



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB4332

by Rep. Charles Meier

SYNOPSIS AS INTRODUCED:

15 ILCS 335/5
625 ILCS 5/6-106

from Ch. 124, par. 25
from Ch. 95 1/2, par. 6-106

Amends the Illinois Identification Card Act. Provides that, for purposes of issuing an identification card with a veteran designation under the Act, the acceptable forms of proof an applicant may provide includes a Department of Defense form DD-2 (Retired), an identification card issued under the federal Veterans Identification Card Act of 2015, or a United States Department of Veterans Affairs summary of benefits letter. Amends the Illinois Vehicle Code. Makes conforming changes in regards to a driver's license with a veteran designation.

LRB100 16809 AXK 31950 b

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 changing Section 5 as follows:

6 (15 ILCS 335/5) (from Ch. 124, par. 25)

7 Sec. 5. Applications.

8 (a) Any natural person who is a resident of the State of
9 Illinois may file an application for an identification card, or
10 for the renewal thereof, in a manner prescribed by the
11 Secretary. Each original application shall be completed by the
12 applicant in full and shall set forth the legal name, residence
13 address and zip code, social security number, birth date, sex
14 and a brief description of the applicant. The applicant shall
15 be photographed, unless the Secretary of State has provided by
16 rule for the issuance of identification cards without
17 photographs and the applicant is deemed eligible for an
18 identification card without a photograph under the terms and
19 conditions imposed by the Secretary of State, and he or she
20 shall also submit any other information as the Secretary may
21 deem necessary or such documentation as the Secretary may
22 require to determine the identity of the applicant. In addition
23 to the residence address, the Secretary may allow the applicant

1 to provide a mailing address. If the applicant is a judicial
2 officer as defined in Section 1-10 of the Judicial Privacy Act
3 or a peace officer, the applicant may elect to have his or her
4 office or work address in lieu of the applicant's residence or
5 mailing address. An applicant for an Illinois Person with a
6 Disability Identification Card must also submit with each
7 original or renewal application, on forms prescribed by the
8 Secretary, such documentation as the Secretary may require,
9 establishing that the applicant is a "person with a disability"
10 as defined in Section 4A of this Act, and setting forth the
11 applicant's type and class of disability as set forth in
12 Section 4A of this Act. For the purposes of this subsection
13 (a), "peace officer" means any person who by virtue of his or
14 her office or public employment is vested by law with a duty to
15 maintain public order or to make arrests for a violation of any
16 penal statute of this State, whether that duty extends to all
17 violations or is limited to specific violations.

18 (b) Beginning on or before July 1, 2015, for each original
19 or renewal identification card application under this Act, the
20 Secretary shall inquire as to whether the applicant is a
21 veteran for purposes of issuing an identification card with a
22 veteran designation under subsection (c-5) of Section 4 of this
23 Act. The acceptable forms of proof shall include, but are not
24 limited to, Department of Defense form DD-214, Department of
25 Defense form DD-2 (Retired), an identification card issued
26 under the federal Veterans Identification Card Act of 2015, or

1 a United States Department of Veterans Affairs summary of
2 benefits letter. The Illinois Department of Veterans' Affairs
3 shall advise the Secretary as to what other forms of proof of a
4 person's status as a veteran are acceptable.

5 The Illinois Department of Veterans' Affairs shall confirm
6 the status of the applicant as an honorably discharged veteran
7 before the Secretary may issue the identification card.

8 For purposes of this subsection (b):

9 "Armed forces" means any of the Armed Forces of the United
10 States, including a member of any reserve component or National
11 Guard unit.

12 "Veteran" means a person who has served in the armed forces
13 and was discharged or separated under honorable conditions.

14 (c) All applicants for REAL ID compliant standard Illinois
15 Identification Cards and Illinois Person with a Disability
16 Identification Cards shall provide proof of lawful status in
17 the United States as defined in 6 CFR 37.3, as amended.
18 Applicants who are unable to provide the Secretary with proof
19 of lawful status are ineligible for REAL ID compliant
20 identification cards under this Act.

21 (Source: P.A. 99-511, eff. 1-1-17; 99-544, eff. 7-15-16;
22 100-201, eff. 8-18-17; 100-248, eff. 8-22-17.)

23 Section 10. The Illinois Vehicle Code is amended by
24 changing Section 6-106 as follows:

1 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

2 Sec. 6-106. Application for license or instruction permit.

3 (a) Every application for any permit or license authorized
4 to be issued under this Code shall be made upon a form
5 furnished by the Secretary of State. Every application shall be
6 accompanied by the proper fee and payment of such fee shall
7 entitle the applicant to not more than 3 attempts to pass the
8 examination within a period of one year after the date of
9 application.

10 (b) Every application shall state the legal name, social
11 security number, zip code, date of birth, sex, and residence
12 address of the applicant; briefly describe the applicant; state
13 whether the applicant has theretofore been licensed as a
14 driver, and, if so, when and by what state or country, and
15 whether any such license has ever been cancelled, suspended,
16 revoked or refused, and, if so, the date and reason for such
17 cancellation, suspension, revocation or refusal; shall include
18 an affirmation by the applicant that all information set forth
19 is true and correct; and shall bear the applicant's signature.
20 In addition to the residence address, the Secretary may allow
21 the applicant to provide a mailing address. In the case of an
22 applicant who is a judicial officer or peace officer, the
23 Secretary may allow the applicant to provide an office or work
24 address in lieu of a residence or mailing address. The
25 application form may also require the statement of such
26 additional relevant information as the Secretary of State shall

1 deem necessary to determine the applicant's competency and
2 eligibility. The Secretary of State may, in his discretion, by
3 rule or regulation, provide that an application for a drivers
4 license or permit may include a suitable photograph of the
5 applicant in the form prescribed by the Secretary, and he may
6 further provide that each drivers license shall include a
7 photograph of the driver. The Secretary of State may utilize a
8 photograph process or system most suitable to deter alteration
9 or improper reproduction of a drivers license and to prevent
10 substitution of another photo thereon. For the purposes of this
11 subsection (b), "peace officer" means any person who by virtue
12 of his or her office or public employment is vested by law with
13 a duty to maintain public order or to make arrests for a
14 violation of any penal statute of this State, whether that duty
15 extends to all violations or is limited to specific violations.

16 (b-5) Every applicant for a REAL ID compliant driver's
17 license or permit shall provide proof of lawful status in the
18 United States as defined in 6 CFR 37.3, as amended. Applicants
19 who are unable to provide the Secretary with proof of lawful
20 status may apply for a driver's license or permit under Section
21 6-105.1 of this Code.

22 (c) The application form shall include a notice to the
23 applicant of the registration obligations of sex offenders
24 under the Sex Offender Registration Act. The notice shall be
25 provided in a form and manner prescribed by the Secretary of
26 State. For purposes of this subsection (c), "sex offender" has

1 the meaning ascribed to it in Section 2 of the Sex Offender
2 Registration Act.

3 (d) Any male United States citizen or immigrant who applies
4 for any permit or license authorized to be issued under this
5 Code or for a renewal of any permit or license, and who is at
6 least 18 years of age but less than 26 years of age, must be
7 registered in compliance with the requirements of the federal
8 Military Selective Service Act. The Secretary of State must
9 forward in an electronic format the necessary personal
10 information regarding the applicants identified in this
11 subsection (d) to the Selective Service System. The applicant's
12 signature on the application serves as an indication that the
13 applicant either has already registered with the Selective
14 Service System or that he is authorizing the Secretary to
15 forward to the Selective Service System the necessary
16 information for registration. The Secretary must notify the
17 applicant at the time of application that his signature
18 constitutes consent to registration with the Selective Service
19 System, if he is not already registered.

20 (e) Beginning on or before July 1, 2015, for each original
21 or renewal driver's license application under this Code, the
22 Secretary shall inquire as to whether the applicant is a
23 veteran for purposes of issuing a driver's license with a
24 veteran designation under subsection (e-5) of Section 6-110 of
25 this Code. The acceptable forms of proof shall include, but are
26 not limited to, Department of Defense form DD-214, Department

1 of Defense form DD-2 (Retired), an identification card issued
2 under the federal Veterans Identification Card Act of 2015, or
3 a United States Department of Veterans Affairs summary of
4 benefits letter. The Illinois Department of Veterans' Affairs
5 shall advise the Secretary as to what other forms of proof of a
6 person's status as a veteran are acceptable.

7 The Illinois Department of Veterans' Affairs shall confirm
8 the status of the applicant as an honorably discharged veteran
9 before the Secretary may issue the driver's license.

10 For purposes of this subsection (e):

11 "Armed forces" means any of the Armed Forces of the United
12 States, including a member of any reserve component or National
13 Guard unit.

14 "Veteran" means a person who has served in the armed forces
15 and was discharged or separated under honorable conditions.

16 (Source: P.A. 99-511, eff. 1-1-17; 99-544, eff. 7-15-16;
17 100-201, eff. 8-18-17; 100-248, eff. 8-22-17.)