



Rep. Terra Costa Howard

Filed: 2/9/2022

10200HB4825ham001

LRB102 20908 HEP 36100 a

1 AMENDMENT TO HOUSE BILL 4825

2 AMENDMENT NO. _____. Amend House Bill 4825 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Section 3-405 and by adding Section 3-405.5 as
6 follows:

7 (625 ILCS 5/3-405) (from Ch. 95 1/2, par. 3-405)

8 Sec. 3-405. Application for registration.

9 (a) Every owner of a vehicle subject to registration under
10 this Code shall make application to the Secretary of State for
11 the registration of such vehicle upon the appropriate form or
12 forms furnished by the Secretary. Every such application shall
13 bear the signature of the owner ~~written with pen and ink~~ and
14 contain:

15 1. The name, domicile address, as defined in Section
16 1-115.5 of this Code, (except as otherwise provided in

1 this paragraph 1), mail address of the owner or business
2 address of the owner if a firm, association, or
3 corporation, and, if available, email address of the
4 owner. If the mailing address is a post office box number,
5 the address listed on the driver license record may be
6 used to verify residence. A police officer, a deputy
7 sheriff, an elected sheriff, a law enforcement officer for
8 the Illinois State Police, a fire investigator, a state's
9 attorney, an assistant state's attorney, a state's
10 attorney special investigator, or a judicial officer may
11 elect to furnish the address of the headquarters of the
12 governmental entity, police district, or business address
13 where he or she works instead of his or her domicile
14 address, in which case that address shall be deemed to be
15 his or her domicile address for all purposes under this
16 Chapter 3. The spouse and children of a person who may
17 elect under this paragraph 1 to furnish the address of the
18 headquarters of the government entity, police district, or
19 business address where the person works instead of the
20 person's domicile address may, if they reside with that
21 person, also elect to furnish the address of the
22 headquarters of the government entity, police district, or
23 business address where the person works as their domicile
24 address, in which case that address shall be deemed to be
25 their domicile address for all purposes under this Chapter
26 3. In this paragraph 1: (A) "police officer" has the

1 meaning ascribed to "policeman" in Section 10-3-1 of the
2 Illinois Municipal Code; (B) "deputy sheriff" means a
3 deputy sheriff appointed under Section 3-6008 of the
4 Counties Code; (C) "elected sheriff" means a sheriff
5 commissioned pursuant to Section 3-6001 of the Counties
6 Code; (D) "fire investigator" means a person classified as
7 a peace officer under the Peace Officer Fire Investigation
8 Act; (E) "state's attorney", "assistant state's attorney",
9 and "state's attorney special investigator" mean a state's
10 attorney, assistant state's attorney, and state's attorney
11 special investigator commissioned or appointed under
12 Division 3-9 of the Counties Code; and (F) "judicial
13 officer" has the meaning ascribed to it in Section 1-10 of
14 the Judicial Privacy Act.

15 2. A description of the vehicle, including such
16 information as is required in an application for a
17 certificate of title, determined under such standard
18 rating as may be prescribed by the Secretary.

19 3. (Blank).

20 3.5. A space for a voluntary disclosure of a condition
21 that impedes effective communication under Section
22 3-405.5.

23 4. Such further information as may reasonably be
24 required by the Secretary to enable him to determine
25 whether the vehicle is lawfully entitled to registration
26 and the owner entitled to a certificate of title.

1 5. An affirmation by the applicant that all
2 information set forth is true and correct. If the
3 application is for the registration of a motor vehicle,
4 the applicant also shall affirm that the motor vehicle is
5 insured as required by this Code, that such insurance will
6 be maintained throughout the period for which the motor
7 vehicle shall be registered, and that neither the owner,
8 nor any person operating the motor vehicle with the
9 owner's permission, shall operate the motor vehicle unless
10 the required insurance is in effect. If the person signing
11 the affirmation is not the sole owner of the vehicle, such
12 person shall be deemed to have affirmed on behalf of all
13 the owners of the vehicle. If the person signing the
14 affirmation is not an owner of the vehicle, such person
15 shall be deemed to have affirmed on behalf of the owner or
16 owners of the vehicle. The lack of signature on the
17 application shall not in any manner exempt the owner or
18 owners from any provisions, requirements or penalties of
19 this Code.

20 (b) When such application refers to a new vehicle
21 purchased from a dealer the application shall be accompanied
22 by a Manufacturer's Statement of Origin from the dealer, and a
23 statement showing any lien retained by the dealer.

24 (Source: P.A. 102-538, eff. 8-20-21.)

25 (625 ILCS 5/3-405.5 new)

1 Sec. 3-405.5. Registration by an owner with a condition
2 that impedes effective communication.

3 (a) An application for registration must provide space
4 where the applicant voluntarily may indicate that the
5 applicant, child of the applicant, or other approved driver of
6 the registered vehicle has a health condition or disability
7 that may impede effective communication with a peace officer.
8 The application shall include a checklist of common health
9 conditions and disabilities that impede effective
10 communication from which the applicant may select. The
11 checklist shall also include a blank space for the applicant
12 to specify a condition that is not listed. The Secretary of
13 State may request from a person who makes an indication under
14 this subsection verification of a condition in the form of:

15 (1) for a physical health condition, a written
16 statement from a licensed physician; or

17 (2) for a mental health condition, a written statement
18 from a licensed physician, a licensed psychologist, or a
19 nonphysician mental health professional.

20 (b) The Secretary shall provide to the Illinois State
21 Police the vehicle registration information of a person who
22 indicated on an application under subsection (a) that the
23 person, child of the person, or other approved driver of the
24 registered vehicle has a health condition or disability that
25 may impede effective communication. The Secretary may not
26 provide to the Illinois State Police information that

1 discloses a specific health condition or disability unless the
2 person making the disclosure under subsection (a) authorizes
3 the disclosure of the specific health condition or disability.

4 (c) The Illinois State Police shall establish a system to
5 include information received under subsection (b) in the
6 statewide Law Enforcement Agencies Data System for the purpose
7 of alerting a peace officer who makes a traffic stop that the
8 operator or a child passenger of the stopped vehicle may have a
9 health condition or disability that may impede effective
10 communication.

11 (d) The Illinois State Police may not make information
12 received under subsection (b) available in the statewide Law
13 Enforcement Agencies Data System to a person who has access to
14 the system under a contract unless the contract prohibits the
15 person from disclosing that information to a person who is not
16 subject to the contract.

17 (e) Except as otherwise provided by this Section,
18 information supplied to the Secretary relating to a health
19 condition or disability may not be disclosed to any person.
20 Such information is for the confidential use of the Secretary
21 and the Illinois State Police."