



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB1911

Introduced 1/16/2008, by Sen. Antonio Munoz

SYNOPSIS AS INTRODUCED:

15 ILCS 335/11A new
625 ILCS 5/3-835 new

Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that the Secretary of State shall establish a database of the next of kin of persons who are issued State identification cards and driver's licenses or permits. Provides that information in the database shall be accessible only to employees of the Office of the Secretary, deputy registrars, and law enforcement officers. Provides that, when a person applies for a State identification card or a driver's license or permit, the applicant shall be afforded the opportunity to list the name, address, telephone number, and relationship to the applicant of at least one contact person whom the applicant wishes to be contacted by a law enforcement officer if the applicant is involved in a motor vehicle accident or other emergency situation and the applicant is unable to communicate with the contact person. Provides that a law enforcement officer shall make a good faith effort to notify the contact person of the situation, but neither the officer nor his or her employing law enforcement agency incurs any liability if the officer is not able to make contact with the contact person.

LRB095 14842 DRH 40782 b

FISCAL NOTE ACT
MAY APPLY

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 Identification Card Act is amended
5 by adding Section 11A as follows:

6 (15 ILCS 335/11A new)

7 Sec. 11A. Next of kin database.

8 (a) The Secretary of State shall establish a database of
9 the next of kin of persons who are issued identification cards.
10 Information in the database shall be accessible only to
11 employees of the Office of the Secretary, deputy registrars,
12 and law enforcement officers employed by a law enforcement
13 agency.

14 (b) When a person applies for an identification card, the
15 applicant shall be afforded the opportunity to list the name,
16 address, telephone number, and relationship to the applicant of
17 at least one contact person whom the applicant wishes to be
18 contacted by a law enforcement officer if the applicant is
19 involved in a motor vehicle accident or other emergency
20 situation and the applicant is unable to communicate with the
21 contact person. The contact person may or may not be a next of
22 kin of the applicant.

23 (c) The Secretary shall adopt rules to implement this

1 Section. At a minimum, the rules shall address all of the
2 following:

3 (1) the methods whereby a person who has submitted the
4 name of a contact person for inclusion in the database may
5 make changes to that entry;

6 (2) whether or not the entries in the database are to
7 be included at any location and in any form on
8 identification cards. If database entries are placed on
9 identification cards, the entries shall be in a form so
10 that they can be read only by employees of the bureau,
11 deputy registrars, and law enforcement officers employed
12 by a law enforcement agency; and

13 (3) any other aspect of the database or its operation
14 that the Secretary determines is necessary to implement
15 this Section.

16 (d) If a person involved in a motor vehicle accident or
17 other emergency situation is unable to communicate with the
18 contact person specified in the database, a law enforcement
19 officer shall make a good faith effort to notify the contact
20 person of the situation. Neither the law enforcement officer
21 nor the law enforcement agency that employs that law
22 enforcement officer incurs any liability, however, if the law
23 enforcement officer is not able to make contact with the
24 contact person.

25 Section 10. The Illinois Vehicle Code is amended by adding

1 Section 3-835 as follows:

2 (625 ILCS 5/3-835 new)

3 Sec. 3-835. Next of kin database.

4 (a) The Secretary of State shall establish a database of
5 the next of kin of persons who are issued certificates of
6 registration, driver's licenses or permits, and commercial
7 driver's licenses. Information in the database shall be
8 accessible only to employees of the Office of the Secretary,
9 deputy registrars, and law enforcement officers employed by a
10 law enforcement agency.

11 (b) When a person applies for a certificate of
12 registration, driver's license or permit, or a commercial
13 driver's license, the applicant shall be afforded the
14 opportunity to list the name, address, telephone number, and
15 relationship to the applicant of at least one contact person
16 whom the applicant wishes to be contacted by a law enforcement
17 officer if the applicant is involved in a motor vehicle
18 accident or other emergency situation and is unable to
19 communicate with the contact person. The contact person may or
20 may not be a next of kin of the applicant.

21 (c) The Secretary shall adopt rules to implement this
22 Section. At a minimum, the rules shall address all of the
23 following:

24 (1) the methods whereby a person who has submitted the
25 name of a contact person for inclusion in the database may

1 make changes to that entry;

2 (2) whether or not the entries in the database are to
3 be included at any location and in any form on driver's
4 licenses, commercial driver's licenses, temporary
5 instruction permits, or identification cards. If database
6 entries are placed on these items, the entries shall be in
7 a form so that they can be read only by employees of the
8 bureau, deputy registrars, and law enforcement officers
9 employed by a law enforcement agency; and

10 (3) any other aspect of the database or its operation
11 that the Secretary determines is necessary to implement
12 this Section.

13 (d) If a person involved in a motor vehicle accident or
14 other emergency situation is unable to communicate with the
15 contact person specified in the database, a law enforcement
16 officer shall make a good faith effort to notify the contact
17 person of the situation. Neither the law enforcement officer
18 nor the law enforcement agency that employs that law
19 enforcement officer incurs any liability, however, if the law
20 enforcement officer is not able to make contact with the
21 contact person.