



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4778

Introduced 2/18/2020, by Rep. Keith R. Wheeler - Mark Batinick
- Thomas Morrison

SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-1301.2

from Ch. 95 1/2, par. 11-1301.2

Amends the Illinois Vehicle Code. Allows the Secretary of State to provide a disabilities motor decal or device to an expectant mother during her third trimester. Provides that a decal or device provided to an expectant mother shall be valid for no more than 90 days, and shall clearly set forth the date that the decal or device expires. Provides that a decal or device shall be issued only upon a showing by adequate documentation that the expectant mother has entered her third trimester.

LRB101 18232 LNS 67674 b

1 AN ACT concerning transportation.

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

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 11-1301.2 as follows:

6 (625 ILCS 5/11-1301.2) (from Ch. 95 1/2, par. 11-1301.2)

7 Sec. 11-1301.2. Special decals for parking; persons with
8 disabilities.

9 (a) The Secretary of State shall provide for, by
10 administrative rules, the design, size, color, and placement of
11 a person with disabilities motorist decal or device and shall
12 provide for, by administrative rules, the content and form of
13 an application for a person with disabilities motorist decal or
14 device, which shall be used by local authorities in the
15 issuance thereof to a person with temporary disabilities,
16 provided that the decal or device is valid for no more than 90
17 days, subject to renewal for like periods based upon continued
18 disability, and further provided that the decal or device
19 clearly sets forth the date that the decal or device expires.
20 The application shall include the requirement of an Illinois
21 Identification Card number or a State of Illinois driver's
22 license number or, if the applicant does not have an
23 identification card or driver's license number, then the

1 applicant may use a valid identification number issued by a
2 branch of the U.S. military or a federally issued Medicare or
3 Medicaid identification number. This decal or device may be
4 used by the authorized holder to designate and identify a
5 vehicle not owned or displaying a registration plate or digital
6 registration plate as provided in Sections 3-609 and 3-616 of
7 this Act to designate when the vehicle is being used to
8 transport said person or persons with disabilities, and thus is
9 entitled to enjoy all the privileges that would be afforded a
10 person with disabilities licensed vehicle. Person with
11 disabilities decals or devices issued and displayed pursuant to
12 this Section shall be recognized and honored by all local
13 authorities regardless of which local authority issued such
14 decal or device.

15 The decal or device shall be issued only upon a showing by
16 adequate documentation that the person for whose benefit the
17 decal or device is to be used has a disability as defined in
18 Section 1-159.1 of this Code and the disability is temporary.

19 (a-5) The Secretary may provide a disabilities motorist
20 decal or device to an expectant mother during her third
21 trimester. An application under this subsection is subject to
22 application requirements under subsection (a). The decal or
23 device shall be valid for no more than 90 days, and shall
24 clearly set forth the date that the decal or device expires.
25 The decal or device shall be issued only upon a showing by
26 adequate documentation that the expectant mother has entered

1 her third trimester.

2 (b) The local governing authorities shall be responsible
3 for the provision of such decal or device, its issuance and
4 designated placement within the vehicle. The cost of such decal
5 or device shall be at the discretion of such local governing
6 authority.

7 (c) The Secretary of State may, pursuant to Section
8 3-616(c), issue a person with disabilities parking decal or
9 device to a person with disabilities as defined by Section
10 1-159.1. Any person with disabilities parking decal or device
11 issued by the Secretary of State shall be registered to that
12 person with disabilities in the form to be prescribed by the
13 Secretary of State. The person with disabilities parking decal
14 or device shall not display that person's address. One
15 additional decal or device may be issued to an applicant upon
16 his or her written request and with the approval of the
17 Secretary of State. The written request must include a
18 justification of the need for the additional decal or device.

19 (c-5) Beginning January 1, 2014, the Secretary shall
20 provide by administrative rule for the issuance of a separate
21 and distinct parking decal or device for persons with
22 disabilities as defined by Section 1-159.1 of this Code and who
23 meet the qualifications under this subsection. The authorized
24 holder of a decal or device issued under this subsection (c-5)
25 shall be exempt from the payment of fees generated by parking
26 in a metered space, a parking area subject to paragraph (10) of

1 subsection (a) of Section 11-209 of this Code, or a publicly
2 owned parking area.

3 The Secretary shall issue a meter-exempt decal or device to
4 a person with disabilities who: (i) has been issued
5 registration plates or digital registration plates under
6 subsection (a) of Section 3-609 or Section 3-616 of this Code
7 or a special decal or device under this Section, (ii) holds a
8 valid Illinois driver's license, and (iii) is unable to do one
9 or more of the following:

10 (1) manage, manipulate, or insert coins, or obtain
11 tickets or tokens in parking meters or ticket machines in
12 parking lots, due to the lack of fine motor control of both
13 hands;

14 (2) reach above his or her head to a height of 42
15 inches from the ground, due to a lack of finger, hand, or
16 upper extremity strength or mobility;

17 (3) approach a parking meter due to his or her use of a
18 wheelchair or other device for mobility; or

19 (4) walk more than 20 feet due to an orthopedic,
20 neurological, cardiovascular, or lung condition in which
21 the degree of debilitation is so severe that it almost
22 completely impedes the ability to walk.

23 The application for a meter-exempt parking decal or device
24 shall contain a statement certified by a licensed physician,
25 physician assistant, or advanced practice registered nurse
26 attesting to the permanent nature of the applicant's condition

1 and verifying that the applicant meets the physical
2 qualifications specified in this subsection (c-5).

3 Notwithstanding the requirements of this subsection (c-5),
4 the Secretary shall issue a meter-exempt decal or device to a
5 person who has been issued registration plates or digital
6 registration plates under Section 3-616 of this Code or a
7 special decal or device under this Section, if the applicant is
8 the parent or guardian of a person with disabilities who is
9 under 18 years of age and incapable of driving.

10 (d) Replacement decals or devices may be issued for lost,
11 stolen, or destroyed decals upon application and payment of a
12 \$10 fee. The replacement fee may be waived for individuals that
13 have claimed and received a grant under the Senior Citizens and
14 Persons with Disabilities Property Tax Relief Act.

15 (e) A person classified as a veteran under subsection (e)
16 of Section 6-106 of this Code that has been issued a decal or
17 device under this Section shall not be required to submit
18 evidence of disability in order to renew that decal or device
19 if, at the time of initial application, he or she submitted
20 evidence from his or her physician or the Department of
21 Veterans' Affairs that the disability is of a permanent nature.
22 However, the Secretary shall take reasonable steps to ensure
23 the veteran still resides in this State at the time of the
24 renewal. These steps may include requiring the veteran to
25 provide additional documentation or to appear at a Secretary of
26 State facility. To identify veterans who are eligible for this

1 exemption, the Secretary shall compare the list of the persons
2 who have been issued a decal or device to the list of persons
3 who have been issued a vehicle registration plate or digital
4 registration plate for veterans with disabilities under
5 Section 3-609 of this Code, or who are identified as a veteran
6 on their driver's license under Section 6-110 of this Code or
7 on their identification card under Section 4 of the Illinois
8 Identification Card Act.

9 (Source: P.A. 100-513, eff. 1-1-18; 100-702, eff. 1-1-19;
10 101-395, eff. 8-16-19.)