

1 AN ACT concerning the Secretary of State.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Administrative Procedure Act is
5 amended by changing Section 10-75 as follows:

6 (5 ILCS 100/10-75)

7 Sec. 10-75. Service by email.

8 (a) The following requirements shall apply for consenting
9 to accept service by email:

10 (1) At any time either before or after its issuance of
11 a hearing notice as described in Section 10-25, an agency
12 may require any attorney representing a party to the
13 hearing to provide one or more email addresses at which he
14 or she ~~they~~ shall accept service of documents described in
15 Sections 10-25 and 10-50 in connection with the hearing. A
16 party represented by an attorney may provide the email
17 address of the attorney.

18 (2) To the extent a person or entity is subject to
19 licensure, permitting, or regulation by the agency, or
20 submits an application for licensure or permitting to the
21 agency, that agency may require, as a condition of such
22 application, licensure, permitting, or regulation, that
23 such persons or entities consent to service by email of the

1 documents described in Sections 10-25 and 10-50 for any
2 hearings that may arise in connection with such
3 application, licensure or regulation, provided that the
4 agency: (i) requires that any person or entity providing
5 such an email address update that email address if it is
6 changed; and (ii) annually verifies that email address.

7 (3) At any time either before or after its issuance of
8 a hearing notice as described in Section 10-25, an agency
9 may request, but not require, an unrepresented party that
10 is not subject to paragraph (2) of this subsection (a) to
11 consent to accept service by email of the documents
12 described in Sections 10-25 and 10-50 by designating an
13 email address at which they will accept service.

14 (4) Any person or entity who submits an email address
15 under this Section shall also be given the option to
16 designate no more than two secondary email addresses at
17 which the person or entity consents to accept service,
18 provided that, if any secondary email address is
19 designated, an agency must serve the documents to both the
20 designated primary and secondary email addresses.

21 (b) Notwithstanding any party's consent to accept service
22 by email, no document described in Section ~~Sections~~ 10-25 or
23 10-50 may be served by email to the extent the document
24 contains:

25 (1) a Social Security or individual taxpayer
26 identification number;

1 (2) a driver's license number, except if such document
2 is issued by the Secretary of State;

3 (3) a financial account number;

4 (4) a debit or credit card number;

5 (5) any other information that could reasonably be
6 deemed personal, proprietary, confidential, or trade
7 secret information; or

8 (6) any information about or concerning a minor.

9 (c) Service by email is deemed complete on the day of
10 transmission. Agencies that use email to serve documents under
11 Sections 10-25 and 10-50 shall adopt rules that specify the
12 standard for confirming delivery, and in failure to confirm
13 delivery, what steps the agency will take to ensure that
14 service by email or other means is accomplished.

15 (d) This Section shall not apply with respect to any
16 service of notice other than under this Act.

17 (Source: P.A. 100-880, eff. 1-1-19; revised 10-10-18.)

18 Section 10. The Illinois Identification Card Act is amended
19 by changing Section 8 and by adding Section 17 as follows:

20 (15 ILCS 335/8) (from Ch. 124, par. 28)

21 Sec. 8. Expiration.

22 (a) Except as otherwise provided in this Section:

23 (1) Every identification card issued hereunder, except
24 to persons who have reached their 15th birthday, but are

1 not yet 21 years of age, persons who are 65 years of age or
2 older, and persons who are issued an Illinois Person with a
3 Disability Identification Card, shall expire 5 years from
4 the ensuing birthday of the applicant and a renewal shall
5 expire 5 years thereafter.

6 (2) Every original or renewal identification card
7 issued to a person who has reached his or her 15th
8 birthday, but is not yet 21 years of age shall expire 3
9 months after the person's 21st birthday.

10 (b) Except as provided elsewhere in this Section, every
11 original, renewal, or duplicate: (i) non-REAL ID
12 identification card issued to a person who has reached his or
13 her 65th birthday shall be permanent and need not be renewed;
14 (ii) REAL ID compliant identification card issued on or after
15 July 1, 2017, to a person who has reached his or her 65th
16 birthday shall expire 8 years thereafter; (iii) non-REAL ID
17 Illinois Person with a Disability Identification Card issued to
18 a qualifying person shall expire 10 years thereafter; and (iv)
19 REAL ID compliant Illinois Person with a Disability
20 Identification Card issued on or after July 1, 2017, shall
21 expire 8 years thereafter. The Secretary of State shall
22 promulgate rules setting forth the conditions and criteria for
23 the renewal of all Illinois Person with a Disability
24 Identification Cards.

25 (c) Every identification card or Illinois Person with a
26 Disability Identification Card issued under this Act to an

1 applicant who is not a United States citizen or permanent
2 resident, other than a conditional permanent resident, or an
3 individual who has an approved application for asylum in the
4 United States or has entered the United States in refugee
5 status, shall be marked "Limited Term" and shall expire on
6 whichever is the earlier date of the following:

7 (1) as provided under subsection (a) or (b) of this
8 Section;

9 (2) on the date the applicant's authorized stay in the
10 United States terminates; or

11 (3) if the applicant's authorized stay is indefinite
12 and the applicant is applying for a Limited Term REAL ID
13 compliant identification card, one year from the date of
14 issuance of the card.

15 (d) Every REAL ID compliant identification card or REAL ID
16 compliant Person with a Disability Identification Card issued
17 under this Act to an applicant who is not a United States
18 citizen or permanent resident, other than a conditional
19 permanent resident, or an individual who has an approved
20 application for asylum in the United States or has entered the
21 United States in refugee status, shall be marked "Limited
22 Term".

23 (Source: P.A. 99-305, eff. 1-1-16; 99-511, eff. 1-1-17;
24 100-248, eff. 8-22-17; 100-827, eff. 8-13-18.)

25 (15 ILCS 335/17 new)

1 Sec. 17. Invalidation of a standard Illinois
2 Identification Card or an Illinois Person with a Disability
3 Identification Card.

4 (a) The Secretary of State may invalidate a standard
5 Illinois Identification Card or an Illinois Person with a
6 Disability Identification Card:

7 (1) when the holder voluntarily surrenders the
8 standard Illinois Identification Card or Illinois Person
9 with a Disability Identification Card and declares his or
10 her intention to do so in writing;

11 (2) upon the death of the holder;

12 (3) upon the refusal of the holder to correct or update
13 information contained on a standard Illinois
14 Identification Card or an Illinois Person with a Disability
15 Identification Card; and

16 (4) as the Secretary deems appropriate by
17 administrative rule.

18 Section 15. The Illinois Vehicle Code is amended by
19 changing Sections 2-111, 3-704, 6-115, 6-209, 6-500, 6-508, and
20 6-508.1 as follows:

21 (625 ILCS 5/2-111) (from Ch. 95 1/2, par. 2-111)

22 Sec. 2-111. Seizure or confiscation of documents and
23 plates.

24 (a) The Secretary of State or any law enforcement entity is

1 authorized to take possession of any certificate of title,
2 registration card, permit, license, registration plate,
3 plates, disability license plate or parking decal or device, or
4 registration sticker issued by the Secretary ~~him~~ upon
5 expiration, revocation, cancellation or suspension thereof, or
6 which is fictitious, or which has been unlawfully or
7 erroneously issued. Police officers who have ~~reasonable~~
8 ~~grounds to believe that any item or items listed in this~~
9 ~~Section should be~~ seized such items shall return the items to
10 the Secretary of State in a manner and form set forth by the
11 Secretary in administrative rule to take possession of such
12 item or items ~~of the items and return them or cause them to be~~
13 ~~returned to the Secretary of State.~~

14 (b) The Secretary of State is authorized to confiscate any
15 suspected fraudulent, fictitious, or altered documents
16 submitted by an applicant in support of an application for a
17 driver's license or permit.

18 (Source: P.A. 97-743, eff. 1-1-13.)

19 (625 ILCS 5/3-704) (from Ch. 95 1/2, par. 3-704)

20 Sec. 3-704. Authority of Secretary of State to suspend or
21 revoke a registration or certificate of title; authority to
22 suspend or revoke the registration of a vehicle.

23 (a) The Secretary of State may suspend or revoke the
24 registration of a vehicle or a certificate of title,
25 registration card, registration sticker, registration plate,

1 disability parking decal or device, or any nonresident or other
2 permit in any of the following events:

3 1. When the Secretary of State is satisfied that such
4 registration or that such certificate, card, plate,
5 registration sticker or permit was fraudulently or
6 erroneously issued;

7 2. When a registered vehicle has been dismantled or
8 wrecked or is not properly equipped;

9 3. When the Secretary of State determines that any
10 required fees have not been paid to the Secretary of State,
11 to the Illinois Commerce Commission, or to the Illinois
12 Department of Revenue under the Motor Fuel Tax Law, and the
13 same are not paid upon reasonable notice and demand;

14 4. When a registration card, registration plate,
15 registration sticker or permit is knowingly displayed upon
16 a vehicle other than the one for which issued;

17 5. When the Secretary of State determines that the
18 owner has committed any offense under this Chapter
19 involving the registration or the certificate, card,
20 plate, registration sticker or permit to be suspended or
21 revoked;

22 6. When the Secretary of State determines that a
23 vehicle registered not-for-hire is used or operated
24 for-hire unlawfully, or used or operated for purposes other
25 than those authorized;

26 7. When the Secretary of State determines that an owner

1 of a for-hire motor vehicle has failed to give proof of
2 financial responsibility as required by this Act;

3 8. When the Secretary determines that the vehicle is
4 not subject to or eligible for a registration;

5 9. When the Secretary determines that the owner of a
6 vehicle registered under the mileage weight tax option
7 fails to maintain the records specified by law, or fails to
8 file the reports required by law, or that such vehicle is
9 not equipped with an operable and operating speedometer or
10 odometer;

11 10. When the Secretary of State is so authorized under
12 any other provision of law;

13 11. When the Secretary of State determines that the
14 holder of a disability parking decal or device has
15 committed any offense under Chapter 11 of this Code
16 involving the use of a disability parking decal or device.

17 (a-5) The Secretary of State may revoke a certificate of
18 title and registration card and issue a corrected certificate
19 of title and registration card, at no fee to the vehicle owner
20 or lienholder, if there is proof that the vehicle
21 identification number is erroneously shown on the original
22 certificate of title.

23 (b) The Secretary of State may suspend or revoke the
24 registration of a vehicle as follows:

25 1. When the Secretary of State determines that the
26 owner of a vehicle has not paid a civil penalty or a

1 settlement agreement arising from the violation of rules
2 adopted under the Illinois Motor Carrier Safety Law or the
3 Illinois Hazardous Materials Transportation Act or that a
4 vehicle, regardless of ownership, was the subject of
5 violations of these rules that resulted in a civil penalty
6 or settlement agreement which remains unpaid.

7 2. When the Secretary of State determines that a
8 vehicle registered for a gross weight of more than 16,000
9 pounds within an affected area is not in compliance with
10 the provisions of Section 13-109.1 of the Illinois Vehicle
11 Code.

12 3. When the Secretary of State is notified by the
13 United States Department of Transportation that a vehicle
14 is in violation of the Federal Motor Carrier Safety
15 Regulations, as they are now or hereafter amended, and is
16 prohibited from operating.

17 (c) The Secretary of State may suspend the registration of
18 a vehicle when a court finds that the vehicle was used in a
19 violation of Section 24-3A of the Criminal Code of 1961 or the
20 Criminal Code of 2012 relating to gunrunning. A suspension of
21 registration under this subsection (c) may be for a period of
22 up to 90 days.

23 (d) The Secretary shall deny, suspend, or revoke
24 registration if the applicant fails to disclose material
25 information required, if the applicant has made a materially
26 false statement on the application, if the applicant has

1 applied as a subterfuge for the real party in interest who has
2 been issued a federal out-of-service order, or if the
3 applicant's business is operated by, managed by, or otherwise
4 controlled by or affiliated with a person who is ineligible for
5 registration, including the applicant entity, a relative,
6 family member, corporate officer, or shareholder. The
7 Secretary shall deny, suspend, or revoke registration for
8 either (i) a vehicle if the motor carrier responsible for the
9 safety of the vehicle has been prohibited from operating by the
10 Federal Motor Carrier Safety Administration; or (ii) a carrier
11 whose business is operated by, managed by, or otherwise
12 controlled by or affiliated with a person who is ineligible for
13 registration, which may include the owner, a relative, family
14 member, corporate officer, or shareholder of the carrier.

15 (Source: P.A. 97-540, eff. 1-1-12; 97-1150, eff. 1-25-13.)

16 (625 ILCS 5/6-115) (from Ch. 95 1/2, par. 6-115)

17 Sec. 6-115. Expiration of driver's license.

18 (a) Except as provided elsewhere in this Section, every
19 driver's license issued under the provisions of this Code shall
20 expire 4 years from the date of its issuance, or at such later
21 date, as the Secretary of State may by proper rule and
22 regulation designate, not to exceed 12 calendar months; in the
23 event that an applicant for renewal of a driver's license fails
24 to apply prior to the expiration date of the previous driver's
25 license, the renewal driver's license shall expire 4 years from

1 the expiration date of the previous driver's license, or at
2 such later date as the Secretary of State may by proper rule
3 and regulation designate, not to exceed 12 calendar months.

4 The Secretary of State may, however, issue to a person not
5 previously licensed as a driver in Illinois a driver's license
6 which will expire not less than 4 years nor more than 5 years
7 from date of issuance, except as provided elsewhere in this
8 Section.

9 (a-5) Every driver's license issued under this Code to an
10 applicant who is not a United States citizen or permanent
11 resident, other than a conditional permanent resident, or an
12 individual who has an approved application for asylum in the
13 United States or has entered the United States in refugee
14 status, shall be marked "Limited Term" and shall expire on
15 whichever is the earlier date of the following:

16 (1) as provided under subsection (a), (f), (g), or (i)
17 of this Section;

18 (2) on the date the applicant's authorized stay in the
19 United States terminates; or

20 (3) if the applicant's authorized stay is indefinite
21 and the applicant is applying for a Limited Term REAL ID
22 compliant driver's license, one year from the date of
23 issuance of the license.

24 (a-10) Every REAL ID compliant driver's license issued
25 under this Code to an applicant who is not a United States
26 citizen or permanent resident, other than a conditional

1 permanent resident, or an individual who has an approved
2 application for asylum in the United States or has entered the
3 United States in refugee status, shall be marked "Limited
4 Term".

5 (b) Before the expiration of a driver's license, except
6 those licenses expiring on the individual's 21st birthday, or 3
7 months after the individual's 21st birthday, the holder thereof
8 may apply for a renewal thereof, subject to all the provisions
9 of Section 6-103, and the Secretary of State may require an
10 examination of the applicant. A licensee whose driver's license
11 expires on his 21st birthday, or 3 months after his 21st
12 birthday, may not apply for a renewal of his driving privileges
13 until he reaches the age of 21.

14 (c) The Secretary of State shall, 30 days prior to the
15 expiration of a driver's license, forward to each person whose
16 license is to expire a notification of the expiration of said
17 license which may be presented at the time of renewal of said
18 license.

19 There may be included with such notification information
20 explaining the anatomical gift and Emergency Medical
21 Information Card provisions of Section 6-110. The format and
22 text of such information shall be prescribed by the Secretary.

23 There shall be included with such notification, for a
24 period of 4 years beginning January 1, 2000 information
25 regarding the Illinois Adoption Registry and Medical
26 Information Exchange established in Section 18.1 of the

1 Adoption Act.

2 (d) The Secretary may defer the expiration of the driver's
3 license of a licensee, spouse, and dependent children who are
4 living with such licensee while on active duty, serving in the
5 Armed Forces of the United States outside of the State of
6 Illinois, and 120 days thereafter, upon such terms and
7 conditions as the Secretary may prescribe.

8 (d-5) The Secretary may defer the expiration of the
9 driver's license of a licensee, or of a spouse or dependent
10 children living with the licensee, serving as a civilian
11 employee of the United States Armed Forces or the United States
12 Department of Defense, outside of the State of Illinois, and
13 120 days thereafter, upon such terms and conditions as the
14 Secretary may prescribe.

15 (e) The Secretary of State may decline to process a renewal
16 of a driver's license of any person who has not paid any fee or
17 tax due under this Code and is not paid upon reasonable notice
18 and demand.

19 (f) The Secretary shall provide that each original or
20 renewal driver's license issued to a licensee under 21 years of
21 age shall expire 3 months after the licensee's 21st birthday.
22 Persons whose current driver's licenses expire on their 21st
23 birthday on or after January 1, 1986 shall not renew their
24 driver's license before their 21st birthday, and their current
25 driver's license will be extended for an additional term of 3
26 months beyond their 21st birthday. Thereafter, the expiration

1 and term of the driver's license shall be governed by
2 subsection (a) hereof.

3 (g) The Secretary shall provide that each original or
4 renewal driver's license issued to a licensee 81 years of age
5 through age 86 shall expire 2 years from the date of issuance,
6 or at such later date as the Secretary may by rule and
7 regulation designate, not to exceed an additional 12 calendar
8 months. The Secretary shall also provide that each original or
9 renewal driver's license issued to a licensee 87 years of age
10 or older shall expire 12 months from the date of issuance, or
11 at such later date as the Secretary may by rule and regulation
12 designate, not to exceed an additional 12 calendar months.

13 (h) The Secretary of State shall provide that each special
14 restricted driver's license issued under subsection (g) of
15 Section 6-113 of this Code shall expire 12 months from the date
16 of issuance. The Secretary shall adopt rules defining renewal
17 requirements.

18 (i) The Secretary of State shall provide that each driver's
19 license issued to a person convicted of a sex offense as
20 defined in Section 2 of the Sex Offender Registration Act shall
21 expire 12 months from the date of issuance or at such date as
22 the Secretary may by rule designate, not to exceed an
23 additional 12 calendar months. The Secretary may adopt rules
24 defining renewal requirements.

25 (Source: P.A. 99-118, eff. 1-1-16; 99-305, eff. 1-1-16; 99-642,
26 eff. 7-28-16; 100-248, eff. 8-22-17; 100-863, eff. 8-14-18.)

1 (625 ILCS 5/6-209) (from Ch. 95 1/2, par. 6-209)

2 Sec. 6-209. Notice of Cancellation, Suspension or
3 Revocation - Surrender and Return of License. The Secretary of
4 State upon cancelling, suspending or revoking a license or
5 permit shall immediately notify the holder thereof in writing
6 and shall require that such license or permit shall be
7 surrendered to ~~and retained by~~ the Secretary of State. However,
8 upon payment of the reinstatement fee set out in subsection (g)
9 of Section 6-118 at the end of any period of suspension of a
10 license the licensee, if not ineligible for some other reason,
11 shall be entitled to reinstatement of driving privileges and
12 may apply for a duplicate driver's ~~the return of his~~ license if
13 it has not then expired; or, in case it has expired, to apply
14 for a new license.

15 (Source: P.A. 81-462.)

16 (625 ILCS 5/6-500) (from Ch. 95 1/2, par. 6-500)

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

22 (1) Alcohol. "Alcohol" means any substance containing any
23 form of alcohol, including but not limited to ethanol,
24 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 (15.2) Entry-level driver training. "Entry-level driver
7 training" means the training an entry-level driver receives
8 from an entity listed on the Federal Motor Carrier Safety
9 Administration's Training Provider Registry prior to: (i)
10 taking the CDL skills test required to receive the Class A or
11 Class B CDL for the first time; (ii) taking the CDL skills test
12 required to upgrade to a Class A or Class B CDL; or (iii)
13 taking the CDL skills test required to obtain a passenger or
14 school bus endorsement for the first time or the CDL knowledge
15 test required to obtain a hazardous materials endorsement for
16 the first time.

17 (15.3) Excepted interstate. "Excepted interstate" means a
18 person who operates or expects to operate in interstate
19 commerce, but engages exclusively in transportation or
20 operations excepted under 49 C.F.R. 390.3(f), 391.2, 391.68, or
21 398.3 from all or part of the qualification requirements of 49
22 C.F.R. Part 391 and is not required to obtain a medical
23 examiner's certificate by 49 C.F.R. 391.45.

24 (15.5) Excepted intrastate. "Excepted intrastate" means a
25 person who operates in intrastate commerce but engages
26 exclusively in transportation or operations excepted from all

1 or parts of the state driver qualification requirements.

2 (16) (Blank).

3 (16.5) Fatality. "Fatality" means the death of a person as
4 a result of a motor vehicle accident.

5 (16.7) Foreign commercial driver. "Foreign commercial
6 driver" means a person licensed to operate a commercial motor
7 vehicle by an authority outside the United States, or a citizen
8 of a foreign country who operates a commercial motor vehicle in
9 the United States.

10 (17) Foreign jurisdiction. "Foreign jurisdiction" means a
11 sovereign jurisdiction that does not fall within the definition
12 of "State".

13 (18) (Blank).

14 (19) (Blank).

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

20 (20.5) Imminent Hazard. "Imminent hazard" means the
21 existence of any condition of a vehicle, employee, or
22 commercial motor vehicle operations that substantially
23 increases the likelihood of serious injury or death if not
24 discontinued immediately; or a condition relating to hazardous
25 material that presents a substantial likelihood that death,
26 serious illness, severe personal injury, or a substantial

1 endangerment to health, property, or the environment may occur
2 before the reasonably foreseeable completion date of a formal
3 proceeding begun to lessen the risk of that death, illness,
4 injury or endangerment.

5 (20.6) Issuance. "Issuance" means initial issuance,
6 transfer, renewal, or upgrade of a CLP or CDL and non-domiciled
7 CLP or CDL.

8 (20.7) Issue. "Issue" means initial issuance, transfer,
9 renewal, or upgrade of a CLP or CDL and non-domiciled CLP or
10 non-domiciled CDL.

11 (21) Long-term lease. "Long-term lease" means a lease of a
12 commercial motor vehicle by the owner-lessor to a lessee, for a
13 period of more than 29 days.

14 (21.01) Manual transmission. "Manual transmission" means a
15 transmission utilizing a driver-operated clutch that is
16 activated by a pedal or lever and a gear-shift mechanism
17 operated either by hand or foot including those known as a
18 stick shift, stick, straight drive, or standard transmission.
19 All other transmissions, whether semi-automatic or automatic,
20 shall be considered automatic for the purposes of the
21 standardized restriction code.

22 (21.1) Medical examiner. "Medical examiner" means an
23 individual certified by the Federal Motor Carrier Safety
24 Administration and listed on the National Registry of Certified
25 Medical Examiners in accordance with Federal Motor Carrier
26 Safety Regulations, 49 CFR 390.101 et seq.

1 (21.2) Medical examiner's certificate. "Medical examiner's
2 certificate" means either (1) prior to June 22, 2021 ~~2018~~, a
3 document prescribed or approved by the Secretary of State that
4 is issued by a medical examiner to a driver to medically
5 qualify him or her to drive; or (2) beginning June 22, 2021
6 ~~2018~~, an electronic submission of results of an examination
7 conducted by a medical examiner listed on the National Registry
8 of Certified Medical Examiners to the Federal Motor Carrier
9 Safety Administration of a driver to medically qualify him or
10 her to drive.

11 (21.5) Medical variance. "Medical variance" means a driver
12 has received one of the following from the Federal Motor
13 Carrier Safety Administration which allows the driver to be
14 issued a medical certificate: (1) an exemption letter
15 permitting operation of a commercial motor vehicle pursuant to
16 49 C.F.R. Part 381, Subpart C or 49 C.F.R. 391.64; or (2) a
17 skill performance evaluation (SPE) certificate permitting
18 operation of a commercial motor vehicle pursuant to 49 C.F.R.
19 391.49.

20 (21.7) Mobile telephone. "Mobile telephone" means a mobile
21 communication device that falls under or uses any commercial
22 mobile radio service, as defined in regulations of the Federal
23 Communications Commission, 47 CFR 20.3. It does not include
24 two-way or citizens band radio services.

25 (22) Motor Vehicle. "Motor vehicle" means every vehicle
26 which is self-propelled, and every vehicle which is propelled

1 by electric power obtained from over head trolley wires but not
2 operated upon rails, except vehicles moved solely by human
3 power and motorized wheel chairs.

4 (22.2) Motor vehicle record. "Motor vehicle record" means a
5 report of the driving status and history of a driver generated
6 from the driver record provided to users, such as drivers or
7 employers, and is subject to the provisions of the Driver
8 Privacy Protection Act, 18 U.S.C. 2721-2725.

9 (22.5) Non-CMV. "Non-CMV" means a motor vehicle or
10 combination of motor vehicles not defined by the term
11 "commercial motor vehicle" or "CMV" in this Section.

12 (22.7) Non-excepted interstate. "Non-excepted interstate"
13 means a person who operates or expects to operate in interstate
14 commerce, is subject to and meets the qualification
15 requirements under 49 C.F.R. Part 391, and is required to
16 obtain a medical examiner's certificate by 49 C.F.R. 391.45.

17 (22.8) Non-excepted intrastate. "Non-excepted intrastate"
18 means a person who operates only in intrastate commerce and is
19 subject to State driver qualification requirements.

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

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

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

4 (24) (Blank).

5 (25) (Blank).

6 (25.5) Railroad-Highway Grade Crossing Violation.

7 "Railroad-highway grade crossing violation" means a violation,
8 while operating a commercial motor vehicle, of any of the
9 following:

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

11 (B) Any other similar law or local ordinance of any
12 state relating to railroad-highway grade crossing.

13 (25.7) School Bus. "School bus" means a commercial motor
14 vehicle used to transport pre-primary, primary, or secondary
15 school students from home to school, from school to home, or to
16 and from school-sponsored events. "School bus" does not include
17 a bus used as a common carrier.

18 (26) Serious Traffic Violation. "Serious traffic
19 violation" means:

20 (A) a conviction when operating a commercial motor
21 vehicle, or when operating a non-CMV while holding a CLP or
22 CDL, of:

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

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

1 (iii) a violation of any State law or local
2 ordinance relating to motor vehicle traffic control
3 (other than parking violations) arising in connection
4 with a fatal traffic accident; or

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

7 (v) a violation of paragraph (a) of Section 6-507,
8 relating to the requirement to have a valid CLP or CDL;
9 or

10 (vi) a violation relating to improper or erratic
11 traffic lane changes; or

12 (vii) a violation relating to following another
13 vehicle too closely; or

14 (viii) a violation relating to texting while
15 driving; or

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

18 (B) any other similar violation of a law or local
19 ordinance of any state relating to motor vehicle traffic
20 control, other than a parking violation, which the
21 Secretary of State determines by administrative rule to be
22 serious.

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

25 (28) (Blank).

26 (29) (Blank).

1 (30) (Blank).

2 (31) (Blank).

3 (32) Texting. "Texting" means manually entering
4 alphanumeric text into, or reading text from, an electronic
5 device.

6 (1) Texting includes, but is not limited to, short
7 message service, emailing, instant messaging, a command or
8 request to access a World Wide Web page, pressing more than
9 a single button to initiate or terminate a voice
10 communication using a mobile telephone, or engaging in any
11 other form of electronic text retrieval or entry for
12 present or future communication.

13 (2) Texting does not include:

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

16 (ii) pressing a single button to initiate or
17 terminate a voice communication using a mobile
18 telephone; or

19 (iii) using a device capable of performing
20 multiple functions (for example, a fleet management
21 system, dispatching device, smart phone, citizens band
22 radio, or music player) for a purpose that is not
23 otherwise prohibited by Part 392 of the Federal Motor
24 Carrier Safety Regulations.

25 (32.3) Third party skills test examiner. "Third party
26 skills test examiner" means a person employed by a third party

1 tester who is authorized by the State to administer the CDL
2 skills tests specified in 49 C.F.R. Part 383, subparts G and H.

3 (32.5) Third party tester. "Third party tester" means a
4 person (including, but not limited to, another state, a motor
5 carrier, a private driver training facility or other private
6 institution, or a department, agency, or instrumentality of a
7 local government) authorized by the State to employ skills test
8 examiners to administer the CDL skills tests specified in 49
9 C.F.R. Part 383, subparts G and H.

10 (32.7) United States. "United States" means the 50 states
11 and the District of Columbia.

12 (33) Use a hand-held mobile telephone. "Use a hand-held
13 mobile telephone" means:

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

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

18 (3) reaching for a mobile telephone in a manner that
19 requires a driver to maneuver so that he or she is no
20 longer in a seated driving position, restrained by a seat
21 belt that is installed in accordance with 49 CFR 393.93 and
22 adjusted in accordance with the vehicle manufacturer's
23 instructions.

24 (Source: P.A. 99-57, eff. 7-16-15; 100-223, eff. 8-18-17.)

25 (625 ILCS 5/6-508) (from Ch. 95 1/2, par. 6-508)

1 Sec. 6-508. Commercial Driver's License (CDL) -
2 qualification standards.

3 (a) Testing.

4 (1) General. No person shall be issued an original or
5 renewal CDL unless that person is domiciled in this State
6 or is applying for a non-domiciled CDL under Sections 6-509
7 and 6-510 of this Code. The Secretary shall cause to be
8 administered such tests as the Secretary deems necessary to
9 meet the requirements of 49 C.F.R. Part 383, subparts F, G,
10 H, and J.

11 (1.5) Effective July 1, 2014, no person shall be issued
12 an original CDL or an upgraded CDL that requires a skills
13 test unless that person has held a CLP, for a minimum of 14
14 calendar days, for the classification of vehicle and
15 endorsement, if any, for which the person is seeking a CDL.

16 (2) Third party testing. The Secretary of State may
17 authorize a "third party tester", pursuant to 49 C.F.R.
18 383.75 and 49 C.F.R. 384.228 and 384.229, to administer the
19 skills test or tests specified by the Federal Motor Carrier
20 Safety Administration pursuant to the Commercial Motor
21 Vehicle Safety Act of 1986 and any appropriate federal
22 rule.

23 (3) (i) Effective February 7, 2020, unless the person is
24 exempted by 49 CFR 380.603, no person shall be issued an
25 original (first time issuance) CDL, an upgraded CDL or a
26 school bus (S), passenger (P), or hazardous Materials (H)

1 endorsement unless the person has successfully completed
2 entry-level driver training (ELDT) taught by a training
3 provider listed on the federal Training Provider Registry.

4 (ii) Persons who obtain a CLP before February 7, 2020
5 are not required to complete ELDT if the person obtains a
6 CDL before the CLP or renewed CLP expires.

7 (iii) Except for persons seeking the H endorsement,
8 persons must complete the theory and behind-the-wheel
9 (range and public road) portions of ELDT within one year of
10 completing the first portion.

11 (iv) The Secretary shall adopt rules to implement this
12 subsection.

13 (b) Waiver of Skills Test. The Secretary of State may waive
14 the skills test specified in this Section for a driver
15 applicant for a commercial driver license who meets the
16 requirements of 49 C.F.R. 383.77. The Secretary of State shall
17 waive the skills tests specified in this Section for a driver
18 applicant who has military commercial motor vehicle
19 experience, subject to the requirements of 49 C.F.R. 383.77.

20 (b-1) No person shall be issued a CDL unless the person
21 certifies to the Secretary one of the following types of
22 driving operations in which he or she will be engaged:

23 (1) non-excepted interstate;

24 (2) non-excepted intrastate;

25 (3) excepted interstate; or

26 (4) excepted intrastate.

1 (b-2) (Blank).

2 (c) Limitations on issuance of a CDL. A CDL shall not be
3 issued to a person while the person is subject to a
4 disqualification from driving a commercial motor vehicle, or
5 unless otherwise permitted by this Code, while the person's
6 driver's license is suspended, revoked or cancelled in any
7 state, or any territory or province of Canada; nor may a CLP or
8 CDL be issued to a person who has a CLP or CDL issued by any
9 other state, or foreign jurisdiction, nor may a CDL be issued
10 to a person who has an Illinois CLP unless the person first
11 surrenders all of these licenses or permits. However, a person
12 may hold an Illinois CLP and an Illinois CDL providing the CLP
13 is necessary to train or practice for an endorsement or vehicle
14 classification not present on the current CDL. No CDL shall be
15 issued to or renewed for a person who does not meet the
16 requirement of 49 CFR 391.41(b)(11). The requirement may be met
17 with the aid of a hearing aid.

18 (c-1) The Secretary may issue a CDL with a school bus
19 driver endorsement to allow a person to drive the type of bus
20 described in subsection (d-5) of Section 6-104 of this Code.
21 The CDL with a school bus driver endorsement may be issued only
22 to a person meeting the following requirements:

23 (1) the person has submitted his or her fingerprints to
24 the Department of State Police in the form and manner
25 prescribed by the Department of State Police. These
26 fingerprints shall be checked against the fingerprint

1 records now and hereafter filed in the Department of State
2 Police and Federal Bureau of Investigation criminal
3 history records databases;

4 (2) the person has passed a written test, administered
5 by the Secretary of State, on charter bus operation,
6 charter bus safety, and certain special traffic laws
7 relating to school buses determined by the Secretary of
8 State to be relevant to charter buses, and submitted to a
9 review of the driver applicant's driving habits by the
10 Secretary of State at the time the written test is given;

11 (3) the person has demonstrated physical fitness to
12 operate school buses by submitting the results of a medical
13 examination, including tests for drug use; and

14 (4) the person has not been convicted of committing or
15 attempting to commit any one or more of the following
16 offenses: (i) those offenses defined in Sections 8-1.2,
17 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.2, 9-3.3, 10-1, 10-2,
18 10-3.1, 10-4, 10-5, 10-5.1, 10-6, 10-7, 10-9, 11-1.20,
19 11-1.30, 11-1.40, 11-1.50, 11-1.60, 11-6, 11-6.5, 11-6.6,
20 11-9, 11-9.1, 11-9.3, 11-9.4, 11-14, 11-14.1, 11-14.3,
21 11-14.4, 11-15, 11-15.1, 11-16, 11-17, 11-17.1, 11-18,
22 11-18.1, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
23 11-20.1B, 11-20.3, 11-21, 11-22, 11-23, 11-24, 11-25,
24 11-26, 11-30, 12-2.6, 12-3.1, 12-4, 12-4.1, 12-4.2,
25 12-4.2-5, 12-4.3, 12-4.4, 12-4.5, 12-4.6, 12-4.7, 12-4.9,
26 12-5.01, 12-6, 12-6.2, 12-7.1, 12-7.3, 12-7.4, 12-7.5,

1 12-11, 12-13, 12-14, 12-14.1, 12-15, 12-16, 12-16.2,
2 12-21.5, 12-21.6, 12-33, 12C-5, 12C-10, 12C-20, 12C-30,
3 12C-45, 16-16, 16-16.1, 18-1, 18-2, 18-3, 18-4, 18-5, 19-6,
4 20-1, 20-1.1, 20-1.2, 20-1.3, 20-2, 24-1, 24-1.1, 24-1.2,
5 24-1.2-5, 24-1.6, 24-1.7, 24-2.1, 24-3.3, 24-3.5, 24-3.8,
6 24-3.9, 31A-1, 31A-1.1, 33A-2, and 33D-1, and in subsection
7 (b) of Section 8-1, and in subdivisions (a) (1), (a) (2),
8 (b) (1), (e) (1), (e) (2), (e) (3), (e) (4), and (f) (1) of
9 Section 12-3.05, and in subsection (a) and subsection (b),
10 clause (1), of Section 12-4, and in subsection (A), clauses
11 (a) and (b), of Section 24-3, and those offenses contained
12 in Article 29D of the Criminal Code of 1961 or the Criminal
13 Code of 2012; (ii) those offenses defined in the Cannabis
14 Control Act except those offenses defined in subsections
15 (a) and (b) of Section 4, and subsection (a) of Section 5
16 of the Cannabis Control Act; (iii) those offenses defined
17 in the Illinois Controlled Substances Act; (iv) those
18 offenses defined in the Methamphetamine Control and
19 Community Protection Act; (v) any offense committed or
20 attempted in any other state or against the laws of the
21 United States, which if committed or attempted in this
22 State would be punishable as one or more of the foregoing
23 offenses; (vi) the offenses defined in Sections 4.1 and 5.1
24 of the Wrongs to Children Act or Section 11-9.1A of the
25 Criminal Code of 1961 or the Criminal Code of 2012; (vii)
26 those offenses defined in Section 6-16 of the Liquor

1 Control Act of 1934; and (viii) those offenses defined in
2 the Methamphetamine Precursor Control Act.

3 The Department of State Police shall charge a fee for
4 conducting the criminal history records check, which shall be
5 deposited into the State Police Services Fund and may not
6 exceed the actual cost of the records check.

7 (c-2) The Secretary shall issue a CDL with a school bus
8 endorsement to allow a person to drive a school bus as defined
9 in this Section. The CDL shall be issued according to the
10 requirements outlined in 49 C.F.R. 383. A person may not
11 operate a school bus as defined in this Section without a
12 school bus endorsement. The Secretary of State may adopt rules
13 consistent with Federal guidelines to implement this
14 subsection (c-2).

15 (d) (Blank).

16 (Source: P.A. 97-208, eff. 1-1-12; 97-1108, eff. 1-1-13;
17 97-1109, eff. 1-1-13; 97-1150, eff. 1-25-13; 98-52, eff.
18 1-1-14; 98-176 (see Section 10 of P.A. 98-722 and Section 10 of
19 P.A. 99-414 for effective date of changes made by 98-176);
20 98-756, eff. 7-16-14.)

21 (625 ILCS 5/6-508.1)

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

23 (a) It shall be unlawful for any person to drive a CMV in
24 non-excepted interstate commerce unless the person holds a CLP
25 or CDL and is medically certified as physically qualified to do

1 so.

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

6 (c) (Blank).

7 (d) On and after January 30, 2014, all persons who hold a
8 commercial driver instruction permit or CDL who have certified
9 as non-excepted interstate shall maintain a current medical
10 examiner's certificate on file with the Secretary. On and after
11 July 1, 2014, all persons issued a CLP who have certified as
12 non-excepted interstate shall maintain a current medical
13 examiner's certificate on file with the Secretary.

14 (e) Before June 22, 2021 ~~2018~~, the Secretary shall post the
15 following to the CDLIS driver record within 10 calendar days of
16 receipt of a medical examiner's certificate of a driver who has
17 certified as non-excepted interstate:

18 (1) the medical examiner's name;

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

20 (3) the date of issuance of the medical examiner's
21 certificate;

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

24 (5) the medical certification status;

25 (6) the expiration date of the medical examiner's
26 certificate;

1 (7) the existence of any medical variance on the
2 medical examiner's certificate, including, but not limited
3 to, an exemption, Skills Performance Evaluation
4 certification, issuance and expiration date of the medical
5 variance, or any grandfather provisions;

6 (8) any restrictions noted on the medical examiner's
7 certificate;

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

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

12 (e-5) Beginning June 22, 2021 ~~2018~~, the Secretary shall
13 post the following to the CDLIS driver record within one
14 business day of electronic receipt from the Federal Motor
15 Carrier Safety Administration of a driver's identification,
16 examination results, restriction information, and medical
17 variance information resulting from an examination performed
18 by a medical examiner on the National Registry of Certified
19 Medical Examiners for any driver who has certified as
20 non-excepted interstate:

21 (1) the medical examiner's name;

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

23 (3) the date of issuance of the medical examiner's
24 certificate;

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

1 (5) the medical certification status;

2 (6) the expiration date of the medical examiner's
3 certificate;

4 (7) the existence of any medical variance on the
5 medical examiner's certificate, including, but not limited
6 to, an exemption, Skills Performance Evaluation
7 certification, issue and expiration date of a medical
8 variance, or any grandfather provisions;

9 (8) any restrictions noted on the medical examiner's
10 certificate;

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

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

15 (f) Within 10 calendar days of the expiration or rescission
16 of the driver's medical examiner's certificate or medical
17 variance or both, the Secretary shall update the medical
18 certification status to "not certified".

19 (g) Within 10 calendar days of receipt of information from
20 the Federal Motor Carrier Safety Administration regarding
21 issuance or renewal of a medical variance, the Secretary shall
22 update the CDLIS driver record to include the medical variance
23 information provided by the Federal Motor Carrier Safety
24 Administration.

25 (g-5) Beginning June 22, 2021 ~~2018~~, within one business day
26 of electronic receipt of information from the Federal Motor

1 Carrier Safety Administration regarding issuance or renewal of
2 a medical variance, the Secretary shall update the CDLIS driver
3 record to include the medical variance information provided by
4 the Federal Motor Carrier Safety Administration.

5 (h) The Secretary shall notify the driver of his or her
6 non-certified status and that his or her CDL will be canceled
7 unless the driver submits a current medical examiner's
8 certificate or medical variance or changes his or her
9 self-certification to driving only in excepted or intrastate
10 commerce.

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

14 (j) As required under the Code of Federal Regulations 49
15 CFR 390.39, an operator of a covered farm vehicle, as defined
16 under Section 18b-101 of this Code, is exempt from the
17 requirements of this Section.

18 (k) For purposes of ensuring a person is medically fit to
19 drive a commercial motor vehicle, the Secretary may release
20 medical information provided by an applicant or a holder of a
21 CDL or CLP to the Federal Motor Carrier Safety Administration.
22 Medical information includes, but is not limited to, a medical
23 examiner's certificate, a medical report that the Secretary
24 requires to be submitted, statements regarding medical
25 conditions made by an applicant or a holder of a CDL or CLP, or
26 statements made by his or her physician.

1 (Source: P.A. 99-57, eff. 7-16-15; 99-607, eff. 7-22-16;
2 100-223, eff. 8-18-17.)

1 INDEX

2 Statutes amended in order of appearance

3 5 ILCS 100/10-75

4 15 ILCS 335/8 from Ch. 124, par. 28

5 625 ILCS 5/2-111 from Ch. 95 1/2, par. 2-111

6 625 ILCS 5/3-704 from Ch. 95 1/2, par. 3-704

7 625 ILCS 5/6-115 from Ch. 95 1/2, par. 6-115

8 625 ILCS 5/6-209 from Ch. 95 1/2, par. 6-209

9 625 ILCS 5/6-500 from Ch. 95 1/2, par. 6-500

10 625 ILCS 5/6-508.1