



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**  
**SB2341**

Introduced 1/28/2004, by J. Bradley Burzynski

**SYNOPSIS AS INTRODUCED:**

625 ILCS 5/6-107

from Ch. 95 1/2, par. 6-107

Amends the Illinois Vehicle Code. Deletes language providing that, if a person under the age of 18 receives a graduated driver's license, for the first 6 months of the license or until the person reaches the age of 18, whichever occurs sooner: the person may not drive with more than one person in the vehicle who is under the age of 20, excepting specified persons.

LRB093 20216 DRH 45968 b

1 AN ACT concerning vehicles.

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 changing  
5 Section 6-107 as follows:

6 (625 ILCS 5/6-107) (from Ch. 95 1/2, par. 6-107)

7 Sec. 6-107. Graduated license.

8 (a) The purpose of the Graduated Licensing Program is to  
9 develop safe and mature driving habits in young, inexperienced  
10 drivers and reduce or prevent motor vehicle accidents,  
11 fatalities, and injuries by:

12 (1) providing for an increase in the time of practice  
13 period before granting permission to obtain a driver's  
14 license;

15 (2) strengthening driver licensing and testing  
16 standards for persons under the age of 21 years;

17 (3) sanctioning driving privileges of drivers under  
18 age 21 who have committed serious traffic violations or  
19 other specified offenses; and

20 (4) setting stricter standards to promote the public's  
21 health and safety.

22 (b) The application of any person under the age of 18  
23 years, and not legally emancipated by marriage, for a drivers  
24 license or permit to operate a motor vehicle issued under the  
25 laws of this State, shall be accompanied by the written consent  
26 of either parent of the applicant; otherwise by the guardian  
27 having custody of the applicant, or in the event there is no  
28 parent or guardian, then by another responsible adult.

29 No graduated driver's license shall be issued to any  
30 applicant under 18 years of age, unless the applicant has:

31 (1) Held a valid instruction permit for a minimum of 3  
32 months.

1           (2) Passed an approved driver education course and  
2           submits proof of having passed the course as may be  
3           required.

4           (3) certification by the parent, legal guardian, or  
5           responsible adult that the applicant has had a minimum of  
6           25 hours of behind-the-wheel practice time and is  
7           sufficiently prepared and able to safely operate a motor  
8           vehicle.

9           (c) No graduated driver's license or permit shall be issued  
10          to any applicant under 18 years of age who has committed the  
11          offense of operating a motor vehicle without a valid license or  
12          permit in violation of Section 6-101 of this Code and no  
13          graduated driver's license or permit shall be issued to any  
14          applicant under 18 years of age who has committed an offense  
15          that would otherwise result in a mandatory revocation of a  
16          license or permit as provided in Section 6-205 of this Code or  
17          who has been either convicted of or adjudicated a delinquent  
18          based upon a violation of the Cannabis Control Act or the  
19          Illinois Controlled Substances Act, while that individual was  
20          in actual physical control of a motor vehicle. For purposes of  
21          this Section, any person placed on probation under Section 10  
22          of the Cannabis Control Act or Section 410 of the Illinois  
23          Controlled Substances Act shall not be considered convicted.  
24          Any person found guilty of this offense, while in actual  
25          physical control of a motor vehicle, shall have an entry made  
26          in the court record by the judge that this offense did occur  
27          while the person was in actual physical control of a motor  
28          vehicle and order the clerk of the court to report the  
29          violation to the Secretary of State as such.

30          (d) No graduated driver's license shall be issued for 6  
31          months to any applicant under the age of 18 years who has been  
32          convicted of any offense defined as a serious traffic violation  
33          in this Code or a similar provision of a local ordinance.

34          (e) No graduated driver's license holder under the age of  
35          18 years shall operate any motor vehicle, except a motor driven  
36          cycle or motorcycle, with more than one passenger in the front

1 seat of the motor vehicle and no more passengers in the back  
2 seats than the number of available seat safety belts as set  
3 forth in Section 12-603 of this Code.

4 (f) No graduated driver's license holder under the age of  
5 18 shall operate a motor vehicle unless each driver and front  
6 or back seat passenger under the age of 18 is wearing a  
7 properly adjusted and fastened seat safety belt.

8 (g) (Blank). ~~If a graduated driver's license holder is~~  
9 ~~under the age of 18 when he or she receives the license, for~~  
10 ~~the first 6 months he or she holds the license or until he or~~  
11 ~~she reaches the age of 18, whichever occurs sooner, the~~  
12 ~~graduated license holder may not operate a motor vehicle with~~  
13 ~~more than one passenger in the vehicle who is under the age of~~  
14 ~~20, unless any additional passenger or passengers are siblings,~~  
15 ~~step siblings, children, or stepchildren of the driver.~~

16 (Source: P.A. 93-101, eff. 1-1-04.)