

SB0980



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB0980

Introduced 2/8/2011, by Sen. John J. Cullerton

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-110

from Ch. 95 1/2, par. 6-110

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning licenses.

LRB097 04729 HEP 44768 b

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 Vehicle Code is amended by changing
5 Section 6-110 as follows:

6 (625 ILCS 5/6-110) (from Ch. 95 1/2, par. 6-110)

7 Sec. 6-110. Licenses issued to drivers.

8 (a) The ~~The~~ Secretary of State shall issue to every
9 qualifying applicant a driver's license as applied for, which
10 license shall bear a distinguishing number assigned to the
11 licensee, the legal name, signature, zip code, date of birth,
12 residence address, and a brief description of the licensee.

13 Licenses issued shall also indicate the classification and
14 the restrictions under Section 6-104 of this Code.

15 In lieu of the social security number, the Secretary may in
16 his discretion substitute a federal tax number or other
17 distinctive number.

18 A driver's license issued may, in the discretion of the
19 Secretary, include a suitable photograph of a type prescribed
20 by the Secretary.

21 (a-1) If the licensee is less than 18 years of age, unless
22 one of the exceptions in subsection (a-2) apply, the license
23 shall, as a matter of law, be invalid for the operation of any

1 motor vehicle during the following times:

2 (A) Between 11:00 p.m. Friday and 6:00 a.m. Saturday;

3 (B) Between 11:00 p.m. Saturday and 6:00 a.m. on
4 Sunday; and

5 (C) Between 10:00 p.m. on Sunday to Thursday,
6 inclusive, and 6:00 a.m. on the following day.

7 (a-2) The driver's license of a person under the age of 18
8 shall not be invalid as described in subsection (a-1) of this
9 Section if the licensee under the age of 18 was:

10 (1) accompanied by the licensee's parent or guardian or
11 other person in custody or control of the minor;

12 (2) on an errand at the direction of the minor's parent
13 or guardian, without any detour or stop;

14 (3) in a motor vehicle involved in interstate travel;

15 (4) going to or returning home from an employment
16 activity, without any detour or stop;

17 (5) involved in an emergency;

18 (6) going to or returning home from, without any detour
19 or stop, an official school, religious, or other
20 recreational activity supervised by adults and sponsored
21 by a government or governmental agency, a civic
22 organization, or another similar entity that takes
23 responsibility for the licensee, without any detour or
24 stop;

25 (7) exercising First Amendment rights protected by the
26 United States Constitution, such as the free exercise of

1 religion, freedom of speech, and the right of assembly; or

2 (8) married or had been married or is an emancipated
3 minor under the Emancipation of Minors Act.

4 (a-2.5) The driver's license of a person who is 17 years of
5 age and has been licensed for at least 12 months is not invalid
6 as described in subsection (a-1) of this Section while the
7 licensee is participating as an assigned driver in a Safe Rides
8 program that meets the following criteria:

9 (1) the program is sponsored by the Boy Scouts of
10 America or another national public service organization;
11 and

12 (2) the sponsoring organization carries liability
13 insurance covering the program.

14 (a-3) If a graduated driver's license holder over the age
15 of 18 committed an offense against traffic regulations
16 governing the movement of vehicles or any violation of Section
17 6-107 or Section 12-603.1 of this Code in the 6 months prior to
18 the graduated driver's license holder's 18th birthday, and was
19 subsequently convicted of the offense, the provisions of
20 subsection (a-1) shall continue to apply until such time as a
21 period of 6 consecutive months has elapsed without an
22 additional violation and subsequent conviction of an offense
23 against traffic regulations governing the movement of vehicles
24 or Section 6-107 or Section 12-603.1 of this Code.

25 (a-4) If an applicant for a driver's license or instruction
26 permit has a current identification card issued by the

1 Secretary of State, the Secretary may require the applicant to
2 utilize the same residence address and name on the
3 identification card, driver's license, and instruction permit
4 records maintained by the Secretary. The Secretary may
5 promulgate rules to implement this provision.

6 (b) Until the Secretary of State establishes a First Person
7 Consent organ and tissue donor registry under Section 6-117 of
8 this Code, the Secretary of State shall provide a format on the
9 reverse of each driver's license issued which the licensee may
10 use to execute a document of gift conforming to the provisions
11 of the Illinois Anatomical Gift Act. The format shall allow the
12 licensee to indicate the gift intended, whether specific
13 organs, any organ, or the entire body, and shall accommodate
14 the signatures of the donor and 2 witnesses. The Secretary
15 shall also inform each applicant or licensee of this format,
16 describe the procedure for its execution, and may offer the
17 necessary witnesses; provided that in so doing, the Secretary
18 shall advise the applicant or licensee that he or she is under
19 no compulsion to execute a document of gift. A brochure
20 explaining this method of executing an anatomical gift document
21 shall be given to each applicant or licensee. The brochure
22 shall advise the applicant or licensee that he or she is under
23 no compulsion to execute a document of gift, and that he or she
24 may wish to consult with family, friends or clergy before doing
25 so. The Secretary of State may undertake additional efforts,
26 including education and awareness activities, to promote organ

1 and tissue donation.

2 (c) The Secretary of State shall designate on each driver's
3 license issued a space where the licensee may place a sticker
4 or decal of the uniform size as the Secretary may specify,
5 which sticker or decal may indicate in appropriate language
6 that the owner of the license carries an Emergency Medical
7 Information Card.

8 The sticker may be provided by any person, hospital,
9 school, medical group, or association interested in assisting
10 in implementing the Emergency Medical Information Card, but
11 shall meet the specifications as the Secretary may by rule or
12 regulation require.

13 (d) The Secretary of State shall designate on each driver's
14 license issued a space where the licensee may indicate his
15 blood type and RH factor.

16 (e) The Secretary of State shall provide that each original
17 or renewal driver's license issued to a licensee under 21 years
18 of age shall be of a distinct nature from those driver's
19 licenses issued to individuals 21 years of age and older. The
20 color designated for driver's licenses for licensees under 21
21 years of age shall be at the discretion of the Secretary of
22 State.

23 (e-1) The Secretary shall provide that each driver's
24 license issued to a person under the age of 21 displays the
25 date upon which the person becomes 18 years of age and the date
26 upon which the person becomes 21 years of age.

1 (f) The Secretary of State shall inform all Illinois
2 licensed commercial motor vehicle operators of the
3 requirements of the Uniform Commercial Driver License Act,
4 Article V of this Chapter, and shall make provisions to insure
5 that all drivers, seeking to obtain a commercial driver's
6 license, be afforded an opportunity prior to April 1, 1992, to
7 obtain the license. The Secretary is authorized to extend
8 driver's license expiration dates, and assign specific times,
9 dates and locations where these commercial driver's tests shall
10 be conducted. Any applicant, regardless of the current
11 expiration date of the applicant's driver's license, may be
12 subject to any assignment by the Secretary. Failure to comply
13 with the Secretary's assignment may result in the applicant's
14 forfeiture of an opportunity to receive a commercial driver's
15 license prior to April 1, 1992.

16 (g) The Secretary of State shall designate on a driver's
17 license issued, a space where the licensee may indicate that he
18 or she has drafted a living will in accordance with the
19 Illinois Living Will Act or a durable power of attorney for
20 health care in accordance with the Illinois Power of Attorney
21 Act.

22 (g-1) The Secretary of State, in his or her discretion, may
23 designate on each driver's license issued a space where the
24 licensee may place a sticker or decal, issued by the Secretary
25 of State, of uniform size as the Secretary may specify, that
26 shall indicate in appropriate language that the owner of the

1 license has renewed his or her driver's license.

2 (h) A person who acts in good faith in accordance with the
3 terms of this Section is not liable for damages in any civil
4 action or subject to prosecution in any criminal proceeding for
5 his or her act.

6 (Source: P.A. 95-310, eff. 1-1-08; 95-747, eff. 7-22-08;
7 96-607, eff. 8-24-09; 96-1231, eff. 7-23-10.)