

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 6-205, 6-500, 6-507.5, and 6-508.1 as follows:

6 (625 ILCS 5/6-205)

7 Sec. 6-205. Mandatory revocation of license or permit;  
8 Hardship cases.

9 (a) Except as provided in this Section, the Secretary of  
10 State shall immediately revoke the license, permit, or driving  
11 privileges of any driver upon receiving a report of the  
12 driver's conviction of any of the following offenses:

13 1. Reckless homicide resulting from the operation of a  
14 motor vehicle;

15 2. Violation of Section 11-501 of this Code or a  
16 similar provision of a local ordinance relating to the  
17 offense of operating or being in physical control of a  
18 vehicle while under the influence of alcohol, other drug or  
19 drugs, intoxicating compound or compounds, or any  
20 combination thereof;

21 3. Any felony under the laws of any State or the  
22 federal government in the commission of which a motor  
23 vehicle was used;

1           4. Violation of Section 11-401 of this Code relating to  
2 the offense of leaving the scene of a traffic accident  
3 involving death or personal injury;

4           5. Perjury or the making of a false affidavit or  
5 statement under oath to the Secretary of State under this  
6 Code or under any other law relating to the ownership or  
7 operation of motor vehicles;

8           6. Conviction upon 3 charges of violation of Section  
9 11-503 of this Code relating to the offense of reckless  
10 driving committed within a period of 12 months;

11           7. Conviction of any offense defined in Section 4-102  
12 of this Code;

13           8. Violation of Section 11-504 of this Code relating to  
14 the offense of drag racing;

15           9. Violation of Chapters 8 and 9 of this Code;

16           10. Violation of Section 12-5 of the Criminal Code of  
17 1961 or the Criminal Code of 2012 arising from the use of a  
18 motor vehicle;

19           11. Violation of Section 11-204.1 of this Code relating  
20 to aggravated fleeing or attempting to elude a peace  
21 officer;

22           12. Violation of paragraph (1) of subsection (b) of  
23 Section 6-507, or a similar law of any other state,  
24 relating to the unlawful operation of a commercial motor  
25 vehicle;

26           13. Violation of paragraph (a) of Section 11-502 of

1           this Code or a similar provision of a local ordinance if  
2           the driver has been previously convicted of a violation of  
3           that Section or a similar provision of a local ordinance  
4           and the driver was less than 21 years of age at the time of  
5           the offense;

6           14. Violation of paragraph (a) of Section 11-506 of  
7           this Code or a similar provision of a local ordinance  
8           relating to the offense of street racing;

9           15. A second or subsequent conviction of driving while  
10          the person's driver's license, permit or privileges was  
11          revoked for reckless homicide or a similar out-of-state  
12          offense;

13          16. Any offense against any provision in this Code, or  
14          any local ordinance, regulating the movement of traffic  
15          when that offense was the proximate cause of the death of  
16          any person. Any person whose driving privileges have been  
17          revoked pursuant to this paragraph may seek to have the  
18          revocation terminated or to have the length of revocation  
19          reduced by requesting an administrative hearing with the  
20          Secretary of State prior to the projected driver's license  
21          application eligibility date;

22          17. Violation of subsection (a-2) of Section 11-1301.3  
23          of this Code or a similar provision of a local ordinance;

24          18. A second or subsequent conviction of illegal  
25          possession, while operating or in actual physical control,  
26          as a driver, of a motor vehicle, of any controlled

1 substance prohibited under the Illinois Controlled  
2 Substances Act, any cannabis prohibited under the Cannabis  
3 Control Act, or any methamphetamine prohibited under the  
4 Methamphetamine Control and Community Protection Act. A  
5 defendant found guilty of this offense while operating a  
6 motor vehicle shall have an entry made in the court record  
7 by the presiding judge that this offense did occur while  
8 the defendant was operating a motor vehicle and order the  
9 clerk of the court to report the violation to the Secretary  
10 of State; -

11 19. Violation of subsection (a) of Section 11-1414 of  
12 this Code, or a similar provision of a local ordinance,  
13 relating to the offense of overtaking or passing of a  
14 school bus when the driver, in committing the violation, is  
15 involved in a motor vehicle accident that results in death  
16 to another and the violation is a proximate cause of the  
17 death.

18 (b) The Secretary of State shall also immediately revoke  
19 the license or permit of any driver in the following  
20 situations:

21 1. Of any minor upon receiving the notice provided for  
22 in Section 5-901 of the Juvenile Court Act of 1987 that the  
23 minor has been adjudicated under that Act as having  
24 committed an offense relating to motor vehicles prescribed  
25 in Section 4-103 of this Code;

26 2. Of any person when any other law of this State

1 requires either the revocation or suspension of a license  
2 or permit;

3 3. Of any person adjudicated under the Juvenile Court  
4 Act of 1987 based on an offense determined to have been  
5 committed in furtherance of the criminal activities of an  
6 organized gang as provided in Section 5-710 of that Act,  
7 and that involved the operation or use of a motor vehicle  
8 or the use of a driver's license or permit. The revocation  
9 shall remain in effect for the period determined by the  
10 court.

11 (c) (1) Whenever a person is convicted of any of the  
12 offenses enumerated in this Section, the court may recommend  
13 and the Secretary of State in his discretion, without regard to  
14 whether the recommendation is made by the court may, upon  
15 application, issue to the person a restricted driving permit  
16 granting the privilege of driving a motor vehicle between the  
17 petitioner's residence and petitioner's place of employment or  
18 within the scope of the petitioner's employment related duties,  
19 or to allow the petitioner to transport himself or herself or a  
20 family member of the petitioner's household to a medical  
21 facility for the receipt of necessary medical care or to allow  
22 the petitioner to transport himself or herself to and from  
23 alcohol or drug remedial or rehabilitative activity  
24 recommended by a licensed service provider, or to allow the  
25 petitioner to transport himself or herself or a family member  
26 of the petitioner's household to classes, as a student, at an

1 accredited educational institution, or to allow the petitioner  
2 to transport children, elderly persons, or persons with  
3 disabilities who do not hold driving privileges and are living  
4 in the petitioner's household to and from daycare; if the  
5 petitioner is able to demonstrate that no alternative means of  
6 transportation is reasonably available and that the petitioner  
7 will not endanger the public safety or welfare; provided that  
8 the Secretary's discretion shall be limited to cases where  
9 undue hardship, as defined by the rules of the Secretary of  
10 State, would result from a failure to issue the restricted  
11 driving permit.

12 (1.5) A person subject to the provisions of paragraph 4  
13 of subsection (b) of Section 6-208 of this Code may make  
14 application for a restricted driving permit at a hearing  
15 conducted under Section 2-118 of this Code after the  
16 expiration of 5 years from the effective date of the most  
17 recent revocation, or after 5 years from the date of  
18 release from a period of imprisonment resulting from a  
19 conviction of the most recent offense, whichever is later,  
20 provided the person, in addition to all other requirements  
21 of the Secretary, shows by clear and convincing evidence:

22 (A) a minimum of 3 years of uninterrupted  
23 abstinence from alcohol and the unlawful use or  
24 consumption of cannabis under the Cannabis Control  
25 Act, a controlled substance under the Illinois  
26 Controlled Substances Act, an intoxicating compound

1 under the Use of Intoxicating Compounds Act, or  
2 methamphetamine under the Methamphetamine Control and  
3 Community Protection Act; and

4 (B) the successful completion of any  
5 rehabilitative treatment and involvement in any  
6 ongoing rehabilitative activity that may be  
7 recommended by a properly licensed service provider  
8 according to an assessment of the person's alcohol or  
9 drug use under Section 11-501.01 of this Code.

10 In determining whether an applicant is eligible for a  
11 restricted driving permit under this paragraph (1.5), the  
12 Secretary may consider any relevant evidence, including,  
13 but not limited to, testimony, affidavits, records, and the  
14 results of regular alcohol or drug tests. Persons subject  
15 to the provisions of paragraph 4 of subsection (b) of  
16 Section 6-208 of this Code and who have been convicted of  
17 more than one violation of paragraph (3), paragraph (4), or  
18 paragraph (5) of subsection (a) of Section 11-501 of this  
19 Code shall not be eligible to apply for a restricted  
20 driving permit.

21 A restricted driving permit issued under this  
22 paragraph (1.5) shall provide that the holder may only  
23 operate motor vehicles equipped with an ignition interlock  
24 device as required under paragraph (2) of subsection (c) of  
25 this Section and subparagraph (A) of paragraph 3 of  
26 subsection (c) of Section 6-206 of this Code. The Secretary

1           may revoke a restricted driving permit or amend the  
2           conditions of a restricted driving permit issued under this  
3           paragraph (1.5) if the holder operates a vehicle that is  
4           not equipped with an ignition interlock device, or for any  
5           other reason authorized under this Code.

6           A restricted driving permit issued under this  
7           paragraph (1.5) shall be revoked, and the holder barred  
8           from applying for or being issued a restricted driving  
9           permit in the future, if the holder is subsequently  
10          convicted of a violation of Section 11-501 of this Code, a  
11          similar provision of a local ordinance, or a similar  
12          offense in another state.

13          (2) If a person's license or permit is revoked or  
14          suspended due to 2 or more convictions of violating Section  
15          11-501 of this Code or a similar provision of a local  
16          ordinance or a similar out-of-state offense, or Section 9-3  
17          of the Criminal Code of 1961 or the Criminal Code of 2012,  
18          where the use of alcohol or other drugs is recited as an  
19          element of the offense, or a similar out-of-state offense,  
20          or a combination of these offenses, arising out of separate  
21          occurrences, that person, if issued a restricted driving  
22          permit, may not operate a vehicle unless it has been  
23          equipped with an ignition interlock device as defined in  
24          Section 1-129.1.

25          (3) If:

26                (A) a person's license or permit is revoked or



1           suspended 2 or more times due to any combination of:

2                   (i) a single conviction of violating Section  
3                   11-501 of this Code or a similar provision of a  
4                   local ordinance or a similar out-of-state offense,  
5                   or Section 9-3 of the Criminal Code of 1961 or the  
6                   Criminal Code of 2012, where the use of alcohol or  
7                   other drugs is recited as an element of the  
8                   offense, or a similar out-of-state offense; or

9                   (ii) a statutory summary suspension or  
10                  revocation under Section 11-501.1; or

11                  (iii) a suspension pursuant to Section  
12                  6-203.1;

13           arising out of separate occurrences; or

14                   (B) a person has been convicted of one violation of  
15                   subparagraph (C) or (F) of paragraph (1) of subsection  
16                   (d) of Section 11-501 of this Code, Section 9-3 of the  
17                   Criminal Code of 1961 or the Criminal Code of 2012,  
18                   relating to the offense of reckless homicide where the  
19                   use of alcohol or other drugs was recited as an element  
20                   of the offense, or a similar provision of a law of  
21                   another state;

22           that person, if issued a restricted driving permit, may not  
23           operate a vehicle unless it has been equipped with an  
24           ignition interlock device as defined in Section 1-129.1.

25                   (4) The person issued a permit conditioned on the use  
26                   of an ignition interlock device must pay to the Secretary

1 of State DUI Administration Fund an amount not to exceed  
2 \$30 per month. The Secretary shall establish by rule the  
3 amount and the procedures, terms, and conditions relating  
4 to these fees.

5 (5) If the restricted driving permit is issued for  
6 employment purposes, then the prohibition against  
7 operating a motor vehicle that is not equipped with an  
8 ignition interlock device does not apply to the operation  
9 of an occupational vehicle owned or leased by that person's  
10 employer when used solely for employment purposes. For any  
11 person who, within a 5-year period, is convicted of a  
12 second or subsequent offense under Section 11-501 of this  
13 Code, or a similar provision of a local ordinance or  
14 similar out-of-state offense, this employment exemption  
15 does not apply until either a one-year period has elapsed  
16 during which that person had his or her driving privileges  
17 revoked or a one-year period has elapsed during which that  
18 person had a restricted driving permit which required the  
19 use of an ignition interlock device on every motor vehicle  
20 owned or operated by that person.

21 (6) In each case the Secretary of State may issue a  
22 restricted driving permit for a period he deems  
23 appropriate, except that the permit shall expire within one  
24 year from the date of issuance. A restricted driving permit  
25 issued under this Section shall be subject to cancellation,  
26 revocation, and suspension by the Secretary of State in

1           like manner and for like cause as a driver's license issued  
2           under this Code may be cancelled, revoked, or suspended;  
3           except that a conviction upon one or more offenses against  
4           laws or ordinances regulating the movement of traffic shall  
5           be deemed sufficient cause for the revocation, suspension,  
6           or cancellation of a restricted driving permit. The  
7           Secretary of State may, as a condition to the issuance of a  
8           restricted driving permit, require the petitioner to  
9           participate in a designated driver remedial or  
10          rehabilitative program. The Secretary of State is  
11          authorized to cancel a restricted driving permit if the  
12          permit holder does not successfully complete the program.  
13          However, if an individual's driving privileges have been  
14          revoked in accordance with paragraph 13 of subsection (a)  
15          of this Section, no restricted driving permit shall be  
16          issued until the individual has served 6 months of the  
17          revocation period.

18          (c-5) (Blank).

19          (c-6) If a person is convicted of a second violation of  
20          operating a motor vehicle while the person's driver's license,  
21          permit or privilege was revoked, where the revocation was for a  
22          violation of Section 9-3 of the Criminal Code of 1961 or the  
23          Criminal Code of 2012 relating to the offense of reckless  
24          homicide or a similar out-of-state offense, the person's  
25          driving privileges shall be revoked pursuant to subdivision  
26          (a)(15) of this Section. The person may not make application

1 for a license or permit until the expiration of five years from  
2 the effective date of the revocation or the expiration of five  
3 years from the date of release from a term of imprisonment,  
4 whichever is later.

5 (c-7) If a person is convicted of a third or subsequent  
6 violation of operating a motor vehicle while the person's  
7 driver's license, permit or privilege was revoked, where the  
8 revocation was for a violation of Section 9-3 of the Criminal  
9 Code of 1961 or the Criminal Code of 2012 relating to the  
10 offense of reckless homicide or a similar out-of-state offense,  
11 the person may never apply for a license or permit.

12 (d) (1) Whenever a person under the age of 21 is convicted  
13 under Section 11-501 of this Code or a similar provision of a  
14 local ordinance or a similar out-of-state offense, the  
15 Secretary of State shall revoke the driving privileges of that  
16 person. One year after the date of revocation, and upon  
17 application, the Secretary of State may, if satisfied that the  
18 person applying will not endanger the public safety or welfare,  
19 issue a restricted driving permit granting the privilege of  
20 driving a motor vehicle only between the hours of 5 a.m. and 9  
21 p.m. or as otherwise provided by this Section for a period of  
22 one year. After this one-year period, and upon reapplication  
23 for a license as provided in Section 6-106, upon payment of the  
24 appropriate reinstatement fee provided under paragraph (b) of  
25 Section 6-118, the Secretary of State, in his discretion, may  
26 reinstate the petitioner's driver's license and driving

1 privileges, or extend the restricted driving permit as many  
2 times as the Secretary of State deems appropriate, by  
3 additional periods of not more than 12 months each.

4 (2) If a person's license or permit is revoked or  
5 suspended due to 2 or more convictions of violating Section  
6 11-501 of this Code or a similar provision of a local  
7 ordinance or a similar out-of-state offense, or Section 9-3  
8 of the Criminal Code of 1961 or the Criminal Code of 2012,  
9 where the use of alcohol or other drugs is recited as an  
10 element of the offense, or a similar out-of-state offense,  
11 or a combination of these offenses, arising out of separate  
12 occurrences, that person, if issued a restricted driving  
13 permit, may not operate a vehicle unless it has been  
14 equipped with an ignition interlock device as defined in  
15 Section 1-129.1.

16 (3) If a person's license or permit is revoked or  
17 suspended 2 or more times due to any combination of:

18 (A) a single conviction of violating Section  
19 11-501 of this Code or a similar provision of a local  
20 ordinance or a similar out-of-state offense, or  
21 Section 9-3 of the Criminal Code of 1961 or the  
22 Criminal Code of 2012, where the use of alcohol or  
23 other drugs is recited as an element of the offense, or  
24 a similar out-of-state offense; or

25 (B) a statutory summary suspension or revocation  
26 under Section 11-501.1; or

1           (C) a suspension pursuant to Section 6-203.1;  
2           arising out of separate occurrences, that person, if issued  
3           a restricted driving permit, may not operate a vehicle  
4           unless it has been equipped with an ignition interlock  
5           device as defined in Section 1-129.1.

6           (3.5) If a person's license or permit is revoked or  
7           suspended due to a conviction for a violation of  
8           subparagraph (C) or (F) of paragraph (1) of subsection (d)  
9           of Section 11-501 of this Code, or a similar provision of a  
10          local ordinance or similar out-of-state offense, that  
11          person, if issued a restricted driving permit, may not  
12          operate a vehicle unless it has been equipped with an  
13          ignition interlock device as defined in Section 1-129.1.

14          (4) The person issued a permit conditioned upon the use  
15          of an interlock device must pay to the Secretary of State  
16          DUI Administration Fund an amount not to exceed \$30 per  
17          month. The Secretary shall establish by rule the amount and  
18          the procedures, terms, and conditions relating to these  
19          fees.

20          (5) If the restricted driving permit is issued for  
21          employment purposes, then the prohibition against driving  
22          a vehicle that is not equipped with an ignition interlock  
23          device does not apply to the operation of an occupational  
24          vehicle owned or leased by that person's employer when used  
25          solely for employment purposes. For any person who, within  
26          a 5-year period, is convicted of a second or subsequent

1 offense under Section 11-501 of this Code, or a similar  
2 provision of a local ordinance or similar out-of-state  
3 offense, this employment exemption does not apply until  
4 either a one-year period has elapsed during which that  
5 person had his or her driving privileges revoked or a  
6 one-year period has elapsed during which that person had a  
7 restricted driving permit which required the use of an  
8 ignition interlock device on every motor vehicle owned or  
9 operated by that person.

10 (6) A restricted driving permit issued under this  
11 Section shall be subject to cancellation, revocation, and  
12 suspension by the Secretary of State in like manner and for  
13 like cause as a driver's license issued under this Code may  
14 be cancelled, revoked, or suspended; except that a  
15 conviction upon one or more offenses against laws or  
16 ordinances regulating the movement of traffic shall be  
17 deemed sufficient cause for the revocation, suspension, or  
18 cancellation of a restricted driving permit.

19 (d-5) The revocation of the license, permit, or driving  
20 privileges of a person convicted of a third or subsequent  
21 violation of Section 6-303 of this Code committed while his or  
22 her driver's license, permit, or privilege was revoked because  
23 of a violation of Section 9-3 of the Criminal Code of 1961 or  
24 the Criminal Code of 2012, relating to the offense of reckless  
25 homicide, or a similar provision of a law of another state, is  
26 permanent. The Secretary may not, at any time, issue a license

1 or permit to that person.

2 (e) This Section is subject to the provisions of the Driver  
3 License Compact.

4 (f) Any revocation imposed upon any person under  
5 subsections 2 and 3 of paragraph (b) that is in effect on  
6 December 31, 1988 shall be converted to a suspension for a like  
7 period of time.

8 (g) The Secretary of State shall not issue a restricted  
9 driving permit to a person under the age of 16 years whose  
10 driving privileges have been revoked under any provisions of  
11 this Code.

12 (h) The Secretary of State shall require the use of  
13 ignition interlock devices for a period not less than 5 years  
14 on all vehicles owned by a person who has been convicted of a  
15 second or subsequent offense under Section 11-501 of this Code  
16 or a similar provision of a local ordinance. The person must  
17 pay to the Secretary of State DUI Administration Fund an amount  
18 not to exceed \$30 for each month that he or she uses the  
19 device. The Secretary shall establish by rule and regulation  
20 the procedures for certification and use of the interlock  
21 system, the amount of the fee, and the procedures, terms, and  
22 conditions relating to these fees. During the time period in  
23 which a person is required to install an ignition interlock  
24 device under this subsection (h), that person shall only  
25 operate vehicles in which ignition interlock devices have been  
26 installed, except as allowed by subdivision (c) (5) or (d) (5) of



1 this Section.

2 (i) (Blank).

3 (j) In accordance with 49 C.F.R. 384, the Secretary of  
4 State may not issue a restricted driving permit for the  
5 operation of a commercial motor vehicle to a person holding a  
6 CDL whose driving privileges have been revoked, suspended,  
7 cancelled, or disqualified under any provisions of this Code.

8 (k) The Secretary of State shall notify by mail any person  
9 whose driving privileges have been revoked under paragraph 16  
10 of subsection (a) of this Section that his or her driving  
11 privileges and driver's license will be revoked 90 days from  
12 the date of the mailing of the notice.

13 (Source: P.A. 99-143, eff. 7-27-15; 99-289, eff. 8-6-15;  
14 99-290, eff. 1-1-16; 99-296, eff. 1-1-16; 99-297, eff. 1-1-16;  
15 99-467, eff. 1-1-16; 99-483, eff. 1-1-16; 99-642, eff.  
16 7-28-16.)

17 (625 ILCS 5/6-500) (from Ch. 95 1/2, par. 6-500)

18 Sec. 6-500. Definitions of words and phrases.  
19 Notwithstanding the definitions set forth elsewhere in this  
20 Code, for purposes of the Uniform Commercial Driver's License  
21 Act (UCDLA), the words and phrases listed below have the  
22 meanings ascribed to them as follows:

23 (1) Alcohol. "Alcohol" means any substance containing any  
24 form of alcohol, including but not limited to ethanol,  
25 methanol, propanol, and isopropanol.

- 1           (2) Alcohol concentration. "Alcohol concentration" means:
- 2                 (A) the number of grams of alcohol per 210 liters of
- 3           breath; or
- 4                 (B) the number of grams of alcohol per 100 milliliters
- 5           of blood; or
- 6                 (C) the number of grams of alcohol per 67 milliliters
- 7           of urine.

8           Alcohol tests administered within 2 hours of the driver

9           being "stopped or detained" shall be considered that driver's

10          "alcohol concentration" for the purposes of enforcing this

11          UCDLA.

12          (3) (Blank).

13          (4) (Blank).

14          (5) (Blank).

15          (5.3) CDLIS driver record. "CDLIS driver record" means the

16          electronic record of the individual CDL driver's status and

17          history stored by the State-of-Record as part of the Commercial

18          Driver's License Information System, or CDLIS, established

19          under 49 U.S.C. 31309.

20          (5.5) CDLIS motor vehicle record. "CDLIS motor vehicle

21          record" or "CDLIS MVR" means a report generated from the CDLIS

22          driver record meeting the requirements for access to CDLIS

23          information and provided by states to users authorized in 49

24          C.F.R. 384.225(e) (3) and (4), subject to the provisions of the

25          Driver Privacy Protection Act, 18 U.S.C. 2721-2725.

26          (5.7) Commercial driver's license downgrade. "Commercial

1 driver's license downgrade" or "CDL downgrade" means either:

2 (A) a state allows the driver to change his or her  
3 self-certification to interstate, but operating  
4 exclusively in transportation or operation excepted from  
5 49 C.F.R. Part 391, as provided in 49 C.F.R. 390.3(f),  
6 391.2, 391.68, or 398.3;

7 (B) a state allows the driver to change his or her  
8 self-certification to intrastate only, if the driver  
9 qualifies under that state's physical qualification  
10 requirements for intrastate only;

11 (C) a state allows the driver to change his or her  
12 certification to intrastate, but operating exclusively in  
13 transportation or operations excepted from all or part of  
14 the state driver qualification requirements; or

15 (D) a state removes the CDL privilege from the driver  
16 license.

17 (6) Commercial Motor Vehicle.

18 (A) "Commercial motor vehicle" or "CMV" means a motor  
19 vehicle or combination of motor vehicles used in commerce,  
20 except those referred to in subdivision (B), designed to  
21 transport passengers or property if the motor vehicle:

22 (i) has a gross combination weight rating or gross  
23 combination weight of 11,794 kilograms or more (26,001  
24 pounds or more), whichever is greater, inclusive of any  
25 towed unit with a gross vehicle weight rating or gross  
26 vehicle weight of more than 4,536 kilograms (10,000

1 pounds), whichever is greater; or

2 (i-5) has a gross vehicle weight rating or gross  
3 vehicle weight of 11,794 or more kilograms (26,001  
4 pounds or more), whichever is greater; or

5 (ii) is designed to transport 16 or more persons,  
6 including the driver; or

7 (iii) is of any size and is used in transporting  
8 hazardous materials as defined in 49 C.F.R. 383.5.

9 (B) Pursuant to the interpretation of the Commercial  
10 Motor Vehicle Safety Act of 1986 by the Federal Highway  
11 Administration, the definition of "commercial motor  
12 vehicle" does not include:

13 (i) recreational vehicles, when operated primarily  
14 for personal use;

15 (ii) vehicles owned by or operated under the  
16 direction of the United States Department of Defense or  
17 the United States Coast Guard only when operated by  
18 non-civilian personnel. This includes any operator on  
19 active military duty; members of the Reserves;  
20 National Guard; personnel on part-time training; and  
21 National Guard military technicians (civilians who are  
22 required to wear military uniforms and are subject to  
23 the Code of Military Justice); or

24 (iii) firefighting, police, and other emergency  
25 equipment (including, without limitation, equipment  
26 owned or operated by a HazMat or technical rescue team

1 authorized by a county board under Section 5-1127 of  
2 the Counties Code), with audible and visual signals,  
3 owned or operated by or for a governmental entity,  
4 which is necessary to the preservation of life or  
5 property or the execution of emergency governmental  
6 functions which are normally not subject to general  
7 traffic rules and regulations.

8 (7) Controlled Substance. "Controlled substance" shall  
9 have the same meaning as defined in Section 102 of the Illinois  
10 Controlled Substances Act, and shall also include cannabis as  
11 defined in Section 3 of the Cannabis Control Act and  
12 methamphetamine as defined in Section 10 of the Methamphetamine  
13 Control and Community Protection Act.

14 (8) Conviction. "Conviction" means an unvacated  
15 adjudication of guilt or a determination that a person has  
16 violated or failed to comply with the law in a court of  
17 original jurisdiction or by an authorized administrative  
18 tribunal; an unvacated forfeiture of bail or collateral  
19 deposited to secure the person's appearance in court; a plea of  
20 guilty or nolo contendere accepted by the court; the payment of  
21 a fine or court cost regardless of whether the imposition of  
22 sentence is deferred and ultimately a judgment dismissing the  
23 underlying charge is entered; or a violation of a condition of  
24 release without bail, regardless of whether or not the penalty  
25 is rebated, suspended or probated.

26 (8.5) Day. "Day" means calendar day.

1 (9) (Blank).

2 (10) (Blank).

3 (11) (Blank).

4 (12) (Blank).

5 (13) Driver. "Driver" means any person who drives,  
6 operates, or is in physical control of a commercial motor  
7 vehicle, any person who is required to hold a CDL, or any  
8 person who is a holder of a CDL while operating a  
9 non-commercial motor vehicle.

10 (13.5) Driver applicant. "Driver applicant" means an  
11 individual who applies to a state or other jurisdiction to  
12 obtain, transfer, upgrade, or renew a CDL or to obtain or renew  
13 a CLP.

14 (13.8) Electronic device. "Electronic device" includes,  
15 but is not limited to, a cellular telephone, personal digital  
16 assistant, pager, computer, or any other device used to input,  
17 write, send, receive, or read text.

18 (14) Employee. "Employee" means a person who is employed as  
19 a commercial motor vehicle driver. A person who is  
20 self-employed as a commercial motor vehicle driver must comply  
21 with the requirements of this UCCLA pertaining to employees. An  
22 owner-operator on a long-term lease shall be considered an  
23 employee.

24 (15) Employer. "Employer" means a person (including the  
25 United States, a State or a local authority) who owns or leases  
26 a commercial motor vehicle or assigns employees to operate such

1 a vehicle. A person who is self-employed as a commercial motor  
2 vehicle driver must comply with the requirements of this UCDLA.

3 (15.1) Endorsement. "Endorsement" means an authorization  
4 to an individual's CLP or CDL required to permit the individual  
5 to operate certain types of commercial motor vehicles.

6 (15.3) Excepted interstate. "Excepted interstate" means a  
7 person who operates or expects to operate in interstate  
8 commerce, but engages exclusively in transportation or  
9 operations excepted under 49 C.F.R. 390.3(f), 391.2, 391.68, or  
10 398.3 from all or part of the qualification requirements of 49  
11 C.F.R. Part 391 and is not required to obtain a medical  
12 examiner's certificate by 49 C.F.R. 391.45.

13 (15.5) Excepted intrastate. "Excepted intrastate" means a  
14 person who operates in intrastate commerce but engages  
15 exclusively in transportation or operations excepted from all  
16 or parts of the state driver qualification requirements.

17 (16) (Blank).

18 (16.5) Fatality. "Fatality" means the death of a person as  
19 a result of a motor vehicle accident.

20 (16.7) Foreign commercial driver. "Foreign commercial  
21 driver" means a person licensed to operate a commercial motor  
22 vehicle by an authority outside the United States, or a citizen  
23 of a foreign country who operates a commercial motor vehicle in  
24 the United States.

25 (17) Foreign jurisdiction. "Foreign jurisdiction" means a  
26 sovereign jurisdiction that does not fall within the definition

1 of "State".

2 (18) (Blank).

3 (19) (Blank).

4 (20) Hazardous materials. "Hazardous Material" means any  
5 material that has been designated under 49 U.S.C. 5103 and is  
6 required to be placarded under subpart F of 49 C.F.R. part 172  
7 or any quantity of a material listed as a select agent or toxin  
8 in 42 C.F.R. part 73.

9 (20.5) Imminent Hazard. "Imminent hazard" means the  
10 existence of any condition of a vehicle, employee, or  
11 commercial motor vehicle operations that substantially  
12 increases the likelihood of serious injury or death if not  
13 discontinued immediately; or a condition relating to hazardous  
14 material that presents a substantial likelihood that death,  
15 serious illness, severe personal injury, or a substantial  
16 endangerment to health, property, or the environment may occur  
17 before the reasonably foreseeable completion date of a formal  
18 proceeding begun to lessen the risk of that death, illness,  
19 injury or endangerment.

20 (20.6) Issuance. "Issuance" means initial issuance,  
21 transfer, renewal, or upgrade of a CLP or CDL and non-domiciled  
22 CLP or CDL.

23 (20.7) Issue. "Issue" means initial issuance, transfer,  
24 renewal, or upgrade of a CLP or CDL and non-domiciled CLP or  
25 non-domiciled CDL.

26 (21) Long-term lease. "Long-term lease" means a lease of a



1 commercial motor vehicle by the owner-lessor to a lessee, for a  
2 period of more than 29 days.

3 (21.01) Manual transmission. "Manual transmission" means a  
4 transmission utilizing a driver-operated clutch that is  
5 activated by a pedal or lever and a gear-shift mechanism  
6 operated either by hand or foot including those known as a  
7 stick shift, stick, straight drive, or standard transmission.  
8 All other transmissions, whether semi-automatic or automatic,  
9 shall be considered automatic for the purposes of the  
10 standardized restriction code.

11 (21.1) Medical examiner. "Medical examiner" means an  
12 individual certified by the Federal Motor Carrier Safety  
13 Administration and listed on the National Registry of Certified  
14 Medical Examiners in accordance with Federal Motor Carrier  
15 Safety Regulations, 49 CFR 390.101 et seq.

16 (21.2) Medical examiner's certificate. "Medical examiner's  
17 certificate" means either (1) prior to June 22, 2018, a  
18 document prescribed or approved by the Secretary of State that  
19 is issued by a medical examiner to a driver to medically  
20 qualify him or her to drive; or (2) beginning June 22, 2018, an  
21 electronic submission of results of an examination conducted by  
22 a medical examiner listed on the National Registry of Certified  
23 Medical Examiners to the Federal Motor Carrier Safety  
24 Administration of a driver to medically qualify him or her to  
25 drive.

26 (21.5) Medical variance. "Medical variance" means a driver

1 has received one of the following from the Federal Motor  
2 Carrier Safety Administration which allows the driver to be  
3 issued a medical certificate: (1) an exemption letter  
4 permitting operation of a commercial motor vehicle pursuant to  
5 49 C.F.R. Part 381, Subpart C or 49 C.F.R. 391.64; or (2) a  
6 skill performance evaluation (SPE) certificate permitting  
7 operation of a commercial motor vehicle pursuant to 49 C.F.R.  
8 391.49.

9 (21.7) Mobile telephone. "Mobile telephone" means a mobile  
10 communication device that falls under or uses any commercial  
11 mobile radio service, as defined in regulations of the Federal  
12 Communications Commission, 47 CFR 20.3. It does not include  
13 two-way or citizens band radio services.

14 (22) Motor Vehicle. "Motor vehicle" means every vehicle  
15 which is self-propelled, and every vehicle which is propelled  
16 by electric power obtained from over head trolley wires but not  
17 operated upon rails, except vehicles moved solely by human  
18 power and motorized wheel chairs.

19 (22.2) Motor vehicle record. "Motor vehicle record" means a  
20 report of the driving status and history of a driver generated  
21 from the driver record provided to users, such as drivers or  
22 employers, and is subject to the provisions of the Driver  
23 Privacy Protection Act, 18 U.S.C. 2721-2725.

24 (22.5) Non-CMV. "Non-CMV" means a motor vehicle or  
25 combination of motor vehicles not defined by the term  
26 "commercial motor vehicle" or "CMV" in this Section.

1           (22.7) Non-excepted interstate. "Non-excepted interstate"  
2 means a person who operates or expects to operate in interstate  
3 commerce, is subject to and meets the qualification  
4 requirements under 49 C.F.R. Part 391, and is required to  
5 obtain a medical examiner's certificate by 49 C.F.R. 391.45.

6           (22.8) Non-excepted intrastate. "Non-excepted intrastate"  
7 means a person who operates only in intrastate commerce and is  
8 subject to State driver qualification requirements.

9           (23) Non-domiciled CLP or Non-domiciled CDL.  
10 "Non-domiciled CLP" or "Non-domiciled CDL" means a CLP or CDL,  
11 respectively, issued by a state or other jurisdiction under  
12 either of the following two conditions:

13           (i) to an individual domiciled in a foreign country  
14 meeting the requirements of Part 383.23(b)(1) of 49 C.F.R.  
15 of the Federal Motor Carrier Safety Administration.

16           (ii) to an individual domiciled in another state  
17 meeting the requirements of Part 383.23(b)(2) of 49 C.F.R.  
18 of the Federal Motor Carrier Safety Administration.

19           (24) (Blank).

20           (25) (Blank).

21           (25.5) Railroad-Highway Grade Crossing Violation.  
22 "Railroad-highway grade crossing violation" means a violation,  
23 while operating a commercial motor vehicle, of any of the  
24 following:

25           (A) Section 11-1201, 11-1202, or 11-1425 of this Code.

26           (B) Any other similar law or local ordinance of any

1 state relating to railroad-highway grade crossing.

2 (25.7) School Bus. "School bus" means a commercial motor  
3 vehicle used to transport pre-primary, primary, or secondary  
4 school students from home to school, from school to home, or to  
5 and from school-sponsored events. "School bus" does not include  
6 a bus used as a common carrier.

7 (26) Serious Traffic Violation. "Serious traffic  
8 violation" means:

9 (A) a conviction when operating a commercial motor  
10 vehicle, or when operating a non-CMV while holding a CLP or  
11 CDL, of:

12 (i) a violation relating to excessive speeding,  
13 involving a single speeding charge of 15 miles per hour  
14 or more above the legal speed limit; or

15 (ii) a violation relating to reckless driving; or

16 (iii) a violation of any State law or local  
17 ordinance relating to motor vehicle traffic control  
18 (other than parking violations) arising in connection  
19 with a fatal traffic accident; or

20 (iv) a violation of Section 6-501, relating to  
21 having multiple driver's licenses; or

22 (v) a violation of paragraph (a) of Section 6-507,  
23 relating to the requirement to have a valid CLP or CDL;  
24 or

25 (vi) a violation relating to improper or erratic  
26 traffic lane changes; or

1           (vii) a violation relating to following another  
2           vehicle too closely; or

3           (viii) a violation relating to texting while  
4           driving; or

5           (ix) a violation relating to the use of a hand-held  
6           mobile telephone while driving; or

7           (B) any other similar violation of a law or local  
8           ordinance of any state relating to motor vehicle traffic  
9           control, other than a parking violation, which the  
10          Secretary of State determines by administrative rule to be  
11          serious.

12          (27) State. "State" means a state of the United States, the  
13          District of Columbia and any province or territory of Canada.

14          (28) (Blank).

15          (29) (Blank).

16          (30) (Blank).

17          (31) (Blank).

18          (32) Texting. "Texting" means manually entering  
19          alphanumeric text into, or reading text from, an electronic  
20          device.

21                 (1) Texting includes, but is not limited to, short  
22          message service, emailing, instant messaging, a command or  
23          request to access a World Wide Web page, pressing more than  
24          a single button to initiate or terminate a voice  
25          communication using a mobile telephone, or engaging in any  
26          other form of electronic text retrieval or entry for

1 present or future communication.

2 (2) Texting does not include:

3 (i) inputting, selecting, or reading information  
4 on a global positioning system or navigation system; or

5 (ii) pressing a single button to initiate or  
6 terminate a voice communication using a mobile  
7 telephone; or

8 (iii) using a device capable of performing  
9 multiple functions (for example, a fleet management  
10 system, dispatching device, smart phone, citizens band  
11 radio, or music player) for a purpose that is not  
12 otherwise prohibited by Part 392 of the Federal Motor  
13 Carrier Safety Regulations.

14 (32.3) Third party skills test examiner. "Third party  
15 skills test examiner" means a person employed by a third party  
16 tester who is authorized by the State to administer the CDL  
17 skills tests specified in 49 C.F.R. Part 383, subparts G and H.

18 (32.5) Third party tester. "Third party tester" means a  
19 person (including, but not limited to, another state, a motor  
20 carrier, a private driver training facility or other private  
21 institution, or a department, agency, or instrumentality of a  
22 local government) authorized by the State to employ skills test  
23 examiners to administer the CDL skills tests specified in 49  
24 C.F.R. Part 383, subparts G and H.

25 (32.7) United States. "United States" means the 50 states  
26 and the District of Columbia.

1 (33) Use a hand-held mobile telephone. "Use a hand-held  
2 mobile telephone" means:

3 (1) using at least one hand to hold a mobile telephone  
4 to conduct a voice communication;

5 (2) dialing or answering a mobile telephone by pressing  
6 more than a single button; or

7 (3) reaching for a mobile telephone in a manner that  
8 requires a driver to maneuver so that he or she is no  
9 longer in a seated driving position, restrained by a seat  
10 belt that is installed in accordance with 49 CFR 393.93 and  
11 adjusted in accordance with the vehicle manufacturer's  
12 instructions.

13 (Source: P.A. 98-176 (see Section 10 of P.A. 98-722 and Section  
14 10 of P.A. 99-414 for the effective date of changes made by  
15 P.A. 98-176); 98-463, eff. 8-16-13; 98-722, eff. 7-16-14;  
16 99-57, eff. 7-16-15.)

17 (625 ILCS 5/6-507.5)

18 Sec. 6-507.5. Application for Commercial Learner's Permit  
19 (CLP).

20 (a) The application for a CLP must include, but is not  
21 limited to, the following:

22 (1) the driver applicant's full legal name and current  
23 Illinois domiciliary address, unless the driver applicant  
24 is from a foreign country and is applying for a  
25 non-domiciled CLP in which case the driver applicant shall

1 submit proof of Illinois residency or the driver applicant  
2 is from another state and is applying for a non-domiciled  
3 CLP in which case the driver applicant shall submit proof  
4 of domicile in the state which issued the driver  
5 applicant's Non-CDL;

6 (2) a physical description of the driver applicant  
7 including gender, height, weight, color of eyes, and hair  
8 color;

9 (3) date of birth;

10 (4) the driver applicant's social security number;

11 (5) the driver applicant's signature;

12 (6) the names of all states where the driver applicant  
13 has previously been licensed to drive any type of motor  
14 vehicle during the previous 10 years under 49 C.F.R. Part  
15 383;

16 (7) proof of citizenship or lawful permanent residency  
17 as set forth in Table 1 of 49 C.F.R. 383.71, unless the  
18 driver applicant is from a foreign country and is applying  
19 for a non-domiciled CLP, in which case the applicant must  
20 provide an unexpired employment authorization document  
21 (EAD) issued by USCIS or an unexpired foreign passport  
22 accompanied by an approved I-94 form documenting the  
23 applicant's most recent admittance into the United States;  
24 and

25 (8) any other information required by the Secretary of  
26 State.



1           (b) Except as provided in subsection (b-5), no ~~No~~ CLP shall  
2 be issued to a driver applicant unless the applicant has taken  
3 and passed a general knowledge test that meets the federal  
4 standards contained in 49 C.F.R. Part 383, subparts F, G, and H  
5 for the commercial motor vehicle the applicant expects to  
6 operate.

7           (b-5) The Secretary of State may waive the general  
8 knowledge test specified in 49 CFR 383.71(a)(2)(ii) for a  
9 qualifying driver applicant of a commercial learner's permit. A  
10 qualifying driver applicant shall:

11                 (1) be a current resident of this State;

12                 (2) be a current or former member of the military  
13 services, including a member of any reserve component or  
14 National Guard unit;

15                 (3) within one year prior to the application, have been  
16 regularly employed in a military position that requires the  
17 operation of large trucks;

18                 (4) have received formal military training in the  
19 operation of a vehicle similar to the commercial motor  
20 vehicle the applicant expects to operate; and

21                 (5) provide the Secretary of State with a general  
22 knowledge test waiver form signed by the applicant and his  
23 or her commanding officer certifying that the applicant  
24 qualifies for the general knowledge test waiver.

25           (c) No CLP shall be issued to a driver applicant unless the  
26 applicant possesses a valid Illinois driver's license or if the

1 applicant is applying for a non-domiciled CLP under subsection  
2 (b) of Section 6-509 of this Code, in which case the driver  
3 applicant must possess a valid driver's license from his or her  
4 state of domicile.

5 (d) No CLP shall be issued to a person under 18 years of  
6 age.

7 (e) No person shall be issued a CLP unless the person  
8 certifies to the Secretary one of the following types of  
9 driving operations in which he or she will be engaged:

10 (1) non-excepted interstate;

11 (2) non-excepted intrastate;

12 (3) excepted interstate; or

13 (4) excepted intrastate.

14 (f) No person shall be issued a CLP unless the person  
15 certifies to the Secretary that he or she is not subject to any  
16 disqualification under 49 C.F.R. 383.51, or any license  
17 disqualification under State law, and that he or she does not  
18 have a driver's license from more than one state or  
19 jurisdiction.

20 (g) No CLP shall be issued to a person while the person is  
21 subject to a disqualification from driving a commercial motor  
22 vehicle, unless otherwise permitted by this Code, while the  
23 person's driver's license is suspended, revoked, or cancelled  
24 in any state, or any territory or province of Canada; nor may a  
25 CLP be issued to a person who has a CLP or CDL issued by any  
26 other state or foreign jurisdiction, unless the person

1 surrenders all of these licenses. No CLP shall be issued to or  
2 renewed for a person who does not meet the requirement of 49  
3 C.F.R. 391.41(b)(11). The requirement may be met with the aid  
4 of a hearing aid.

5 (h) No CLP with a Passenger, School Bus or Tank Vehicle  
6 endorsement shall be issued to a person unless the driver  
7 applicant has taken and passed the knowledge test for each  
8 endorsement.

9 (1) A CLP holder with a Passenger (P) endorsement is  
10 prohibited from operating a CMV carrying passengers, other  
11 than federal or State auditors and inspectors, test  
12 examiners, or other trainees, and the CDL holder  
13 accompanying the CLP holder as prescribed by subsection (a)  
14 of Section 6-507 of this Code. The P endorsement must be  
15 class specific.

16 (2) A CLP holder with a School Bus (S) endorsement is  
17 prohibited from operating a school bus with passengers  
18 other than federal or State auditors and inspectors, test  
19 examiners, or other trainees, and the CDL holder  
20 accompanying the CLP holder as prescribed by subsection (a)  
21 of Section 6-507 of this Code.

22 (3) A CLP holder with a Tank Vehicle (N) endorsement  
23 may only operate an empty tank vehicle and is prohibited  
24 from operating any tank vehicle that previously contained  
25 hazardous material that has not been purged of all residue.

26 (4) All other federal endorsements are prohibited on a

1 CLP.

2 (i) No CLP holder may operate a commercial motor vehicle  
3 transporting hazardous material as defined in paragraph (20) of  
4 Section 6-500 of this Code.

5 (j) The CLP holder must be accompanied by the holder of a  
6 valid CDL who has the proper CDL group and endorsement  
7 necessary to operate the CMV. The CDL holder must at all times  
8 be physically present in the front seat of the vehicle next to  
9 the CLP holder or, in the case of a passenger vehicle, directly  
10 behind or in the first row behind the driver and must have the  
11 CLP holder under observation and direct supervision.

12 (k) A CLP is valid for 180 days from the date of issuance.  
13 A CLP may be renewed for an additional 180 days without  
14 requiring the CLP holder to retake the general and endorsement  
15 knowledge tests.

16 (l) A CLP issued prior to July 1, 2014 for a limited time  
17 period according to state requirements, shall be considered a  
18 valid commercial driver's license for purposes of  
19 behind-the-wheel training on public roads or highways.

20 (Source: P.A. 98-176 (see Section 10 of P.A. 98-722 and Section  
21 10 of P.A. 99-414 for the effective date of changes made by  
22 P.A. 98-176).)

23 (625 ILCS 5/6-508.1)

24 Sec. 6-508.1. Medical examiner's certificate.

25 (a) It shall be unlawful for any person to drive a CMV in

1 non-excepted interstate commerce unless the person holds a CLP  
2 or CDL and is medically certified as physically qualified to do  
3 so.

4 (b) No person who has certified to non-excepted interstate  
5 driving as provided in Sections 6-507.5 and 6-508 of this Code  
6 shall be issued a CLP ~~commercial learner's permit~~ or CDL unless  
7 that person ~~presents to the Secretary a medical examiner's~~  
8 ~~certificate or~~ has a current medical examiner's certificate on  
9 the CDLIS driver record.

10 (c) (Blank). ~~Persons who hold a commercial driver~~  
11 ~~instruction permit or CDL on January 30, 2012 who have~~  
12 ~~certified as non-excepted interstate as provided in Section~~  
13 ~~6-508 of this Code must provide to the Secretary a medical~~  
14 ~~examiner's certificate no later than January 30, 2014.~~

15 (d) On and after January 30, 2014, all persons who hold a  
16 commercial driver instruction permit or CDL who have certified  
17 as non-excepted interstate shall maintain a current medical  
18 examiner's certificate on file with the Secretary. On and after  
19 July 1, 2014, all persons issued a CLP who have certified as  
20 non-excepted interstate shall maintain a current medical  
21 examiner's certificate on file with the Secretary.

22 (e) Before June 22, 2018, ~~Within 10 calendar days of~~  
23 ~~receipt of a medical examiner's certificate of a driver who has~~  
24 ~~certified as non-excepted interstate,~~ the Secretary shall post  
25 the following to the CDLIS driver record within 10 calendar  
26 days of receipt of a medical examiner's certificate of a driver

1 who has certified as non-excepted interstate:

2 (1) the medical examiner's name;

3 (2) the medical examiner's telephone number;

4 (3) the date of issuance of the medical examiner's  
5 certificate;

6 (4) the medical examiner's license number and the state  
7 that issued it;

8 (5) the medical certification status;

9 (6) the expiration date of the medical examiner's  
10 certificate;

11 (7) the existence of any medical variance on the  
12 medical examiner's certificate, including, but not limited  
13 to, an exemption, Skills Performance Evaluation  
14 certification, issuance and expiration date of the medical  
15 variance, or any grandfather provisions;

16 (8) any restrictions noted on the medical examiner's  
17 certificate; ~~and~~

18 (9) the date the medical examiner's certificate  
19 information was posted to the CDLIS driver record; and -

20 (10) the medical examiner's National Registry of  
21 Certified Medical Examiners identification number.

22 (e-5) Beginning June 22, 2018, the Secretary shall post the  
23 following to the CDLIS driver record within one business day of  
24 electronic receipt from the Federal Motor Carrier Safety  
25 Administration of a driver's identification, examination  
26 results, restriction information, and medical variance

1 information resulting from an examination performed by a  
2 medical examiner on the National Registry of Certified Medical  
3 Examiners for any driver who has certified as non-excepted  
4 interstate:

5 (1) the medical examiner's name;

6 (2) the medical examiner's telephone number;

7 (3) the date of issuance of the medical examiner's  
8 certificate;

9 (4) the medical examiner's license number and the state  
10 that issued it;

11 (5) the medical certification status;

12 (6) the expiration date of the medical examiner's  
13 certificate;

14 (7) the existence of any medical variance on the  
15 medical examiner's certificate, including, but not limited  
16 to, an exemption, Skills Performance Evaluation  
17 certification, issue and expiration date of a medical  
18 variance, or any grandfather provisions;

19 (8) any restrictions noted on the medical examiner's  
20 certificate;

21 (9) the date the medical examiner's certificate  
22 information was posted to the CDLIS driver record; and

23 (10) the medical examiner's National Registry of  
24 Certified Medical Examiners identification number.

25 (f) Within 10 calendar days of the expiration or rescission  
26 of the driver's medical examiner's certificate or medical

1 variance or both, the Secretary shall update the medical  
2 certification status to "not certified".

3 (g) Within 10 calendar days of receipt of information from  
4 the Federal Motor Carrier Safety Administration regarding  
5 issuance or renewal of a medical variance, the Secretary shall  
6 update the CDLIS driver record to include the medical variance  
7 information provided by the Federal Motor Carrier Safety  
8 Administration.

9 (g-5) Beginning June 22, 2018, within one business day of  
10 electronic receipt of information from the Federal Motor  
11 Carrier Safety Administration regarding issuance or renewal of  
12 a medical variance, the Secretary shall update the CDLIS driver  
13 record to include the medical variance information provided by  
14 the Federal Motor Carrier Safety Administration.

15 (h) The Secretary shall notify the driver of his or her  
16 non-certified status and that his or her CDL will be canceled  
17 unless the driver submits a current medical examiner's  
18 certificate or medical variance or changes his or her  
19 self-certification to driving only in excepted or intrastate  
20 commerce.

21 (i) Within 60 calendar days of a driver's medical  
22 certification status becoming non-certified, the Secretary  
23 shall cancel the CDL.

24 (j) As required under the Code of Federal Regulations 49  
25 CFR 390.39, an operator of a covered farm vehicle, as defined  
26 under Section 18b-101 of this Code, is exempt from the



1 requirements of this Section.

2 (k) For purposes of ensuring a person is medically fit to  
3 drive a commercial motor vehicle, the Secretary may release  
4 medical information provided by an applicant or a holder of a  
5 CDL or CLP to the Federal Motor Carrier Safety Administration.  
6 Medical information includes, but is not limited to, a medical  
7 examiner's certificate, a medical report that the Secretary  
8 requires to be submitted, statements regarding medical  
9 conditions made by an applicant or a holder of a CDL or CLP, or  
10 statements made by his or her physician.

11 (Source: P.A. 98-176 (see Section 10 of P.A. 98-722 and Section  
12 10 of P.A. 99-414 for the effective date of changes made by  
13 P.A. 98-176); 99-57, eff. 7-16-15; 99-607, eff. 7-22-16.)

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.