

1 AN ACT concerning State government.

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 changing Sections 4 and 5 as follows:

6 (15 ILCS 335/4) (from Ch. 124, par. 24)

7 Sec. 4. Identification Card.

8 (a) The Secretary of State shall issue a standard Illinois
9 Identification Card to any natural person who is a resident of
10 the State of Illinois who applies for such card, or renewal
11 thereof, or who applies for a standard Illinois Identification
12 Card upon release as a committed person on parole, mandatory
13 supervised release, final discharge, or pardon from the
14 Department of Corrections by submitting an identification card
15 issued by the Department of Corrections under Section 3-14-1 of
16 the Unified Code of Corrections, together with the prescribed
17 fees. No identification card shall be issued to any person who
18 holds a valid foreign state identification card, license, or
19 permit unless the person first surrenders to the Secretary of
20 State the valid foreign state identification card, license, or
21 permit. The card shall be prepared and supplied by the
22 Secretary of State and shall include a photograph and signature
23 or mark of the applicant. However, the Secretary of State may

1 provide by rule for the issuance of Illinois Identification
2 Cards without photographs if the applicant has a bona fide
3 religious objection to being photographed or to the display of
4 his or her photograph. The Illinois Identification Card may be
5 used for identification purposes in any lawful situation only
6 by the person to whom it was issued. As used in this Act,
7 "photograph" means any color photograph or digitally produced
8 and captured image of an applicant for an identification card.
9 As used in this Act, "signature" means the name of a person as
10 written by that person and captured in a manner acceptable to
11 the Secretary of State.

12 (a-5) If an applicant for an identification card has a
13 current driver's license or instruction permit issued by the
14 Secretary of State, the Secretary may require the applicant to
15 utilize the same residence address and name on the
16 identification card, driver's license, and instruction permit
17 records maintained by the Secretary. The Secretary may
18 promulgate rules to implement this provision.

19 (b) The Secretary of State shall issue a special Illinois
20 Identification Card, which shall be known as an Illinois
21 Disabled Person Identification Card, to any natural person who
22 is a resident of the State of Illinois, who is a disabled
23 person as defined in Section 4A of this Act, who applies for
24 such card, or renewal thereof. No Disabled Person
25 Identification Card shall be issued to any person who holds a
26 valid foreign state identification card, license, or permit

1 unless the person first surrenders to the Secretary of State
2 the valid foreign state identification card, license, or
3 permit. The Secretary of State shall charge no fee to issue
4 such card. The card shall be prepared and supplied by the
5 Secretary of State, and shall include a photograph and
6 signature or mark of the applicant, a designation indicating
7 that the card is an Illinois Disabled Person Identification
8 Card, and shall include a comprehensible designation of the
9 type and classification of the applicant's disability as set
10 out in Section 4A of this Act. However, the Secretary of State
11 may provide by rule for the issuance of Illinois Disabled
12 Person Identification Cards without photographs if the
13 applicant has a bona fide religious objection to being
14 photographed or to the display of his or her photograph. If the
15 applicant so requests, the card shall include a description of
16 the applicant's disability and any information about the
17 applicant's disability or medical history which the Secretary
18 determines would be helpful to the applicant in securing
19 emergency medical care. If a mark is used in lieu of a
20 signature, such mark shall be affixed to the card in the
21 presence of two witnesses who attest to the authenticity of the
22 mark. The Illinois Disabled Person Identification Card may be
23 used for identification purposes in any lawful situation by the
24 person to whom it was issued.

25 The Illinois Disabled Person Identification Card may be
26 used as adequate documentation of disability in lieu of a

1 physician's determination of disability, a determination of
2 disability from a physician assistant who has been delegated
3 the authority to make this determination by his or her
4 supervising physician, a determination of disability from an
5 advanced practice nurse who has a written collaborative
6 agreement with a collaborating physician that authorizes the
7 advanced practice nurse to make this determination, or any
8 other documentation of disability whenever any State law
9 requires that a disabled person provide such documentation of
10 disability, however an Illinois Disabled Person Identification
11 Card shall not qualify the cardholder to participate in any
12 program or to receive any benefit which is not available to all
13 persons with like disabilities. Notwithstanding any other
14 provisions of law, an Illinois Disabled Person Identification
15 Card, or evidence that the Secretary of State has issued an
16 Illinois Disabled Person Identification Card, shall not be used
17 by any person other than the person named on such card to prove
18 that the person named on such card is a disabled person or for
19 any other purpose unless the card is used for the benefit of
20 the person named on such card, and the person named on such
21 card consents to such use at the time the card is so used.

22 An optometrist's determination of a visual disability
23 under Section 4A of this Act is acceptable as documentation for
24 the purpose of issuing an Illinois Disabled Person
25 Identification Card.

26 When medical information is contained on an Illinois

1 Disabled Person Identification Card, the Office of the
2 Secretary of State shall not be liable for any actions taken
3 based upon that medical information.

4 (c) Beginning January 1, 1986, the Secretary of State shall
5 provide that each original or renewal Illinois Identification
6 Card or Illinois Disabled Person Identification Card issued to
7 a person under the age of 21, shall be of a distinct nature
8 from those Illinois Identification Cards or Illinois Disabled
9 Person Identification Cards issued to individuals 21 years of
10 age or older. The color designated for Illinois Identification
11 Cards or Illinois Disabled Person Identification Cards for
12 persons under the age of 21 shall be at the discretion of the
13 Secretary of State.

14 (c-1) Beginning January 1, 2003, each original or renewal
15 Illinois Identification Card or Illinois Disabled Person
16 Identification Card issued to a person under the age of 21
17 shall display the date upon which the person becomes 18 years
18 of age and the date upon which the person becomes 21 years of
19 age.

20 (d) The Secretary of State may issue a Senior Citizen
21 discount card, to any natural person who is a resident of the
22 State of Illinois who is 60 years of age or older and who
23 applies for such a card or renewal thereof. The Secretary of
24 State shall charge no fee to issue such card. The card shall be
25 issued in every county and applications shall be made available
26 at, but not limited to, nutrition sites, senior citizen centers

1 and Area Agencies on Aging. The applicant, upon receipt of such
2 card and prior to its use for any purpose, shall have affixed
3 thereon in the space provided therefor his signature or mark.

4 (e) The Secretary of State, in his or her discretion, may
5 designate on each Illinois Identification Card or Illinois
6 Disabled Person Identification Card a space where the card
7 holder may place a sticker or decal, issued by the Secretary of
8 State, of uniform size as the Secretary may specify, that shall
9 indicate in appropriate language that the card holder has
10 renewed his or her Illinois Identification Card or Illinois
11 Disabled Person Identification Card.

12 (Source: P.A. 95-762, eff. 1-1-09; 95-779, eff. 1-1-09; 96-146,
13 eff. 1-1-10; 96-328, eff. 8-11-09; 96-1231, eff. 7-23-10.)

14 (15 ILCS 335/5) (from Ch. 124, par. 25)

15 Sec. 5. Applications. Any natural person who is a resident
16 of the State of Illinois, may file an application for an
17 identification card or for the renewal thereof, in a manner
18 prescribed by the Secretary. Each original application shall be
19 completed by the applicant in full and shall set forth the
20 legal name, residence address and zip code, social security
21 number, birth date, sex and a brief description of the
22 applicant. The applicant shall be photographed, unless the
23 Secretary of State has provided by rule for the issuance of
24 identification cards without photographs and the applicant is
25 deemed eligible for an identification card without a photograph

1 under the terms and conditions imposed by the Secretary of
2 State, and he or she shall also submit any other information as
3 the Secretary may deem necessary or such documentation as the
4 Secretary may require to determine the identity of the
5 applicant. In addition to the residence address, the Secretary
6 may allow the applicant to provide a mailing address. An
7 applicant for a disabled persons card must also submit with
8 each original or renewal application, on forms prescribed by
9 the Secretary, such documentation as the Secretary may require,
10 establishing that the applicant is a "disabled person" as
11 defined in Section 4A of this Act, and setting forth the
12 applicant's type and class of disability as set forth in
13 Section 4A of this Act.

14 (Source: P.A. 96-1231, eff. 7-23-10.)