



Rep. Anthony DeLuca

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10100HB2151ham002

LRB101 06628 TAE 58803 a

1 AMENDMENT TO HOUSE BILL 2151

2 AMENDMENT NO. _____. Amend House Bill 2151 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing Section 3-707 as follows:

6 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

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

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

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

13 (1) operates a motor vehicle in violation of Section
14 7-601 of this Code; and

15 (2) causes, as a proximate result of the person's
16 operation of the motor vehicle, bodily harm to another

1 person.

2 (a-6) Uninsured operation of a motor vehicle under
3 subsection (a-5) is a Class A misdemeanor. If a person
4 convicted of the offense of operation of a motor vehicle under
5 subsection (a-5) has previously been convicted of 2 or more
6 violations of subsection (a-5) of this Section or of Section
7 7-601 of this Code, a fine of \$2,500, in addition to any
8 sentence of incarceration, must be imposed. If a person is
9 convicted of a third or subsequent offense of subsection (a)
10 and the offense causes, as a proximate result of the person's
11 operation of the motor vehicle, the death of one or more
12 persons, the person is guilty of a Class 2 felony.

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

17 (c) Except as provided in subsections (a-6) and (c-5), any
18 operator of a motor vehicle subject to registration under this
19 Code who is convicted of violating this Section is guilty of a
20 petty offense and shall be required to pay a fine in excess of
21 \$500, but not more than \$1,000, except a person convicted of a
22 third or subsequent violation of this Section shall be guilty
23 of a business offense and shall be required to pay a fine of
24 \$1,000. However, no person charged with violating this Section
25 shall be convicted if such person produces in court
26 satisfactory evidence that at the time of the arrest the motor

1 vehicle was covered by a liability insurance policy in
2 accordance with Section 7-601 of this Code. The chief judge of
3 each circuit may designate an officer of the court to review
4 the documentation demonstrating that at the time of arrest the
5 motor vehicle was covered by a liability insurance policy in
6 accordance with Section 7-601 of this Code.

7 (c-1) A person convicted of violating this Section shall
8 also have his or her driver's license, permit, or privileges
9 suspended for 3 months. After the expiration of the 3 months,
10 the person's driver's license, permit, or privileges shall not
11 be reinstated until he or she has paid a reinstatement fee of
12 \$100. If a person violates this Section while his or her
13 driver's license, permit, or privileges are suspended under
14 this subsection (c-1), his or her driver's license, permit, or
15 privileges shall be suspended for an additional 6 months and
16 until he or she pays the reinstatement fee.

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

1 satisfactory evidence that the vehicle was covered by the
2 required liability insurance policy during the entire period of
3 court supervision.

4 An officer of the court designated under subsection (c) may
5 also review liability insurance documentation under this
6 subsection (c-5) to determine if the motor vehicle is, as of
7 the date of the court appearance, covered by a liability
8 insurance policy in accordance with Section 7-601 of this Code.
9 The officer of the court shall also determine, on the date the
10 period of court supervision is scheduled to terminate, whether
11 the vehicle was covered by the required policy during the
12 entire period of court supervision.

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

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

24 Section 99. Effective date. This Act takes effect January
25 1, 2020."