



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2829

Introduced 2/19/2021, by Rep. Dan Caulkins

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-105.1

Amends the Illinois Vehicle Code. Deletes language requiring certain applicants for temporary visitor's driver's licenses to demonstrate that they are ineligible to obtain a social security number. Provides that such applicants must present documentation, issued by United States Citizenship and Immigration Services, authorizing the person's entry into (instead of "presence in") this country. Provides that a temporary visitor's driver's license, issued to a person who presents documentation from the United States Citizenship and Immigration Services authorizing the person's presence in this country, is valid for 3 years (rather than 3 years or for the period of time the individual is authorized to remain in this country, whichever ends sooner). Effective immediately.

LRB102 13805 RAM 19155 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
5 changing Section 6-105.1 as follows:

6 (625 ILCS 5/6-105.1)

7 Sec. 6-105.1. Temporary visitor's driver's license.

8 (a) The Secretary of State may issue a temporary visitor's
9 driver's license to a foreign national who ~~(i)~~ resides in this
10 State, ~~(ii) is ineligible to obtain a social security number,~~
11 and ~~(iii)~~ presents to the Secretary documentation, issued by
12 United States Citizenship and Immigration Services,
13 authorizing the person's entry into ~~presence in~~ this country.

14 (a-5) The Secretary of State may issue a temporary
15 visitor's driver's license to an applicant who (i) has resided
16 in this State for a period in excess of one year, (ii) is
17 ineligible to obtain a social security number, and (iii) is
18 unable to present documentation issued by the United States
19 Citizenship and Immigration Services authorizing the person's
20 presence in this country. The applicant shall submit a valid
21 unexpired passport from the applicant's country of citizenship
22 or a valid unexpired consular identification document issued
23 by a consulate of that country as defined in Section 5 of the

1 Consular Identification Document Act (5 ILCS 230/5).

2 (a-10) Applicants for a temporary visitor's driver's
3 license who are under 18 years of age at the time of
4 application shall be subject to the provisions of Sections
5 6-107 and 6-108 of this Code.

6 (b) A temporary visitor's driver's license issued under
7 this Section ~~subsection (a) is valid for 3 years, or for the~~
8 ~~period of time the individual is authorized to remain in this~~
9 ~~country, whichever ends sooner. A temporary visitor's driver's~~
10 ~~license issued under subsection (a-5)~~ shall be valid for a
11 period of 3 years.

12 (b-5) A temporary visitor's driver's license issued under
13 this Section may not be accepted for proof of the holder's
14 identity. A temporary visitor's driver's license issued under
15 this Section shall contain a notice on its face, in
16 capitalized letters, stating that the temporary visitor's
17 driver's license may not be accepted for proof of identity.

18 (c) The Secretary shall adopt rules for implementing this
19 Section, including rules:

20 (1) regarding the design and content of the temporary
21 visitor's driver's license;

22 (2) establishing criteria for proof of identification
23 and residency of an individual applying under subsection
24 (a-5);

25 (3) designating acceptable evidence that an applicant
26 is not eligible for a social security number; and

1 (4) regarding the issuance of temporary visitor's
2 instruction permits.

3 (d) Any person to whom the Secretary of State may issue a
4 temporary visitor's driver's license shall be subject to any
5 and all provisions of this Code and any and all implementing
6 regulations issued by the Secretary of State to the same
7 extent as any person issued a driver's license, unless
8 otherwise provided in this Code or by administrative rule,
9 including but not limited to the examination requirements in
10 Section 6-109 as well as the mandatory insurance requirements
11 and penalties set forth in Article VI of Chapter 7 of this
12 Code.

13 (d-5) A temporary visitor's driver's license is invalid if
14 the holder is unable to provide proof of liability insurance
15 as required by Section 7-601 of this Code upon the request of a
16 law enforcement officer, in which case the holder commits a
17 violation of Section 6-101 of this Code.

18 (e) Temporary visitor's driver's licenses shall be issued
19 from a central location after the Secretary of State has
20 verified the information provided by the applicant.

21 (f) There is created in the State treasury a special fund
22 to be known as the Driver Services Administration Fund. All
23 fees collected for the issuance of temporary visitor's
24 driver's licenses shall be deposited into the Fund. These
25 funds shall, subject to appropriation, be used by the Office
26 of the Secretary of State for costs related to the issuance of

1 temporary visitor's driver's licenses, and other operational
2 costs, including personnel, facilities, computer programming,
3 and data transmission.

4 (Source: P.A. 97-1157, eff. 11-28-13.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.