

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
5 changing Section 6-109 as follows:

6 (625 ILCS 5/6-109)

7 Sec. 6-109. Examination of applicants.

8 (a) The Secretary of State shall examine every applicant
9 for a driver's license or permit who has not been previously
10 licensed as a driver under the laws of this State or any other
11 state or country, or any applicant for renewal of such
12 driver's license or permit when such license or permit has
13 been expired for more than one year. The Secretary of State
14 shall, subject to the provisions of paragraph (c), examine
15 every licensed driver at least every 8 years, and may examine
16 or re-examine any other applicant or licensed driver, provided
17 that during the years 1984 through 1991 those drivers issued a
18 license for 3 years may be re-examined not less than every 7
19 years or more than every 10 years.

20 The Secretary of State shall require the testing of the
21 eyesight of any driver's license or permit applicant who has
22 not been previously licensed as a driver under the laws of this
23 State and shall promulgate rules and regulations to provide

1 for the orderly administration of all the provisions of this
2 Section.

3 The Secretary of State shall include at least one test
4 question that concerns the provisions of the Pedestrians with
5 Disabilities Safety Act in the question pool used for the
6 written portion of the driver's license examination within one
7 year after July 22, 2010 (the effective date of Public Act
8 96-1167).

9 The Secretary of State shall include, in the question pool
10 used for the written portion of the driver's license
11 examination, test questions concerning safe driving in the
12 presence of bicycles, of which one may be concerning the Dutch
13 Reach method as described in Section 2-112.

14 The Secretary of State shall include, in the question pool
15 used for the written portion of the driver's license
16 examination, at least one test question concerning driver
17 responsibilities when approaching a stationary emergency
18 vehicle as described in Section 11-907. If an applicant gives
19 an incorrect response to a test question concerning subsection
20 (c) of Section 11-907, Section 11-907.5, or subsection (a-1)
21 of Section 11-908, then the Secretary of State shall provide
22 the applicant with information concerning those Sections.

23 (b) Except as provided for those applicants in paragraph
24 (c), such examination shall include a test of the applicant's
25 eyesight, his or her ability to read and understand official
26 traffic control devices, his or her knowledge of safe driving

1 practices and the traffic laws of this State, and may include
2 an actual demonstration of the applicant's ability to exercise
3 ordinary and reasonable control of the operation of a motor
4 vehicle, and such further physical and mental examination as
5 the Secretary of State finds necessary to determine the
6 applicant's fitness to operate a motor vehicle safely on the
7 highways, except the examination of an applicant 75 years of
8 age or older or, if the Secretary adopts rules under Section 37
9 of the Secretary of State Act to raise the age requirement for
10 actual demonstrations, the examination of an applicant who has
11 attained that increased age or is older shall include an
12 actual demonstration of the applicant's ability to exercise
13 ordinary and reasonable control of the operation of a motor
14 vehicle. All portions of written and verbal examinations under
15 this Section, excepting where the English language appears on
16 facsimiles of road signs, may be given in the Spanish language
17 and, at the discretion of the Secretary of State, in any other
18 language as well as in English upon request of the examinee.
19 Deaf persons who are otherwise qualified are not prohibited
20 from being issued a license, other than a commercial driver's
21 license, under this Code.

22 (c) Re-examination for those applicants who at the time of
23 renewing their driver's license possess a driving record
24 devoid of any convictions of traffic violations or evidence of
25 committing an offense for which mandatory revocation would be
26 required upon conviction pursuant to Section 6-205 at the time

1 of renewal shall be in a manner prescribed by the Secretary in
2 order to determine an applicant's ability to safely operate a
3 motor vehicle, except that every applicant for the renewal of
4 a driver's license who is 75 years of age or older or, if the
5 Secretary adopts rules under Section 37 of the Secretary of
6 State Act to raise the age requirement for actual
7 demonstrations, every applicant for the renewal of a driver's
8 license who has attained that increased age or is older must
9 prove, by an actual demonstration, the applicant's ability to
10 exercise reasonable care in the safe operation of a motor
11 vehicle.

12 (d) In the event the applicant is not ineligible under the
13 provisions of Section 6-103 to receive a driver's license, the
14 Secretary of State shall make provision for giving an
15 examination, either in the county where the applicant resides
16 or at a place adjacent thereto reasonably convenient to the
17 applicant, within not more than 30 days from the date said
18 application is received.

19 (e) The Secretary of State may adopt rules regarding the
20 use of foreign language interpreters during the application
21 and examination process.

22 (Source: P.A. 103-140, eff. 6-30-23.)