued by the
18 Secretary of State, of uniform size as the Secretary may
19 specify, that shall indicate in appropriate language that the
20 card holder has renewed his or her Illinois Identification
21 Card or Illinois Person with a Disability Identification Card.

22 (f)(1) The Secretary of State may issue a mobile
23 identification card to an individual who is otherwise eligible
24 to hold a physical credential in addition to, and not instead
25 of, an identification card if the Secretary of State has
26 issued an identification card to the person. The data elements

1 that are used to build an electronic credential must match the
2 individual's current Department record.

3 (2) The Secretary may enter into agreements or contract
4 with an agency of the State, another state, the United States,
5 or a third party to facilitate the issuance, use, and
6 verification of a mobile identification card issued by the
7 Secretary or another state.

8 (3) Any mobile identification card issued by the Secretary
9 shall be in accordance with the most recent AAMVA standards.

10 (4) The Secretary shall design the mobile identification
11 card in a manner that allows the credential holder to maintain
12 physical possession of the device on which the mobile
13 identification card is accessed during verification.

14 (g) The verification process shall be implemented to
15 require:

16 (1) the relying parties to authenticate electronic
17 credentials in accordance with applicable AAMVA standards
18 prior to acceptance of the electronic credential;

19 (2) the Secretary to ensure that electronic credential
20 data is subject to all jurisdictional data security and
21 privacy protection laws and regulations; and

22 (3) the relying parties to request only electronic
23 credential data elements that are necessary to complete
24 the transaction for which data is being requested.

25 (h) Privacy and tracking of data shall be restricted by
26 implementing the following requirements:

1 (1) the relying parties shall retain only electronic
2 credential data elements for which the relying party
3 explicitly obtained consent from the electronic credential
4 holder and shall inform the electronic credential holder
5 of the use and retention period of the electronic data
6 elements;

7 (2) the Secretary shall use an electronic credential
8 system that is designed to maximize the privacy of the
9 credential holder in accordance with State and federal law
10 and shall not track or compile information without the
11 credential holder's consent; and

12 (3) the Department shall only compile and disclose
13 information regarding the use of the credential as
14 required by State or federal law.

15 (i)(1) The electronic credential holder shall be required
16 to have the holder's ~~their~~ physical credential on the holder's
17 ~~their~~ person for all purposes for which an identification card
18 is required. No person, public entity, private entity, or
19 agency shall establish a policy that requires an electronic
20 credential instead of a physical credential.

21 (2) Electronic credential systems shall be designed so
22 that there is no requirement for the electronic credential
23 holder to display or relinquish possession of the credential
24 holder's mobile device to relying parties for the acceptance
25 of an electronic credential.

26 (3) When required by law and upon request by law

1 enforcement, a credential holder must provide the credential
2 holder's physical credential.

3 (4) Any law or regulation that requires an individual to
4 surrender the individual's ~~their~~ physical credential to law
5 enforcement does not apply to the device on which an
6 electronic credential has been provisioned.

7 (j) A person may be required to produce when so requested a
8 physical identification card to a law enforcement officer, a
9 representative of a State or federal department or agency, or
10 a private entity and is subject to all applicable laws and
11 consequences for failure to produce such an identification
12 card.

13 (k) The Secretary of State shall adopt such rules as are
14 necessary to implement a mobile identification card.

15 (l) The display of a mobile identification card shall not
16 serve as consent or authorization for a law enforcement
17 officer, or any other person, to search, view, or access any
18 other data or application on the mobile device. If a person
19 presents the person's mobile device to a law enforcement
20 officer for purposes of displaying a mobile identification
21 card, the law enforcement officer shall promptly return the
22 mobile device to the person once the officer has had an
23 opportunity to verify the identity of the person. Except for
24 willful and wanton misconduct, any law enforcement officer,
25 court, or officer of the court presented with the device shall
26 be immune from any liability resulting from damage to the

1 mobile device.

2 (m) The fee to install the application to display a mobile
3 identification card as defined in this subsection shall not
4 exceed \$6.

5 (n) As used in this Section:

6 "AAMVA" means the American Association of Motor Vehicle
7 Administrators.

8 "Credential" means a driver's license, learner's permit,
9 or identification card.

10 "Credential holder" means the individual to whom a mobile
11 driver's license or a mobile identification card is issued.

12 "Data element" means a distinct component of a customer's
13 information that is found on the Department's customer record.

14 "Department" means the Secretary of State Department of
15 Driver Services.

16 "Electronic credential" means an electronic extension of
17 the departmental issued physical credential that conveys
18 identity and complies with AAMVA's mobile driver license
19 Implementation guidelines and the ISO/IEC 18013-5 standard.

20 "Electronic credential system" means a digital process
21 that includes a method for provisioning electronic
22 credentials, requesting and transmitting electronic credential
23 data elements, and performing tasks to maintain the system.

24 "Full profile" means all the information provided on an
25 identification card.

26 "ISO" means the International Organization for

1 Standardization, which creates uniform processes and
2 procedures.

3 "Limited profile" means a portion of the information
4 provided on an Identification Card.

5 "Mobile identification card" means a data file that is
6 available on any mobile device that has connectivity to the
7 Internet through an application that allows the mobile device
8 to download the data file from the Secretary of State, that
9 contains all the data elements visible on the face and back of
10 an identification card, and that displays the current status
11 of the identification card. "Mobile identification card" does
12 not include a copy, photograph, or image of an Illinois
13 Identification Card that is not downloaded through the
14 application on a mobile device.

15 "Physical credential" means a Department-issued ~~Department~~
16 ~~issued~~ document that conveys identity in accordance with the
17 Illinois Identification Card Act.

18 "Provision" means the initial loading of an electronic
19 credential onto a device.

20 "Relying party" means the entity to which the credential
21 holder presents the electronic credential.

22 "Verification process" means a method of authenticating
23 the electronic credential through the use of secured
24 encryption communication.

25 (o) ~~(f)~~ Upon providing the required documentation, at the
26 request of the applicant, the identification card may reflect

1 Gold Star Family designation. The Secretary shall designate a
2 space on each original or renewal of an identification card
3 for such designation. This designation shall be available to a
4 person eligible for Gold Star license plates under subsection
5 (f) of Section 6-106 of the Illinois Vehicle Code.

6 (Source: P.A. 102-299, eff. 8-6-21; 103-210, eff. 7-1-24;
7 103-345, eff. 1-1-24; 103-605, eff. 7-1-24; 103-782, eff.
8 8-6-24; 103-824, eff. 1-1-25; 103-933, eff. 1-1-25; revised
9 11-26-24.)

10 (15 ILCS 335/4D)

11 Sec. 4D. Issuance of confidential identification cards.

12 (a) Requirements for use of confidential identification
13 cards. Confidential identification cards may be issued to
14 local, state, and federal government agencies for bona fide
15 law enforcement purposes. The identification cards may be
16 issued in fictitious names and addresses, and may be used only
17 in confidential, investigative, or undercover law enforcement
18 operations. Confidential identification cards may be issued as
19 REAL ID compliant or non-compliant ~~standard~~ identification
20 cards.

21 (b) Application procedures for confidential identification
22 cards:

23 (1) Applications by local, state, and federal
24 government agencies for confidential identification cards
25 must be made to the Secretary of State Police Department

1 on a form and in a manner prescribed by the Secretary of
2 State Police Department.

3 (2) The application form must include information, as
4 specific as possible without compromising investigations
5 or techniques, setting forth the need for the
6 identification cards and the uses to which the
7 identification cards will be limited.

8 (3) The application form must be signed and verified
9 by the local, state, or federal government agency head or
10 designee.

11 (4) Information maintained by the Secretary of State
12 Police Department for confidential identification cards
13 must show the fictitious names and addresses on all
14 records subject to public disclosure. All other
15 information concerning these confidential identification
16 cards are exempt from disclosure unless the disclosure is
17 ordered by a court of competent jurisdiction.

18 (c) Cancellation procedures for confidential
19 identification cards:

20 (1) The Secretary of State Police Department may
21 cancel or refuse to renew confidential identification
22 cards when they have reasonable cause to believe the cards
23 are being used for purposes other than those set forth in
24 the application form or authorized by this Section.

25 (2) A government agency must request cancellation of
26 confidential identification cards that are no longer

1 required for the purposes for which they were issued.

2 (3) Upon the request of the Secretary of State Police
3 Department, all cancelled confidential identification
4 cards must be promptly returned to the Secretary of State
5 Police Department by the government agency to which they
6 were issued.

7 (Source: P.A. 103-210, eff. 7-1-24.)

8 (15 ILCS 335/5)

9 Sec. 5. Applications.

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

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

25 (a-5) Upon the first issuance of a request for proposals
26 for a digital driver's license and identification card

1 issuance and facial recognition system issued after January 1,
2 2020 (the effective date of Public Act 101-513), and upon
3 implementation of a new or revised system procured pursuant to
4 that request for proposals, the Secretary shall permit
5 applicants to choose between "male", "female", or "non-binary"
6 when designating the applicant's sex on the identification
7 card application form. The sex designated by the applicant
8 shall be displayed on the identification card issued to the
9 applicant.

10 (b) Beginning on or before July 1, 2015, for each original
11 or renewal identification card application under this Act, the
12 Secretary shall inquire as to whether the applicant is a
13 veteran for purposes of issuing an identification card with a
14 veteran designation under subsection (c-5) of Section 4 of
15 this Act. The acceptable forms of proof shall include, but are
16 not limited to, Department of Defense form DD-214, Department
17 of Defense form DD-256 for applicants who did not receive a
18 form DD-214 upon the completion of initial basic training,
19 Department of Defense form DD-2 (Retired), an identification
20 card issued under the federal Veterans Identification Card Act
21 of 2015, or a United States Department of Veterans Affairs
22 summary of benefits letter. If the document cannot be stamped,
23 the Illinois Department of Veterans' Affairs shall provide a
24 certificate to the veteran to provide to the Secretary of
25 State. The Illinois Department of Veterans' Affairs shall
26 advise the Secretary as to what other forms of proof of a

1 person's status as a veteran are acceptable.

2 For each applicant who is issued an identification card
3 with a veteran designation, the Secretary shall provide the
4 Department of Veterans' Affairs with the applicant's name,
5 address, date of birth, gender, and such other demographic
6 information as agreed to by the Secretary and the Department.
7 The Department may take steps necessary to confirm the
8 applicant is a veteran. If after due diligence, including
9 writing to the applicant at the address provided by the
10 Secretary, the Department is unable to verify the applicant's
11 veteran status, the Department shall inform the Secretary, who
12 shall notify the applicant that he or she must confirm status
13 as a veteran, or the identification card will be canceled
14 ~~cancelled~~.

15 For purposes of this subsection (b):

16 "Armed forces" means any of the Armed Forces of the United
17 States, including a member of any reserve component or
18 National Guard unit.

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

22 (b-1) An applicant who is eligible for Gold Star license
23 plates under Section 3-664 of the Illinois Vehicle Code may
24 apply for an identification card with space for a designation
25 as a Gold Star Family. The Secretary may waive any fee for this
26 application. If the Secretary does not waive the fee, any fee

1 charged to the applicant must be deposited into the Illinois
2 Veterans Assistance Fund. The Secretary is authorized to issue
3 rules to implement this subsection.

4 (c) All applicants for REAL ID compliant standard Illinois
5 Identification Cards and Illinois Person with a Disability
6 Identification Cards shall provide proof of lawful status in
7 the United States as defined in 6 CFR 37.3, as amended.
8 Applicants who are unable to provide the Secretary with proof
9 of lawful status are ineligible for REAL ID compliant
10 identification cards under this Act.

11 (d) (Blank). ~~The Secretary of State may accept, as proof~~
12 ~~of date of birth and written signature for any applicant for a~~
13 ~~standard identification card who does not have a social~~
14 ~~security number or documentation issued by the United States~~
15 ~~Department of Homeland Security authorizing the applicant's~~
16 ~~presence in this country, any passport validly issued to the~~
17 ~~applicant from the applicant's country of citizenship or a~~
18 ~~consular identification document validly issued to the~~
19 ~~applicant by a consulate of that country as defined in Section~~
20 ~~5 of the Consular Identification Document Act. Any such~~
21 ~~documents must be either unexpired or presented by an~~
22 ~~applicant within 2 years of its expiration date.~~

23 (Source: P.A. 102-558, eff. 8-20-21; 103-210, eff. 7-1-24;
24 103-888, eff. 8-9-24; 103-933, eff. 1-1-25; revised 12-1-24.)

1 Sec. 11. Records.

2 (a) The Secretary may make a search of his records and
3 furnish information as to whether a person has a current
4 Standard Illinois Identification Card or an Illinois Person
5 with a Disability Identification Card then on file, upon
6 receipt of a written application therefor accompanied with the
7 prescribed fee. However, the Secretary may not disclose
8 medical information concerning an individual to any person,
9 public agency, private agency, corporation or governmental
10 body unless the individual has submitted a written request for
11 the information or unless the individual has given prior
12 written consent for the release of the information to a
13 specific person or entity. This exception shall not apply to:
14 (1) offices and employees of the Secretary who have a need to
15 know the medical information in performance of their official
16 duties, or (2) orders of a court of competent jurisdiction.
17 When medical information is disclosed by the Secretary in
18 accordance with the provisions of this Section, no liability
19 shall rest with the Office of the Secretary of State as the
20 information is released for informational purposes only.

21 (b) Except as otherwise provided in this Section, the
22 Secretary may release personally identifying information only
23 to:

24 (1) officers and employees of the Secretary who have a
25 need to know that information for issuance of driver's
26 licenses, permits, or identification cards and

1 investigation of fraud or misconduct;

2 (2) other governmental agencies for use in their
3 official governmental functions;

4 (3) law enforcement agencies for a criminal or civil
5 investigation, ~~except as restricted by subsections (g) and~~
6 ~~(h);~~

7 (3-5) the State Board of Elections as may be required
8 by an agreement the State Board of Elections has entered
9 into with a multi-state voter registration list
10 maintenance system; or

11 (4) any entity that the Secretary has authorized, by
12 rule.

13 (c) Except as otherwise provided in this Section, the
14 Secretary may release highly restricted personal information
15 only to:

16 (1) officers and employees of the Secretary who have a
17 need to access the information for the issuance of
18 driver's licenses, permits, or identification cards and
19 investigation of fraud or misconduct;

20 (2) law enforcement officials for a criminal or civil
21 law enforcement investigation, ~~except as restricted by~~
22 ~~subsections (g) and (h);~~

23 (3) the State Board of Elections for the purpose of
24 providing the signature for completion of voter
25 registration; or

26 (4) any other entity the Secretary has authorized by

1 rule.

2 (d) Documents required to be submitted with an application
3 for an identification card to prove the applicant's identity
4 (name and date of birth), social security number ~~or lack of a~~
5 ~~social security number~~, written signature, residency, and, as
6 applicable, proof of lawful citizenship and immigration status
7 ~~and country of citizenship~~ shall be confidential and shall not
8 be disclosed except to the following persons:

9 (1) the individual to whom the identification card was
10 issued, upon written request;

11 (2) officers and employees of the Secretary of State
12 who have a need to have access to the stored images for
13 purposes of issuing and controlling driver's licenses,
14 permits, or identification cards and investigation of
15 fraud or misconduct;

16 (3) law enforcement officials for a civil or criminal
17 law enforcement investigation, ~~except as restricted by~~
18 ~~subsections (g) and (h);~~

19 (4) other entities that the Secretary may authorize by
20 rule.

21 (e) The Secretary may not disclose an individual's social
22 security number or any associated information obtained from
23 the Social Security Administration without the written request
24 or consent of the individual except: (i) to officers and
25 employees of the Secretary who have a need to know the social
26 security number in the performance of their official duties;

1 (ii) ~~except as restricted by subsections (g) and (h)~~ to law
2 enforcement officials for a civil or criminal law enforcement
3 investigation if an officer of the law enforcement agency has
4 made a written request to the Secretary specifying the law
5 enforcement investigation for which the social security number
6 is being sought; (iii) under a lawful court order signed by a
7 judge; (iv) to the Illinois Department of Veterans Affairs for
8 the purpose of confirming veteran status to agencies in other
9 states responsible for the issuance of state identification
10 cards for participation in State-to-State verification
11 service; or (v) the last 4 digits to the Illinois State Board
12 of Elections for purposes of voter registration and as may be
13 required pursuant to an agreement for a multi-state voter
14 registration list maintenance system. The Secretary retains
15 the right to require additional verification regarding the
16 validity of a request from law enforcement. If social security
17 information is disclosed by the Secretary in accordance with
18 this Section, no liability shall rest with the Office of the
19 Secretary of State or any of its officers or employees, as the
20 information is released for official purposes only.

21 (f) The Secretary of State shall not provide facial
22 recognition search services or photographs obtained in the
23 process of issuing an identification card to any federal,
24 State, or local law enforcement agency or other governmental
25 entity for the purpose of enforcing federal immigration laws.
26 This subsection shall not apply to requests from federal,

1 State, or local law enforcement agencies or other governmental
2 entities for facial recognition search services or photographs
3 obtained in the process of issuing a driver's license or
4 permit when the purpose of the request relates to criminal
5 activity other than violations of immigration laws.

6 (g) (Blank). ~~Notwithstanding any other provision of law,~~
7 ~~the Secretary may not release highly restricted personal~~
8 ~~information or personally identifying information or disclose~~
9 ~~documents described in subsection (d) to any immigration~~
10 ~~agent, as defined in Section 10 of the Illinois TRUST Act,~~
11 ~~unless necessary to comply with the following, to the extent~~
12 ~~that production of such information or documents is~~
13 ~~specifically required:~~

14 ~~(1) a lawful court order;~~

15 ~~(2) a judicial warrant signed by a judge appointed~~
16 ~~pursuant to Article III of the Constitution of the United~~
17 ~~States; or~~

18 ~~(3) a subpoena for individual records issued by a~~
19 ~~federal or State court.~~

20 ~~When responding to such a court order, warrant, or~~
21 ~~subpoena, the Secretary shall disclose only those documents or~~
22 ~~information specifically requested. Within 3 business days of~~
23 ~~receiving such a court order, warrant, or subpoena, the~~
24 ~~Secretary shall send a notification to the individual about~~
25 ~~whom such information was requested that a court order,~~
26 ~~warrant, or subpoena was received and the identity of the~~

1 ~~entity that presented the court order, warrant, or subpoena.~~

2 (h) (Blank). ~~The Secretary shall not enter into or~~
3 ~~maintain any agreement regarding the sharing of any highly~~
4 ~~restricted personal information or personally identifying~~
5 ~~information or documents described in subsection (d) unless~~
6 ~~all other parties to such agreement certify that the~~
7 ~~information obtained will not be used for civil immigration~~
8 ~~purposes or knowingly disseminated to any third party for any~~
9 ~~purpose related to civil immigration enforcement.~~

10 (Source: P.A. 103-210, eff. 7-1-24; 104-234, eff. 8-15-25.)

11 Section 20. The Illinois Vehicle Code is amended by
12 changing Sections 6-100, 6-100.5, 6-105.1, 6-106, 6-110.1,
13 6-110.2, 6-121, and 6-122 as follows:

14 (625 ILCS 5/6-100) (from Ch. 95 1/2, par. 6-100)

15 Sec. 6-100. Definitions. For the purposes of this Chapter,
16 the following words shall have the meanings ascribed to them:

17 (a) Application Process. The process of obtaining a
18 driver's license, identification card, or permit. The process
19 begins when a person enters a Secretary of State Driver
20 Services facility and requests a driver's license,
21 identification card or permit.

22 (b) Conviction. A final adjudication of guilty by a court
23 of competent jurisdiction either after a bench trial, trial by
24 jury, plea of guilty, order of forfeiture, or default.

1 (c) Identification Card. A document made or issued by or
2 under the authority of the United States Government, the State
3 of Illinois or any other state or political subdivision
4 thereof, or any governmental or quasi-governmental
5 organization that, when completed with information concerning
6 the individual, is of a type intended or commonly accepted for
7 the purpose of identifying the individual.

8 (d) Non-compliant ~~Standard~~ driver's license. A driver's
9 license issued in a manner which is not compliant with the REAL
10 ID Act and implementing regulations. Non-compliant ~~Standard~~
11 driver's licenses shall be marked "Not for Federal
12 Identification" ~~"Federal Limits Apply"~~ and shall have a color
13 or design different from the REAL ID compliant driver's
14 license.

15 (e) REAL ID compliant driver's license. A driver's license
16 issued in compliance with the REAL ID Act and implementing
17 regulations. REAL ID compliant driver's licenses shall bear a
18 security marking approved by the United States Department of
19 Homeland Security.

20 (f) Limited Term REAL ID compliant driver's license. A
21 REAL ID compliant driver's license issued to a person who is
22 not a permanent resident or citizen of the United States, ~~or an~~
23 ~~individual who has an approved application for asylum in the~~
24 ~~United States or has entered the United States in refugee~~
25 ~~status,~~ and marked "Limited Term" on the face of the license.

26 (Source: P.A. 103-210, eff. 7-1-24.)

1 (625 ILCS 5/6-100.5)

2 Sec. 6-100.5. Issuance of REAL ID compliant and
3 non-compliant ~~standard~~ driver's licenses. The Secretary of
4 State may issue both REAL ID compliant driver's licenses and
5 non-compliant ~~standard~~ driver's licenses, and may permit
6 applicants to designate which type of driver's license they
7 wish to receive. All provisions of this Code applicable to
8 non-compliant ~~standard~~ driver's licenses shall also apply to
9 REAL ID compliant driver's licenses, except where the
10 provisions are inconsistent with the REAL ID Act and
11 implementing regulations. The Secretary shall establish by
12 rule the date on which issuance of REAL ID compliant driver's
13 licenses will begin.

14 (Source: P.A. 103-210, eff. 7-1-24.)

15 (625 ILCS 5/6-105.1)

16 Sec. 6-105.1. Temporary visitor's driver's license.

17 (a) The Secretary of State may issue a temporary visitor's
18 driver's license to a foreign national who (i) resides in this
19 State, (ii) is ineligible to obtain a social security number,
20 and (iii) presents to the Secretary documentation, issued by
21 United States Citizenship and Immigration Services,
22 authorizing the person's presence in this country.

23 (a-5) The Secretary of State may issue a temporary
24 visitor's driver's license to an applicant who (i) has resided

1 in this State for a period in excess of one year, (ii) is
2 ineligible to obtain a social security number, and (iii) is
3 unable to present documentation issued by the United States
4 Citizenship and Immigration Services authorizing the person's
5 presence in this country. The applicant shall submit a valid
6 unexpired passport from the applicant's country of citizenship
7 or a valid unexpired consular identification document issued
8 by a consulate of that country as defined in Section 5 of the
9 Consular Identification Document Act (5 ILCS 230/5).

10 (a-10) Applicants for a temporary visitor's driver's
11 license who are under 18 years of age at the time of
12 application shall be subject to the provisions of Sections
13 6-107 and 6-108 of this Code.

14 (b) A temporary visitor's driver's license issued under
15 subsection (a) is valid for 3 years, or for the period of time
16 the individual is authorized to remain in this country,
17 whichever ends sooner. A temporary visitor's driver's license
18 issued under subsection (a-5) shall be valid for a period of 3
19 years.

20 (b-5) A temporary visitor's driver's license issued under
21 this Section may not be accepted for proof of the holder's
22 identity. A temporary visitor's driver's license issued under
23 this Section shall contain a notice on its face, in
24 capitalized letters, stating that the temporary visitor's
25 driver's license may not be accepted for proof of identity.

26 (c) The Secretary shall adopt rules for implementing this

1 Section, including rules:

2 (1) regarding the design and content of the temporary
3 visitor's driver's license;

4 (2) establishing criteria for proof of identification
5 and residency of an individual applying under subsection
6 (a-5);

7 (3) designating acceptable evidence that an applicant
8 is not eligible for a social security number; and

9 (4) regarding the issuance of temporary visitor's
10 instruction permits.

11 (d) Any person to whom the Secretary of State may issue a
12 temporary visitor's driver's license shall be subject to any
13 and all provisions of this Code and any and all implementing
14 regulations issued by the Secretary of State to the same
15 extent as any person issued a driver's license, unless
16 otherwise provided in this Code or by administrative rule,
17 including but not limited to the examination requirements in
18 Section 6-109 as well as the mandatory insurance requirements
19 and penalties set forth in Article VI of Chapter 7 of this
20 Code.

21 (d-5) A temporary visitor's driver's license is invalid if
22 the holder is unable to provide proof of liability insurance
23 as required by Section 7-601 of this Code upon the request of a
24 law enforcement officer, in which case the holder commits a
25 violation of Section 6-101 of this Code.

26 (e) Temporary visitor's driver's licenses shall be issued

1 from a central location after the Secretary of State has
2 verified the information provided by the applicant.

3 (f) There is created in the State treasury a special fund
4 to be known as the DMV Transformation Fund. All fees collected
5 for the issuance of temporary visitor's driver's licenses
6 shall be deposited into the Fund. These funds shall, subject
7 to appropriation, be used by the Office of the Secretary of
8 State for operational costs, including, but not limited to,
9 personnel, facilities, computer programming, and data
10 transmission.

11 (g) (Blank). ~~No temporary visitor's driver's licenses~~
12 ~~shall be issued after the effective date of this amendatory~~
13 ~~Act of the 103rd General Assembly.~~

14 (Source: P.A. 103-210, eff. 7-1-24; 104-2, eff. 7-1-25.)

15 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

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

17 (a) Every application for any permit or license authorized
18 to be issued under this Code shall be made upon a form
19 furnished by the Secretary of State. Every application shall
20 be accompanied by the proper fee and payment of such fee shall
21 entitle the applicant to not more than 3 attempts to pass the
22 examination within a period of one year after the date of
23 application.

24 (b) Every application shall state the legal name, social
25 security number, zip code, date of birth, sex, and residence

1 address of the applicant; briefly describe the applicant;
2 state whether the applicant has theretofore been licensed as a
3 driver, and, if so, when and by what state or country, and
4 whether any such license has ever been cancelled, suspended,
5 revoked or refused, and, if so, the date and reason for such
6 cancellation, suspension, revocation or refusal; shall include
7 an affirmation by the applicant that all information set forth
8 is true and correct; and shall bear the applicant's signature.
9 In addition to the residence address, the Secretary may allow
10 the applicant to provide a mailing address. In the case of an
11 applicant who is a judicial officer or peace officer, the
12 Secretary may allow the applicant to provide an office or work
13 address in lieu of a residence or mailing address. The
14 application form may also require the statement of such
15 additional relevant information as the Secretary of State
16 shall deem necessary to determine the applicant's competency
17 and eligibility. The Secretary of State may, in his
18 discretion, by rule or regulation, provide that an application
19 for a drivers license or permit may include a suitable
20 photograph of the applicant in the form prescribed by the
21 Secretary, and he may further provide that each drivers
22 license shall include a photograph of the driver. The
23 Secretary of State may utilize a photograph process or system
24 most suitable to deter alteration or improper reproduction of
25 a drivers license and to prevent substitution of another photo
26 thereon. For the purposes of this subsection (b), "peace

1 officer" means any person who by virtue of his or her office or
2 public employment is vested by law with a duty to maintain
3 public order or to make arrests for a violation of any penal
4 statute of this State, whether that duty extends to all
5 violations or is limited to specific violations.

6 (b-1) (Blank). ~~Every application shall state the social~~
7 ~~security number of the applicant; except if the applicant is~~
8 ~~applying for a standard driver's license and, on the date of~~
9 ~~application, is ineligible for a social security number, then:~~

10 ~~(1) if the applicant has documentation, issued by the~~
11 ~~United States Department of Homeland Security, authorizing~~
12 ~~the applicant's presence in this country, the applicant~~
13 ~~shall provide such documentation instead of a social~~
14 ~~security number; and~~

15 ~~(2) if the applicant does not have documentation~~
16 ~~described in paragraph (1), the applicant shall provide,~~
17 ~~instead of a social security number, the following:~~

18 ~~(A) documentation establishing that the applicant~~
19 ~~has resided in this State for a period in excess of one~~
20 ~~year;~~

21 ~~(B) a passport validly issued to the applicant~~
22 ~~from the applicant's country of citizenship or a~~
23 ~~consular identification document validly issued to the~~
24 ~~applicant by a consulate of that country as defined in~~
25 ~~Section 5 of the Consular Identification Document Act,~~
26 ~~as long as such documents are either unexpired or~~

~~presented by an applicant within 2 years of its
expiration date; and~~

~~(C) a social security card, if the applicant has a
social security number.~~

(b-3) Upon the first issuance of a request for proposals for a digital driver's license and identification card issuance and facial recognition system issued after January 1, 2020 (the effective date of Public Act 101-513), and upon implementation of a new or revised system procured pursuant to that request for proposals, the Secretary shall permit applicants to choose between "male", "female" or "non-binary" when designating the applicant's sex on the driver's license application form. The sex designated by the applicant shall be displayed on the driver's license issued to the applicant.

(b-5) Every applicant for a REAL ID compliant driver's license or permit shall provide proof of lawful status in the United States as defined in 6 CFR 37.3, as amended. Applicants who are unable to provide the Secretary with proof of lawful status may apply for a driver's license or permit under Section 6-105.1 of this Code.

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

1 Registration Act.

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

19 (e) Beginning on or before July 1, 2015, for each original
20 or renewal driver's license application under this Code, the
21 Secretary shall inquire as to whether the applicant is a
22 veteran for purposes of issuing a driver's license with a
23 veteran designation under subsection (e-5) of Section 6-110 of
24 this Code. The acceptable forms of proof shall include, but
25 are not limited to, Department of Defense form DD-214,
26 Department of Defense form DD-256 for applicants who did not

1 receive a form DD-214 upon the completion of initial basic
2 training, Department of Defense form DD-2 (Retired), an
3 identification card issued under the federal Veterans
4 Identification Card Act of 2015, or a United States Department
5 of Veterans Affairs summary of benefits letter. If the
6 document cannot be stamped, the Illinois Department of
7 Veterans Affairs shall provide a certificate to the veteran to
8 provide to the Secretary of State. The Illinois Department of
9 Veterans Affairs shall advise the Secretary as to what other
10 forms of proof of a person's status as a veteran are
11 acceptable.

12 For each applicant who is issued a driver's license with a
13 veteran designation, the Secretary shall provide the
14 Department of Veterans Affairs with the applicant's name,
15 address, date of birth, gender and such other demographic
16 information as agreed to by the Secretary and the Department.
17 The Department may take steps necessary to confirm the
18 applicant is a veteran. If after due diligence, including
19 writing to the applicant at the address provided by the
20 Secretary, the Department is unable to verify the applicant's
21 veteran status, the Department shall inform the Secretary, who
22 shall notify the applicant that he or she must confirm status
23 as a veteran, or the driver's license will be cancelled.

24 For purposes of this subsection (e):

25 "Armed forces" means any of the Armed Forces of the United
26 States, including a member of any reserve component or

1 National Guard unit.

2 "Veteran" means a person who has served in the armed
3 forces and was discharged or separated under honorable
4 conditions.

5 (f) An applicant who is eligible for Gold Star license
6 plates under Section 3-664 of this Code may apply for an
7 original or renewal driver's license with space for a
8 designation as a Gold Star Family. The Secretary may waive any
9 fee for this application. If the Secretary does not waive the
10 fee, any fee charged to the applicant must be deposited into
11 the Illinois Veterans Assistance Fund. The Secretary is
12 authorized to issue rules to implement this subsection.

13 (Source: P.A. 103-210, eff. 7-1-24; 103-933, eff. 1-1-25;
14 104-234, eff. 8-15-25.)

15 (625 ILCS 5/6-110.1)

16 Sec. 6-110.1. Confidentiality of captured photographs or
17 images.

18 (a) The Secretary of State shall maintain a file on or
19 contract to file all photographs and signatures obtained in
20 the process of issuing a driver's license, permit, or
21 identification card. Except as otherwise provided in this
22 Section, the photographs and signatures shall be confidential
23 and shall not be disclosed except to the following persons:

24 (1) the individual ~~to whom the driver's license or~~
25 ~~permit was issued~~, upon written request;

1 (2) officers and employees of the Secretary of State
2 who have a need to have access to the stored images for
3 purposes of issuing and controlling driver's licenses,
4 permits, or identification cards and investigation of
5 fraud or misconduct;

6 (3) law enforcement officials for a civil or criminal
7 law enforcement investigation, ~~except as restricted by~~
8 ~~Section 6-110.3;~~

9 (3-5) the State Board of Elections for the sole
10 purpose of providing the signatures required by a local
11 election authority to register a voter through an online
12 voter registration system;

13 (3-10) officers and employees of the Secretary of
14 State who have a need to have access to the stored images
15 for purposes of issuing and controlling notary public
16 commissions and for the purpose of providing the
17 signatures required to process online applications for
18 appointment and commission as notaries public; or

19 (4) other entities that the Secretary may authorize by
20 rule.

21 (b) The Secretary of State shall not provide facial
22 recognition search services or photographs obtained in the
23 process of issuing a driver's license or permit to any
24 federal, State, or local law enforcement agency or other
25 governmental entity for the purpose of enforcing federal
26 immigration laws. This subsection shall not apply to requests

1 from federal, State, or local law enforcement agencies or
2 other governmental entities for facial recognition search
3 services or photographs obtained in the process of issuing a
4 driver's license or permit when the purpose of the request
5 relates to criminal activity other than violations of
6 immigration laws.

7 (Source: P.A. 102-354, eff. 8-13-21; 103-210, eff. 7-1-24.)

8 (625 ILCS 5/6-110.2)

9 Sec. 6-110.2. Confidentiality of documents submitted with
10 an application for a driver's license. Documents required to
11 be submitted with an application for a driver's license to
12 prove the applicant's identity (name and date of birth),
13 social security number ~~or lack of a social security number,~~
14 written signature, residency, and, as applicable, proof of
15 lawful ~~citizenship or immigration~~ status ~~and country of~~
16 ~~citizenship~~ shall be confidential and shall not be disclosed
17 except to the following persons:

18 (1) the individual to whom the driver's license or
19 permit was issued, upon written request;

20 (2) officers and employees of the Secretary of State
21 who have a need to have access to the stored images for
22 purposes of issuing and controlling driver's licenses,
23 permits, or identification cards and investigation of
24 fraud or misconduct;

25 (3) law enforcement officials for a civil or criminal

1 law enforcement investigation, ~~except as restricted by~~
2 ~~Section 6-110.3;~~

3 (4) other entities that the Secretary may authorize by
4 rule.

5 (Source: P.A. 103-210, eff. 7-1-24.)

6 (625 ILCS 5/6-121)

7 Sec. 6-121. Issuance of confidential drivers' licenses.

8 (a) Requirements for use of confidential drivers'
9 licenses. Confidential drivers' licenses may be issued to
10 local, state, and federal government agencies for bona fide
11 law enforcement purposes. The drivers' licenses may be issued
12 with fictitious names and addresses, and may be used only for
13 confidential, investigative, or undercover law enforcement
14 operations. Confidential drivers' licenses may be issued as
15 REAL ID compliant or non-compliant ~~standard~~ driver's licenses.

16 (b) Application procedures for confidential drivers'
17 licenses:

18 (1) Applications by local, state, and federal
19 government agencies for confidential drivers' licenses
20 must be made to the Secretary of State Police Department
21 on a form and in a manner prescribed by the Secretary of
22 State Police Department.

23 (2) The application form must include information, as
24 specific as possible without compromising investigations
25 or techniques, setting forth the need for the drivers'

1 licenses and the uses to which the licenses will be
2 limited.

3 (3) The application form must be signed and verified
4 by the local, state, or federal government agency head or
5 designee.

6 (4) Registration information maintained by the
7 Secretary of State Police Department for confidential
8 drivers' licenses must show the fictitious names and
9 addresses on all records subject to public disclosure. All
10 other information concerning these confidential drivers'
11 licenses are exempt from disclosure unless the disclosure
12 is ordered by a court of competent jurisdiction.

13 (c) Revocation and cancellation procedures for
14 confidential drivers' licenses:

15 (1) The Secretary of State Police Department may
16 revoke or refuse to renew confidential drivers' licenses
17 when they have reasonable cause to believe the licenses
18 are being used for purposes other than those set forth in
19 the application form or authorized by this Section.
20 Confidential drivers' licenses may also be revoked where
21 traffic violation citations have been issued to the driver
22 and subsequent investigation reveals that the issuance of
23 the citations was unrelated to the purposes for which the
24 confidential driver's license was issued. In such cases,
25 the citations and any resulting court orders, convictions,
26 supervisions or other sanctions must be treated by the

1 Secretary of State as though they were issued in relation
2 to the true driver's license of the individual to whom the
3 confidential driver's license was issued.

4 (2) A government agency must request cancellation of
5 confidential drivers' licenses that are no longer required
6 for the purposes for which they were issued.

7 (3) All revoked confidential drivers' licenses must be
8 promptly returned to the Secretary of State Police
9 Department by the government agency to which they were
10 issued.

11 (Source: P.A. 103-210, eff. 7-1-24.)

12 (625 ILCS 5/6-122)

13 Sec. 6-122. Expedited driver's license. The Secretary of
14 State may provide for an expedited process for the issuance of
15 a driver's license, excluding temporary visitor's driver's
16 licenses. The Secretary shall charge an additional fee for the
17 issuance of an expedited driver's license, to be set by rule,
18 not to exceed \$75. All fees collected by the Secretary for
19 expedited driver's license service shall be deposited into the
20 Secretary of State Special Services Fund. The Secretary may
21 adopt rules regarding the eligibility, process, and fee for an
22 expedited driver's license.

23 (Source: P.A. 103-210, eff. 7-1-24.)

24 (625 ILCS 5/6-110.3 rep.)

1 Section 25. The Illinois Vehicle Code is amended by
2 repealing Section 6-110.3.

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.