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09300HB4992ham001

LRB093 18638 DRH 48504 a

1 AMENDMENT TO HOUSE BILL 4992

2 AMENDMENT NO. _____. Amend House Bill 4992 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Section 7-211 as follows:

6 (625 ILCS 5/7-211) (from Ch. 95 1/2, par. 7-211)

7 Sec. 7-211. Duration of suspension.

8 (a) Unless a suspension is terminated under other
9 provisions of this Code, the driver's license or registration
10 and nonresident's operating privilege suspended as provided in
11 Section 7-205 shall remain suspended and may ~~shall~~ not be
12 renewed nor shall any license or registration be issued to the
13 person until:

14 1. The person deposits or there shall be deposited and
15 filed on the person's behalf the security required under
16 Section 7-201;

17 2. Two years have elapsed following the date the
18 driver's license and registrations were suspended and
19 evidence satisfactory to the Secretary of State that during
20 the period no action for damages arising out of a motor
21 vehicle accident has been properly filed;

22 3. Receipt of proper notice that the person has filed
23 bankruptcy which would include all claims for personal
24 injury and property damage resulting from the accident; or

1 4. After the expiration of 5 years from the date of the
2 accident, the Secretary of State has not received
3 documentation that any action at law for damages arising
4 out of the motor vehicle accident has been filed against
5 the person.

6 An affidavit that no action at law for damages arising out
7 of the motor vehicle accident has been filed against the
8 applicant, or if filed that it is not still pending shall be
9 prima facie evidence of that fact. The Secretary of State may
10 take whatever steps are necessary to verify the statement set
11 forth in the applicant's affidavit.

12 (b) The driver's license or registration and nonresident's
13 operating privileges suspended as provided in Section 7-205
14 shall also remain suspended and shall not be renewed nor shall
15 any license or registration be issued to the person until the
16 person gives proof of his or her financial responsibility in
17 the future as provided in Section 1-164.5. The proof is to be
18 maintained by the person in a manner satisfactory to the
19 Secretary of State for a period of 3 years after the date the
20 proof is first filed.

21 (Source: P.A. 90-264, eff. 1-1-98; 91-80, eff. 7-9-99.)".