



Rep. Anne Stava-Murray

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10100HB3534ham001

LRB101 10615 RJF 58600 a

1 AMENDMENT TO HOUSE BILL 3534

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3534 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Identification Card Act is amended  
5 by changing Section 5 as follows:

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

7 Sec. 5. Applications.

8 (a) Any natural person who is a resident of the State of  
9 Illinois may file an application for an identification card, or  
10 for the renewal thereof, in a manner prescribed by the  
11 Secretary. Each original application shall be completed by the  
12 applicant in full and shall set forth the legal name, residence  
13 address and zip code, social security number, birth date, sex  
14 and a brief description of the applicant. The applicant shall  
15 be photographed, unless the Secretary of State has provided by  
16 rule for the issuance of identification cards without

1 photographs and the applicant is deemed eligible for an  
2 identification card without a photograph under the terms and  
3 conditions imposed by the Secretary of State, and he or she  
4 shall also submit any other information as the Secretary may  
5 deem necessary or such documentation as the Secretary may  
6 require to determine the identity of the applicant. In addition  
7 to the residence address, the Secretary may allow the applicant  
8 to provide a mailing address. If the applicant is a judicial  
9 officer as defined in Section 1-10 of the Judicial Privacy Act  
10 or a peace officer, the applicant may elect to have his or her  
11 office or work address in lieu of the applicant's residence or  
12 mailing address. An applicant for an Illinois Person with a  
13 Disability Identification Card must also submit with each  
14 original or renewal application, on forms prescribed by the  
15 Secretary, such documentation as the Secretary may require,  
16 establishing that the applicant is a "person with a disability"  
17 as defined in Section 4A of this Act, and setting forth the  
18 applicant's type and class of disability as set forth in  
19 Section 4A of this Act. For the purposes of this subsection  
20 (a), "peace officer" means any person who by virtue of his or  
21 her office or public employment is vested by law with a duty to  
22 maintain public order or to make arrests for a violation of any  
23 penal statute of this State, whether that duty extends to all  
24 violations or is limited to specific violations.

25 (a-5) Upon the first issuance of a request for proposals  
26 for a digital driver's license and identification card issuance

1 and facial recognition system issued after the effective date  
2 of this amendatory Act of the 101st General Assembly, and upon  
3 implementation of a new or revised system procured pursuant to  
4 that request for proposals, the Secretary shall permit  
5 applicants to choose between "male", "female", or "non-binary"  
6 when designating the applicant's sex on the identification card  
7 application form. The sex designated by the applicant shall be  
8 displayed on the identification card issued to the applicant.

9 (b) Beginning on or before July 1, 2015, for each original  
10 or renewal identification card application under this Act, the  
11 Secretary shall inquire as to whether the applicant is a  
12 veteran for purposes of issuing an identification card with a  
13 veteran designation under subsection (c-5) of Section 4 of this  
14 Act. The acceptable forms of proof shall include, but are not  
15 limited to, Department of Defense form DD-214 or an  
16 identification card issued under the federal Veterans  
17 Identification Card Act of 2015. If the document cannot be  
18 stamped, the Illinois Department of Veterans' Affairs shall  
19 provide a certificate to the veteran to provide to the  
20 Secretary of State. The Illinois Department of Veterans'  
21 Affairs shall advise the Secretary as to what other forms of  
22 proof of a person's status as a veteran are acceptable.

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

26 For purposes of this subsection (b):

1 "Armed forces" means any of the Armed Forces of the United  
2 States, including a member of any reserve component or National  
3 Guard unit.

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

6 (c) All applicants for REAL ID compliant standard Illinois  
7 Identification Cards and Illinois Person with a Disability  
8 Identification Cards shall provide proof of lawful status in  
9 the United States as defined in 6 CFR 37.3, as amended.  
10 Applicants who are unable to provide the Secretary with proof  
11 of lawful status are ineligible for REAL ID compliant  
12 identification cards under this Act.

13 (Source: P.A. 99-511, eff. 1-1-17; 99-544, eff. 7-15-16;  
14 100-201, eff. 8-18-17; 100-248, eff. 8-22-17; 100-811, eff.  
15 1-1-19.)

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

18 (625 ILCS 5/6-106) (from Ch. 95 1/2, par. 6-106)

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

20 (a) Every application for any permit or license authorized  
21 to be issued under this Code shall be made upon a form  
22 furnished by the Secretary of State. Every application shall be  
23 accompanied by the proper fee and payment of such fee shall  
24 entitle the applicant to not more than 3 attempts to pass the

1 examination within a period of one year after the date of  
2 application.

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

1 photograph process or system most suitable to deter alteration  
2 or improper reproduction of a drivers license and to prevent  
3 substitution of another photo thereon. For the purposes of this  
4 subsection (b), "peace officer" means any person who by virtue  
5 of his or her office or public employment is vested by law with  
6 a duty to maintain public order or to make arrests for a  
7 violation of any penal statute of this State, whether that duty  
8 extends to all violations or is limited to specific violations.

9 (b-3) Upon the first issuance of a request for proposals  
10 for a digital driver's license and identification card issuance  
11 and facial recognition system issued after the effective date  
12 of this amendatory Act of the 101st General Assembly, and upon  
13 implementation of a new or revised system procured pursuant to  
14 that request for proposals, the Secretary shall permit  
15 applicants to choose between "male", "female" or "non-binary"  
16 when designating the applicant's sex on the driver's license  
17 application form. The sex designated by the applicant shall be  
18 displayed on the driver's license issued to the applicant.

19 (b-5) Every applicant for a REAL ID compliant driver's  
20 license or permit shall provide proof of lawful status in the  
21 United States as defined in 6 CFR 37.3, as amended. Applicants  
22 who are unable to provide the Secretary with proof of lawful  
23 status may apply for a driver's license or permit under Section  
24 6-105.1 of this Code.

25 (c) The application form shall include a notice to the  
26 applicant of the registration obligations of sex offenders

1 under the Sex Offender Registration Act. The notice shall be  
2 provided in a form and manner prescribed by the Secretary of  
3 State. For purposes of this subsection (c), "sex offender" has  
4 the meaning ascribed to it in Section 2 of the Sex Offender  
5 Registration Act.

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

23 (e) Beginning on or before July 1, 2015, for each original  
24 or renewal driver's license application under this Code, the  
25 Secretary shall inquire as to whether the applicant is a  
26 veteran for purposes of issuing a driver's license with a

1 veteran designation under subsection (e-5) of Section 6-110 of  
2 this Code. The acceptable forms of proof shall include, but are  
3 not limited to, Department of Defense form DD-214 or an  
4 identification card issued under the federal Veterans  
5 Identification Card Act of 2015. If the document cannot be  
6 stamped, the Illinois Department of Veterans' Affairs shall  
7 provide a certificate to the veteran to provide to the  
8 Secretary of State. The Illinois Department of Veterans'  
9 Affairs shall advise the Secretary as to what other forms of  
10 proof of a person's status as a veteran are acceptable.

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

14 For purposes of this subsection (e):

15 "Armed forces" means any of the Armed Forces of the United  
16 States, including a member of any reserve component or National  
17 Guard unit.

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

20 (Source: P.A. 99-511, eff. 1-1-17; 99-544, eff. 7-15-16;  
21 100-201, eff. 8-18-17; 100-248, eff. 8-22-17; 100-811, eff.  
22 1-1-19.)".