



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

**HB4472**

by Rep. Brian W. Stewart

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-707	from Ch. 95 1/2, par. 3-707
625 ILCS 5/3-710	from Ch. 95 1/2, par. 3-710
625 ILCS 5/6-303	from Ch. 95 1/2, par. 6-303
625 ILCS 5/7-601.5 new	
625 ILCS 5/7-610	from Ch. 95 1/2, par. 7-610

Amends the Illinois Vehicle Code. Provides that no person shall operate a motor vehicle registered in another state upon the highways of this State unless the vehicle is covered by a liability insurance policy issued by the state where the vehicle is registered. Provides that the operator of the vehicle shall carry within the vehicle evidence of the insurance. Makes conforming changes.

LRB100 16449 AXK 31578 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 Vehicle Code is amended by changing  
5 Sections 3-707, 3-710, 6-303, and 7-610 and by adding Section  
6 7-601.5 as follows:

7 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

8 Sec. 3-707. Operation of uninsured motor vehicle - penalty.

9 (a) No person shall operate a motor vehicle in this State  
10 unless the motor vehicle is covered by a liability insurance  
11 policy in accordance with Section 7-601 or 7-601.5 of this  
12 Code.

13 (a-5) A person commits the offense of operation of  
14 uninsured motor vehicle causing bodily harm when the person:

15 (1) operates a motor vehicle in violation of Section  
16 7-601 or 7-601.5 of this Code; and

17 (2) causes, as a proximate result of the person's  
18 operation of the motor vehicle, bodily harm to another  
19 person.

20 (a-6) Uninsured operation of a motor vehicle under  
21 subsection (a-5) is a Class A misdemeanor. If a person  
22 convicted of the offense of operation of a motor vehicle under  
23 subsection (a-5) has previously been convicted of 2 or more

1 violations of subsection (a-5) of this Section or of Section  
2 7-601 or 7-601.5 of this Code, a fine of \$2,500, in addition to  
3 any sentence of incarceration, must be imposed.

4 (b) Any person who fails to comply with a request by a law  
5 enforcement officer for display of evidence of insurance, as  
6 required under Section 7-602 of this Code, shall be deemed to  
7 be operating an uninsured motor vehicle.

8 (c) Except as provided in subsections (a-6) and (c-5), any  
9 operator of a motor vehicle subject to registration under this  
10 Code who is convicted of violating this Section is guilty of a  
11 petty offense and shall be required to pay a fine in excess of  
12 \$500, but not more than \$1,000, except a person convicted of a  
13 third or subsequent violation of this Section shall be guilty  
14 of a business offense and shall be required to pay a fine of  
15 \$1,000. However, no person charged with violating this Section  
16 shall be convicted if such person produces in court  
17 satisfactory evidence that at the time of the arrest the motor  
18 vehicle was covered by a liability insurance policy in  
19 accordance with Section 7-601 or 7-601.5 of this Code. The  
20 chief judge of each circuit may designate an officer of the  
21 court to review the documentation demonstrating that at the  
22 time of arrest the motor vehicle was covered by a liability  
23 insurance policy in accordance with Section 7-601 or 7-601.5 of  
24 this Code.

25 (c-1) A person convicted of violating this Section shall  
26 also have his or her driver's license, permit, or privileges

1 suspended for 3 months. After the expiration of the 3 months,  
2 the person's driver's license, permit, or privileges shall not  
3 be reinstated until he or she has paid a reinstatement fee of  
4 \$100. If a person violates this Section while his or her  
5 driver's license, permit, or privileges are suspended under  
6 this subsection (c-1), his or her driver's license, permit, or  
7 privileges shall be suspended for an additional 6 months and  
8 until he or she pays the reinstatement fee.

9 (c-5) A person who (i) has not previously been convicted of  
10 or received a disposition of court supervision for violating  
11 this Section and (ii) produces at his or her court appearance  
12 satisfactory evidence that the motor vehicle is covered, as of  
13 the date of the court appearance, by a liability insurance  
14 policy in accordance with Section 7-601 or 7-601.5 of this Code  
15 shall, for a violation of this Section, other than a violation  
16 of subsection (a-5), pay a fine of \$100 and receive a  
17 disposition of court supervision. The person must, on the date  
18 that the period of court supervision is scheduled to terminate,  
19 produce satisfactory evidence that the vehicle was covered by  
20 the required liability insurance policy during the entire  
21 period of court supervision.

22 An officer of the court designated under subsection (c) may  
23 also review liability insurance documentation under this  
24 subsection (c-5) to determine if the motor vehicle is, as of  
25 the date of the court appearance, covered by a liability  
26 insurance policy in accordance with Section 7-601 or 7-601.5 of

1 this Code. The officer of the court shall also determine, on  
2 the date the period of court supervision is scheduled to  
3 terminate, whether the vehicle was covered by the required  
4 policy during the entire period of court supervision.

5 (d) A person convicted a third or subsequent time of  
6 violating this Section or a similar provision of a local  
7 ordinance must give proof to the Secretary of State of the  
8 person's financial responsibility as defined in Section 7-315.  
9 The person must maintain the proof in a manner satisfactory to  
10 the Secretary for a minimum period of 3 years after the date  
11 the proof is first filed. The Secretary must suspend the  
12 driver's license of any person determined by the Secretary not  
13 to have provided adequate proof of financial responsibility as  
14 required by this subsection.

15 (Source: P.A. 99-613, eff. 1-1-17; 100-202, eff. 1-1-18.)

16 (625 ILCS 5/3-710) (from Ch. 95 1/2, par. 3-710)

17 Sec. 3-710. Display of false insurance card. No person  
18 shall display evidence of insurance to a law enforcement  
19 officer, court, or officer of the court, knowing there is no  
20 valid liability insurance in effect on the motor vehicle as  
21 required under Section 7-601 or 7-601.5 of this Code or knowing  
22 the evidence of insurance is illegally altered, counterfeit, or  
23 otherwise invalid as evidence of insurance required under  
24 Section 7-602 of this Code. If the law enforcement officer  
25 issues a citation to a motor vehicle operator for displaying

1     invalid evidence of insurance, the officer shall confiscate the  
2     evidence for presentation in court.

3             Any person convicted of violating this Section is guilty of  
4     a Class A misdemeanor.

5     (Source: P.A. 89-565, eff. 7-26-96.)

6             (625 ILCS 5/6-303) (from Ch. 95 1/2, par. 6-303)

7             Sec. 6-303. Driving while driver's license, permit or  
8     privilege to operate a motor vehicle is suspended or revoked.

9             (a) Except as otherwise provided in subsection (a-5), any  
10    person who drives or is in actual physical control of a motor  
11    vehicle on any highway of this State at a time when such  
12    person's driver's license, permit or privilege to do so or the  
13    privilege to obtain a driver's license or permit is revoked or  
14    suspended as provided by this Code or the law of another state,  
15    except as may be specifically allowed by a judicial driving  
16    permit issued prior to January 1, 2009, monitoring device  
17    driving permit, family financial responsibility driving  
18    permit, probationary license to drive, or a restricted driving  
19    permit issued pursuant to this Code or under the law of another  
20    state, shall be guilty of a Class A misdemeanor.

21             (a-3) A second or subsequent violation of subsection (a) of  
22    this Section is a Class 4 felony if committed by a person whose  
23    driving or operation of a motor vehicle is the proximate cause  
24    of a motor vehicle accident that causes personal injury or  
25    death to another. For purposes of this subsection, a personal

1 injury includes any Type A injury as indicated on the traffic  
2 accident report completed by a law enforcement officer that  
3 requires immediate professional attention in either a doctor's  
4 office or a medical facility. A Type A injury includes severe  
5 bleeding wounds, distorted extremities, and injuries that  
6 require the injured party to be carried from the scene.

7 (a-5) Any person who violates this Section as provided in  
8 subsection (a) while his or her driver's license, permit or  
9 privilege is revoked because of a violation of Section 9-3 of  
10 the Criminal Code of 1961 or the Criminal Code of 2012,  
11 relating to the offense of reckless homicide, or a violation of  
12 subparagraph (F) of paragraph (1) of subsection (d) of Section  
13 11-501 of this Code, relating to the offense of aggravated  
14 driving under the influence of alcohol, other drug or drugs, or  
15 intoxicating compound or compounds, or any combination thereof  
16 when the violation was a proximate cause of a death, or a  
17 similar provision of a law of another state, is guilty of a  
18 Class 4 felony. The person shall be required to undergo a  
19 professional evaluation, as provided in Section 11-501 of this  
20 Code, to determine if an alcohol, drug, or intoxicating  
21 compound problem exists and the extent of the problem, and to  
22 undergo the imposition of treatment as appropriate.

23 (a-10) A person's driver's license, permit, or privilege to  
24 obtain a driver's license or permit may be subject to multiple  
25 revocations, multiple suspensions, or any combination of both  
26 simultaneously. No revocation or suspension shall serve to

1 negate, invalidate, cancel, postpone, or in any way lessen the  
2 effect of any other revocation or suspension entered prior or  
3 subsequent to any other revocation or suspension.

4 (b) (Blank).

5 (b-1) Upon receiving a report of the conviction of any  
6 violation indicating a person was operating a motor vehicle  
7 during the time when the person's driver's license, permit or  
8 privilege was suspended by the Secretary of State or the  
9 driver's licensing administrator of another state, except as  
10 specifically allowed by a probationary license, judicial  
11 driving permit, restricted driving permit or monitoring device  
12 driving permit the Secretary shall extend the suspension for  
13 the same period of time as the originally imposed suspension  
14 unless the suspension has already expired, in which case the  
15 Secretary shall be authorized to suspend the person's driving  
16 privileges for the same period of time as the originally  
17 imposed suspension.

18 (b-2) Except as provided in subsection (b-6), upon  
19 receiving a report of the conviction of any violation  
20 indicating a person was operating a motor vehicle when the  
21 person's driver's license, permit or privilege was revoked by  
22 the Secretary of State or the driver's license administrator of  
23 any other state, except as specifically allowed by a restricted  
24 driving permit issued pursuant to this Code or the law of  
25 another state, the Secretary shall not issue a driver's license  
26 for an additional period of one year from the date of such



1 conviction indicating such person was operating a vehicle  
2 during such period of revocation.

3 (b-3) (Blank).

4 (b-4) When the Secretary of State receives a report of a  
5 conviction of any violation indicating a person was operating a  
6 motor vehicle that was not equipped with an ignition interlock  
7 device during a time when the person was prohibited from  
8 operating a motor vehicle not equipped with such a device, the  
9 Secretary shall not issue a driver's license to that person for  
10 an additional period of one year from the date of the  
11 conviction.

12 (b-5) Any person convicted of violating this Section shall  
13 serve a minimum term of imprisonment of 30 consecutive days or  
14 300 hours of community service when the person's driving  
15 privilege was revoked or suspended as a result of a violation  
16 of Section 9-3 of the Criminal Code of 1961 or the Criminal  
17 Code of 2012, relating to the offense of reckless homicide, or  
18 a violation of subparagraph (F) of paragraph (1) of subsection  
19 (d) of Section 11-501 of this Code, relating to the offense of  
20 aggravated driving under the influence of alcohol, other drug  
21 or drugs, or intoxicating compound or compounds, or any  
22 combination thereof when the violation was a proximate cause of  
23 a death, or a similar provision of a law of another state.

24 (b-6) Upon receiving a report of a first conviction of  
25 operating a motor vehicle while the person's driver's license,  
26 permit or privilege was revoked where the revocation was for a

1 violation of Section 9-3 of the Criminal Code of 1961 or the  
2 Criminal Code of 2012 relating to the offense of reckless  
3 homicide, or a violation of subparagraph (F) of paragraph (1)  
4 of subsection (d) of Section 11-501 of this Code, relating to  
5 the offense of aggravated driving under the influence of  
6 alcohol, other drug or drugs, or intoxicating compound or  
7 compounds, or any combination thereof when the violation was a  
8 proximate cause of a death, or a similar out-of-state offense,  
9 the Secretary shall not issue a driver's license for an  
10 additional period of three years from the date of such  
11 conviction.

12 (c) Except as provided in subsections (c-3) and (c-4), any  
13 person convicted of violating this Section shall serve a  
14 minimum term of imprisonment of 10 consecutive days or 30 days  
15 of community service when the person's driving privilege was  
16 revoked or suspended as a result of:

17 (1) a violation of Section 11-501 of this Code or a  
18 similar provision of a local ordinance relating to the  
19 offense of operating or being in physical control of a  
20 vehicle while under the influence of alcohol, any other  
21 drug or any combination thereof; or

22 (2) a violation of paragraph (b) of Section 11-401 of  
23 this Code or a similar provision of a local ordinance  
24 relating to the offense of leaving the scene of a motor  
25 vehicle accident involving personal injury or death; or

26 (3) a statutory summary suspension or revocation under

1 Section 11-501.1 of this Code.

2 Such sentence of imprisonment or community service shall  
3 not be subject to suspension in order to reduce such sentence.

4 (c-1) Except as provided in subsections (c-5) and (d), any  
5 person convicted of a second violation of this Section shall be  
6 ordered by the court to serve a minimum of 100 hours of  
7 community service.

8 (c-2) In addition to other penalties imposed under this  
9 Section, the court may impose on any person convicted a fourth  
10 time of violating this Section any of the following:

11 (1) Seizure of the license plates of the person's  
12 vehicle.

13 (2) Immobilization of the person's vehicle for a period  
14 of time to be determined by the court.

15 (c-3) Any person convicted of a violation of this Section  
16 during a period of summary suspension imposed pursuant to  
17 Section 11-501.1 when the person was eligible for a MDDP shall  
18 be guilty of a Class 4 felony and shall serve a minimum term of  
19 imprisonment of 30 days.

20 (c-4) Any person who has been issued a MDDP or a restricted  
21 driving permit which requires the person to operate only motor  
22 vehicles equipped with an ignition interlock device and who is  
23 convicted of a violation of this Section as a result of  
24 operating or being in actual physical control of a motor  
25 vehicle not equipped with an ignition interlock device at the  
26 time of the offense shall be guilty of a Class 4 felony and

1 shall serve a minimum term of imprisonment of 30 days.

2 (c-5) Any person convicted of a second violation of this  
3 Section is guilty of a Class 2 felony, is not eligible for  
4 probation or conditional discharge, and shall serve a mandatory  
5 term of imprisonment, if:

6 (1) the current violation occurred when the person's  
7 driver's license was suspended or revoked for a violation  
8 of Section 9-3 of the Criminal Code of 1961 or the Criminal  
9 Code of 2012, relating to the offense of reckless homicide,  
10 or a violation of subparagraph (F) of paragraph (1) of  
11 subsection (d) of Section 11-501 of this Code, relating to  
12 the offense of aggravated driving under the influence of  
13 alcohol, other drug or drugs, or intoxicating compound or  
14 compounds, or any combination thereof when the violation  
15 was a proximate cause of a death, or a similar out-of-state  
16 offense; and

17 (2) the prior conviction under this Section occurred  
18 while the person's driver's license was suspended or  
19 revoked for a violation of Section 9-3 of the Criminal Code  
20 of 1961 or the Criminal Code of 2012 relating to the  
21 offense of reckless homicide, or a violation of  
22 subparagraph (F) of paragraph (1) of subsection (d) of  
23 Section 11-501 of this Code, relating to the offense of  
24 aggravated driving under the influence of alcohol, other  
25 drug or drugs, or intoxicating compound or compounds, or  
26 any combination thereof when the violation was a proximate

1 cause of a death, or a similar out-of-state offense, or was  
2 suspended or revoked for a violation of Section 11-401 or  
3 11-501 of this Code, a similar out-of-state offense, a  
4 similar provision of a local ordinance, or a statutory  
5 summary suspension or revocation under Section 11-501.1 of  
6 this Code.

7 (d) Any person convicted of a second violation of this  
8 Section shall be guilty of a Class 4 felony and shall serve a  
9 minimum term of imprisonment of 30 days or 300 hours of  
10 community service, as determined by the court, if:

11 (1) the current violation occurred when the person's  
12 driver's license was suspended or revoked for a violation  
13 of Section 11-401 or 11-501 of this Code, a similar  
14 out-of-state offense, a similar provision of a local  
15 ordinance, or a statutory summary suspension or revocation  
16 under Section 11-501.1 of this Code; and

17 (2) the prior conviction under this Section occurred  
18 while the person's driver's license was suspended or  
19 revoked for a violation of Section 11-401 or 11-501 of this  
20 Code, a similar out-of-state offense, a similar provision  
21 of a local ordinance, or a statutory summary suspension or  
22 revocation under Section 11-501.1 of this Code, or for a  
23 violation of Section 9-3 of the Criminal Code of 1961 or  
24 the Criminal Code of 2012, relating to the offense of  
25 reckless homicide, or a violation of subparagraph (F) of  
26 paragraph (1) of subsection (d) of Section 11-501 of this

1 Code, relating to the offense of aggravated driving under  
2 the influence of alcohol, other drug or drugs, or  
3 intoxicating compound or compounds, or any combination  
4 thereof when the violation was a proximate cause of a  
5 death, or a similar out-of-state offense.

6 (d-1) Except as provided in subsections (d-2), (d-2.5), and  
7 (d-3), any person convicted of a third or subsequent violation  
8 of this Section shall serve a minimum term of imprisonment of  
9 30 days or 300 hours of community service, as determined by the  
10 court.

11 (d-2) Any person convicted of a third violation of this  
12 Section is guilty of a Class 4 felony and must serve a minimum  
13 term of imprisonment of 30 days, if:

14 (1) the current violation occurred when the person's  
15 driver's license was suspended or revoked for a violation  
16 of Section 11-401 or 11-501 of this Code, or a similar  
17 out-of-state offense, or a similar provision of a local  
18 ordinance, or a statutory summary suspension or revocation  
19 under Section 11-501.1 of this Code; and

20 (2) the prior convictions under this Section occurred  
21 while the person's driver's license was suspended or  
22 revoked for a violation of Section 11-401 or 11-501 of this  
23 Code, a similar out-of-state offense, a similar provision  
24 of a local ordinance, or a statutory summary suspension or  
25 revocation under Section 11-501.1 of this Code, or for a  
26 violation of Section 9-3 of the Criminal Code of 1961 or

1 the Criminal Code of 2012, relating to the offense of  
2 reckless homicide, or a violation of subparagraph (F) of  
3 paragraph (1) of subsection (d) of Section 11-501 of this  
4 Code, relating to the offense of aggravated driving under  
5 the influence of alcohol, other drug or drugs, or  
6 intoxicating compound or compounds, or any combination  
7 thereof when the violation was a proximate cause of a  
8 death, or a similar out-of-state offense.

9 (d-2.5) Any person convicted of a third violation of this  
10 Section is guilty of a Class 1 felony, is not eligible for  
11 probation or conditional discharge, and must serve a mandatory  
12 term of imprisonment, if:

13 (1) the current violation occurred while the person's  
14 driver's license was suspended or revoked for a violation  
15 of Section 9-3 of the Criminal Code of 1961 or the Criminal  
16 Code of 2012, relating to the offense of reckless homicide,  
17 or a violation of subparagraph (F) of paragraph (1) of  
18 subsection (d) of Section 11-501 of this Code, relating to  
19 the offense of aggravated driving under the influence of  
20 alcohol, other drug or drugs, or intoxicating compound or  
21 compounds, or any combination thereof when the violation  
22 was a proximate cause of a death, or a similar out-of-state  
23 offense. The person's driving privileges shall be revoked  
24 for the remainder of the person's life; and

25 (2) the prior convictions under this Section occurred  
26 while the person's driver's license was suspended or

1           revoked for a violation of Section 9-3 of the Criminal Code  
2           of 1961 or the Criminal Code of 2012, relating to the  
3           offense of reckless homicide, or a violation of  
4           subparagraph (F) of paragraph (1) of subsection (d) of  
5           Section 11-501 of this Code, relating to the offense of  
6           aggravated driving under the influence of alcohol, other  
7           drug or drugs, or intoxicating compound or compounds, or  
8           any combination thereof when the violation was a proximate  
9           cause of a death, or a similar out-of-state offense, or was  
10          suspended or revoked for a violation of Section 11-401 or  
11          11-501 of this Code, a similar out-of-state offense, a  
12          similar provision of a local ordinance, or a statutory  
13          summary suspension or revocation under Section 11-501.1 of  
14          this Code.

15          (d-3) Any person convicted of a fourth, fifth, sixth,  
16          seventh, eighth, or ninth violation of this Section is guilty  
17          of a Class 4 felony and must serve a minimum term of  
18          imprisonment of 180 days, if:

19               (1) the current violation occurred when the person's  
20               driver's license was suspended or revoked for a violation  
21               of Section 11-401 or 11-501 of this Code, a similar  
22               out-of-state offense, a similar provision of a local  
23               ordinance, or a statutory summary suspension or revocation  
24               under Section 11-501.1 of this Code; and

25               (2) the prior convictions under this Section occurred  
26               while the person's driver's license was suspended or



1           revoked for a violation of Section 11-401 or 11-501 of this  
2           Code, a similar out-of-state offense, a similar provision  
3           of a local ordinance, or a statutory summary suspension or  
4           revocation under Section 11-501.1 of this Code, or for a  
5           violation of Section 9-3 of the Criminal Code of 1961 or  
6           the Criminal Code of 2012, relating to the offense of  
7           reckless homicide, or a violation of subparagraph (F) of  
8           paragraph (1) of subsection (d) of Section 11-501 of this  
9           Code, relating to the offense of aggravated driving under  
10          the influence of alcohol, other drug or drugs, or  
11          intoxicating compound or compounds, or any combination  
12          thereof when the violation was a proximate cause of a  
13          death, or a similar out-of-state offense.

14          (d-3.5) Any person convicted of a fourth or subsequent  
15          violation of this Section is guilty of a Class 1 felony, is not  
16          eligible for probation or conditional discharge, and must serve  
17          a mandatory term of imprisonment, and is eligible for an  
18          extended term, if:

19                 (1) the current violation occurred when the person's  
20                 driver's license was suspended or revoked for a violation  
21                 of Section 9-3 of the Criminal Code of 1961 or the Criminal  
22                 Code of 2012, relating to the offense of reckless homicide,  
23                 or a violation of subparagraph (F) of paragraph (1) of  
24                 subsection (d) of Section 11-501 of this Code, relating to  
25                 the offense of aggravated driving under the influence of  
26                 alcohol, other drug or drugs, or intoxicating compound or

1 compounds, or any combination thereof when the violation  
2 was a proximate cause of a death, or a similar out-of-state  
3 offense; and

4 (2) the prior convictions under this Section occurred  
5 while the person's driver's license was suspended or  
6 revoked for a violation of Section 9-3 of the Criminal Code  
7 of 1961 or the Criminal Code of 2012, relating to the  
8 offense of reckless homicide, or a violation of  
9 subparagraph (F) of paragraph (1) of subsection (d) of  
10 Section 11-501 of this Code, relating to the offense of  
11 aggravated driving under the influence of alcohol, other  
12 drug or drugs, or intoxicating compound or compounds, or  
13 any combination thereof when the violation was a proximate  
14 cause of a death, or a similar out-of-state offense, or was  
15 suspended or revoked for a violation of Section 11-401 or  
16 11-501 of this Code, a similar out-of-state offense, a  
17 similar provision of a local ordinance, or a statutory  
18 summary suspension or revocation under Section 11-501.1 of  
19 this Code.

20 (d-4) Any person convicted of a tenth, eleventh, twelfth,  
21 thirteenth, or fourteenth violation of this Section is guilty  
22 of a Class 3 felony, and is not eligible for probation or  
23 conditional discharge, if:

24 (1) the current violation occurred when the person's  
25 driver's license was suspended or revoked for a violation  
26 of Section 11-401 or 11-501 of this Code, or a similar

1 out-of-state offense, or a similar provision of a local  
2 ordinance, or a statutory summary suspension or revocation  
3 under Section 11-501.1 of this Code; and

4 (2) the prior convictions under this Section occurred  
5 while the person's driver's license was suspended or  
6 revoked for a violation of Section 11-401 or 11-501 of this  
7 Code, a similar out-of-state offense, a similar provision  
8 of a local ordinance, or a statutory suspension or  
9 revocation under Section 11-501.1 of this Code, or for a  
10 violation of Section 9-3 of the Criminal Code of 1961 or  
11 the Criminal Code of 2012, relating to the offense of  
12 reckless homicide, or a violation of subparagraph (F) of  
13 paragraph (1) of subsection (d) of Section 11-501 of this  
14 Code, relating to the offense of aggravated driving under  
15 the influence of alcohol, other drug or drugs, or  
16 intoxicating compound or compounds, or any combination  
17 thereof when the violation was a proximate cause of a  
18 death, or a similar out-of-state offense.

19 (d-5) Any person convicted of a fifteenth or subsequent  
20 violation of this Section is guilty of a Class 2 felony, and is  
21 not eligible for probation or conditional discharge, if:

22 (1) the current violation occurred when the person's  
23 driver's license was suspended or revoked for a violation  
24 of Section 11-401 or 11-501 of this Code, or a similar  
25 out-of-state offense, or a similar provision of a local  
26 ordinance, or a statutory summary suspension or revocation

1 under Section 11-501.1 of this Code; and

2 (2) the prior convictions under this Section occurred  
3 while the person's driver's license was suspended or  
4 revoked for a violation of Section 11-401 or 11-501 of this  
5 Code, a similar out-of-state offense, a similar provision  
6 of a local ordinance, or a statutory summary suspension or  
7 revocation under Section 11-501.1 of this Code, or for a  
8 violation of Section 9-3 of the Criminal Code of 1961 or  
9 the Criminal Code of 2012, relating to the offense of  
10 reckless homicide, or a violation of subparagraph (F) of  
11 paragraph (1) of subsection (d) of Section 11-501 of this  
12 Code, relating to the offense of aggravated driving under  
13 the influence of alcohol, other drug or drugs, or  
14 intoxicating compound or compounds, or any combination  
15 thereof when the violation was a proximate cause of a  
16 death, or a similar out-of-state offense.

17 (e) Any person in violation of this Section who is also in  
18 violation of Section 7-601 or 7-601.5 of this Code relating to  
19 mandatory insurance requirements, in addition to other  
20 penalties imposed under this Section, shall have his or her  
21 motor vehicle immediately impounded by the arresting law  
22 enforcement officer. The motor vehicle may be released to any  
23 licensed driver upon a showing of proof of insurance for the  
24 vehicle that was impounded and the notarized written consent  
25 for the release by the vehicle owner.

26 (f) For any prosecution under this Section, a certified

1 copy of the driving abstract of the defendant shall be admitted  
2 as proof of any prior conviction.

3 (g) The motor vehicle used in a violation of this Section  
4 is subject to seizure and forfeiture as provided in Sections  
5 36-1 and 36-2 of the Criminal Code of 2012 if the person's  
6 driving privilege was revoked or suspended as a result of:

7 (1) a violation of Section 11-501 of this Code, a  
8 similar provision of a local ordinance, or a similar  
9 provision of a law of another state;

10 (2) a violation of paragraph (b) of Section 11-401 of  
11 this Code, a similar provision of a local ordinance, or a  
12 similar provision of a law of another state;

13 (3) a statutory summary suspension or revocation under  
14 Section 11-501.1 of this Code or a similar provision of a  
15 law of another state; or

16 (4) a violation of Section 9-3 of the Criminal Code of  
17 1961 or the Criminal Code of 2012 relating to the offense  
18 of reckless homicide, or a violation of subparagraph (F) of  
19 paragraph (1) of subsection (d) of Section 11-501 of this  
20 Code, relating to the offense of aggravated driving under  
21 the influence of alcohol, other drug or drugs, or  
22 intoxicating compound or compounds, or any combination  
23 thereof when the violation was a proximate cause of a  
24 death, or a similar provision of a law of another state.

25 (Source: P.A. 99-290, eff. 1-1-16; 100-149, eff. 1-1-18.)

1 (625 ILCS 5/7-601.5 new)

2 Sec. 7-601.5. Required liability insurance policy;  
3 out-of-state registration. No person shall operate a motor  
4 vehicle registered in another state upon the highways of this  
5 State unless the vehicle is covered by a liability insurance  
6 policy issued by the state where the vehicle is registered. The  
7 operator of the vehicle shall carry within the vehicle evidence  
8 of the insurance.

9 (625 ILCS 5/7-610) (from Ch. 95 1/2, par. 7-610)

10 Sec. 7-610. Immunity. No state or local governmental unit  
11 and no government official or employee acting in the course of  
12 his or her official duties in the administration or enforcement  
13 of Section 7-601 or 7-601.5 and related provisions of this Code  
14 shall be liable for any damages, brought directly or indirectly  
15 by the injured party or a third party, except for damages  
16 resulting from willful and wanton misconduct or gross  
17 negligence on the part of the governmental unit, official or  
18 employee.

19 (Source: P.A. 86-149.)