

HB3873



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB3873

Introduced 2/22/2021, by Rep. David A. Welter

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-121

Amends the Illinois Vehicle Code. Provides that a confidential driver's license may include the driver's blood type.

LRB102 15383 RAM 20745 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by
5 changing Section 6-121 as follows:

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. The confidential drivers' license may also include
15 the driver's blood type. Confidential drivers' licenses may be
16 issued as REAL ID compliant or non-compliant driver's
17 licenses.

18 (b) Application procedures for confidential drivers'
19 licenses:

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

1 State Police Department.

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

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

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

17 (c) Revocation and cancellation procedures for
18 confidential drivers' licenses:

19 (1) The Secretary of State Police Department may
20 revoke or refuse to renew confidential drivers' licenses
21 when they have reasonable cause to believe the licenses
22 are being used for purposes other than those set forth in
23 the application form or authorized by this Section.
24 Confidential drivers' licenses may also be revoked where
25 traffic violation citations have been issued to the driver
26 and subsequent investigation reveals that the issuance of

1 the citations was unrelated to the purposes for which the
2 confidential driver's license was issued. In such cases,
3 the citations and any resulting court orders, convictions,
4 supervisions or other sanctions must be treated by the
5 Secretary of State as though they were issued in relation
6 to the true driver's license of the individual to whom the
7 confidential driver's license was issued.

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

11 (3) All revoked confidential drivers' licenses must be
12 promptly returned to the Secretary of State Police
13 Department by the government agency to which they were
14 issued.

15 (Source: P.A. 100-248, eff. 8-22-17.)