

# HB3919



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

**HB3919**

Introduced 2/22/2021, by Rep. Mary E. Flowers

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/11-208.3

from Ch. 95 1/2, par. 11-208.3

Amends the Illinois Vehicle Code. Provides that the number of unpaid final determinations determined by ordinance in order for a vehicle to be eligible for immobilization shall not be less than 5.

LRB102 15182 RAM 20537 b

A BILL FOR

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 11-208.3 as follows:

6 (625 ILCS 5/11-208.3) (from Ch. 95 1/2, par. 11-208.3)

7 Sec. 11-208.3. Administrative adjudication of violations  
8 of traffic regulations concerning the standing, parking, or  
9 condition of vehicles, automated traffic law violations, and  
10 automated speed enforcement system violations.

11 (a) Any municipality or county may provide by ordinance  
12 for a system of administrative adjudication of vehicular  
13 standing and parking violations and vehicle compliance  
14 violations as described in this subsection, automated traffic  
15 law violations as defined in Section 11-208.6, 11-208.9, or  
16 11-1201.1, and automated speed enforcement system violations  
17 as defined in Section 11-208.8. The administrative system  
18 shall have as its purpose the fair and efficient enforcement  
19 of municipal or county regulations through the administrative  
20 adjudication of automated speed enforcement system or  
21 automated traffic law violations and violations of municipal  
22 or county ordinances regulating the standing and parking of  
23 vehicles, the condition and use of vehicle equipment, and the

1 display of municipal or county wheel tax licenses within the  
2 municipality's or county's borders. The administrative system  
3 shall only have authority to adjudicate civil offenses  
4 carrying fines not in excess of \$500 or requiring the  
5 completion of a traffic education program, or both, that occur  
6 after the effective date of the ordinance adopting such a  
7 system under this Section. For purposes of this Section,  
8 "compliance violation" means a violation of a municipal or  
9 county regulation governing the condition or use of equipment  
10 on a vehicle or governing the display of a municipal or county  
11 wheel tax license.

12 (b) Any ordinance establishing a system of administrative  
13 adjudication under this Section shall provide for:

14 (1) A traffic compliance administrator authorized to  
15 adopt, distribute, and process parking, compliance, and  
16 automated speed enforcement system or automated traffic  
17 law violation notices and other notices required by this  
18 Section, collect money paid as fines and penalties for  
19 violation of parking and compliance ordinances and  
20 automated speed enforcement system or automated traffic  
21 law violations, and operate an administrative adjudication  
22 system. The traffic compliance administrator also may make  
23 a certified report to the Secretary of State under Section  
24 6-306.5.

25 (2) A parking, standing, compliance, automated speed  
26 enforcement system, or automated traffic law violation

1 notice that shall specify or include the date, time, and  
2 place of violation of a parking, standing, compliance,  
3 automated speed enforcement system, or automated traffic  
4 law regulation; the particular regulation violated; any  
5 requirement to complete a traffic education program; the  
6 fine and any penalty that may be assessed for late payment  
7 or failure to complete a required traffic education  
8 program, or both, when so provided by ordinance; the  
9 vehicle make or a photograph of the vehicle; the state  
10 registration number of the vehicle; and the identification  
11 number of the person issuing the notice. With regard to  
12 automated speed enforcement system or automated traffic  
13 law violations, vehicle make shall be specified on the  
14 automated speed enforcement system or automated traffic  
15 law violation notice if the notice does not include a  
16 photograph of the vehicle and the make is available and  
17 readily discernible. With regard to municipalities or  
18 counties with a population of 1 million or more, it shall  
19 be grounds for dismissal of a parking violation if the  
20 state registration number or vehicle make specified is  
21 incorrect. The violation notice shall state that the  
22 completion of any required traffic education program, the  
23 payment of any indicated fine, and the payment of any  
24 applicable penalty for late payment or failure to complete  
25 a required traffic education program, or both, shall  
26 operate as a final disposition of the violation. The

1 notice also shall contain information as to the  
2 availability of a hearing in which the violation may be  
3 contested on its merits. The violation notice shall  
4 specify the time and manner in which a hearing may be had.

5 (3) Service of a parking, standing, or compliance  
6 violation notice by: (i) affixing the original or a  
7 facsimile of the notice to an unlawfully parked or  
8 standing vehicle; (ii) handing the notice to the operator  
9 of a vehicle if he or she is present; or (iii) mailing the  
10 notice to the address of the registered owner or lessee of  
11 the cited vehicle as recorded with the Secretary of State  
12 or the lessor of the motor vehicle within 30 days after the  
13 Secretary of State or the lessor of the motor vehicle  
14 notifies the municipality or county of the identity of the  
15 owner or lessee of the vehicle, but not later than 90 days  
16 after the date of the violation, except that in the case of  
17 a lessee of a motor vehicle, service of a parking,  
18 standing, or compliance violation notice may occur no  
19 later than 210 days after the violation; and service of an  
20 automated speed enforcement system or automated traffic  
21 law violation notice by mail to the address of the  
22 registered owner or lessee of the cited vehicle as  
23 recorded with the Secretary of State or the lessor of the  
24 motor vehicle within 30 days after the Secretary of State  
25 or the lessor of the motor vehicle notifies the  
26 municipality or county of the identity of the owner or

1 lessee of the vehicle, but not later than 90 days after the  
2 violation, except that in the case of a lessee of a motor  
3 vehicle, service of an automated traffic law violation  
4 notice may occur no later than 210 days after the  
5 violation. A person authorized by ordinance to issue and  
6 serve parking, standing, and compliance violation notices  
7 shall certify as to the correctness of the facts entered  
8 on the violation notice by signing his or her name to the  
9 notice at the time of service or, in the case of a notice  
10 produced by a computerized device, by signing a single  
11 certificate to be kept by the traffic compliance  
12 administrator attesting to the correctness of all notices  
13 produced by the device while it was under his or her  
14 control. In the case of an automated traffic law  
15 violation, the ordinance shall require a determination by  
16 a technician employed or contracted by the municipality or  
17 county that, based on inspection of recorded images, the  
18 motor vehicle was being operated in violation of Section  
19 11-208.6, 11-208.9, or 11-1201.1 or a local ordinance. If  
20 the technician determines that the vehicle entered the  
21 intersection as part of a funeral procession or in order  
22 to yield the right-of-way to an emergency vehicle, a  
23 citation shall not be issued. In municipalities with a  
24 population of less than 1,000,000 inhabitants and counties  
25 with a population of less than 3,000,000 inhabitants, the  
26 automated traffic law ordinance shall require that all

1           determinations by a technician that a motor vehicle was  
2           being operated in violation of Section 11-208.6, 11-208.9,  
3           or 11-1201.1 or a local ordinance must be reviewed and  
4           approved by a law enforcement officer or retired law  
5           enforcement officer of the municipality or county issuing  
6           the violation. In municipalities with a population of  
7           1,000,000 or more inhabitants and counties with a  
8           population of 3,000,000 or more inhabitants, the automated  
9           traffic law ordinance shall require that all  
10          determinations by a technician that a motor vehicle was  
11          being operated in violation of Section 11-208.6, 11-208.9,  
12          or 11-1201.1 or a local ordinance must be reviewed and  
13          approved by a law enforcement officer or retired law  
14          enforcement officer of the municipality or county issuing  
15          the violation or by an additional fully trained  
16          ~~fully trained~~ reviewing technician who is not employed by  
17          the contractor who employs the technician who made the  
18          initial determination. In the case of an automated speed  
19          enforcement system violation, the ordinance shall require  
20          a determination by a technician employed by the  
21          municipality, based upon an inspection of recorded images,  
22          video or other documentation, including documentation of  
23          the speed limit and automated speed enforcement signage,  
24          and documentation of the inspection, calibration, and  
25          certification of the speed equipment, that the vehicle was  
26          being operated in violation of Article VI of Chapter 11 of

1 this Code or a similar local ordinance. If the technician  
2 determines that the vehicle speed was not determined by a  
3 calibrated, certified speed equipment device based upon  
4 the speed equipment documentation, or if the vehicle was  
5 an emergency vehicle, a citation may not be issued. The  
6 automated speed enforcement ordinance shall require that  
7 all determinations by a technician that a violation  
8 occurred be reviewed and approved by a law enforcement  
9 officer or retired law enforcement officer of the  
10 municipality issuing the violation or by an additional  
11 fully trained reviewing technician who is not employed by  
12 the contractor who employs the technician who made the  
13 initial determination. Routine and independent calibration  
14 of the speeds produced by automated speed enforcement  
15 systems and equipment shall be conducted annually by a  
16 qualified technician. Speeds produced by an automated  
17 speed enforcement system shall be compared with speeds  
18 produced by lidar or other independent equipment. Radar or  
19 lidar equipment shall undergo an internal validation test  
20 no less frequently than once each week. Qualified  
21 technicians shall test loop-based ~~loop-based~~ equipment no  
22 less frequently than once a year. Radar equipment shall be  
23 checked for accuracy by a qualified technician when the  
24 unit is serviced, when unusual or suspect readings  
25 persist, or when deemed necessary by a reviewing  
26 technician. Radar equipment shall be checked with the



1 internal frequency generator and the internal circuit test  
2 whenever the radar is turned on. Technicians must be alert  
3 for any unusual or suspect readings, and if unusual or  
4 suspect readings of a radar unit persist, that unit shall  
5 immediately be removed from service and not returned to  
6 service until it has been checked by a qualified  
7 technician and determined to be functioning properly.  
8 Documentation of the annual calibration results, including  
9 the equipment tested, test date, technician performing the  
10 test, and test results, shall be maintained and available  
11 for use in the determination of an automated speed  
12 enforcement system violation and issuance of a citation.  
13 The technician performing the calibration and testing of  
14 the automated speed enforcement equipment shall be trained  
15 and certified in the use of equipment for speed  
16 enforcement purposes. Training on the speed enforcement  
17 equipment may be conducted by law enforcement, civilian,  
18 or manufacturer's personnel and if applicable may be  
19 equivalent to the equipment use and operations training  
20 included in the Speed Measuring Device Operator Program  
21 developed by the National Highway Traffic Safety  
22 Administration (NHTSA). The vendor or technician who  
23 performs the work shall keep accurate records on each  
24 piece of equipment the technician calibrates and tests. As  
25 used in this paragraph, "fully trained ~~fully trained~~  
26 reviewing technician" means a person who has received at

1 least 40 hours of supervised training in subjects which  
2 shall include image inspection and interpretation, the  
3 elements necessary to prove a violation, license plate  
4 identification, and traffic safety and management. In all  
5 municipalities and counties, the automated speed  
6 enforcement system or automated traffic law ordinance  
7 shall require that no additional fee shall be charged to  
8 the alleged violator for exercising his or her right to an  
9 administrative hearing, and persons shall be given at  
10 least 25 days following an administrative hearing to pay  
11 any civil penalty imposed by a finding that Section  
12 11-208.6, 11-208.8, 11-208.9, or 11-1201.1 or a similar  
13 local ordinance has been violated. The original or a  
14 facsimile of the violation notice or, in the case of a  
15 notice produced by a computerized device, a printed record  
16 generated by the device showing the facts entered on the  
17 notice, shall be retained by the traffic compliance  
18 administrator, and shall be a record kept in the ordinary  
19 course of business. A parking, standing, compliance,  
20 automated speed enforcement system, or automated traffic  
21 law violation notice issued, signed, and served in  
22 accordance with this Section, a copy of the notice, or the  
23 computer-generated ~~computer-generated~~ record shall be  
24 prima facie correct and shall be prima facie evidence of  
25 the correctness of the facts shown on the notice. The  
26 notice, copy, or computer-generated ~~computer-generated~~

1 record shall be admissible in any subsequent  
2 administrative or legal proceedings.

3 (4) An opportunity for a hearing for the registered  
4 owner of the vehicle cited in the parking, standing,  
5 compliance, automated speed enforcement system, or  
6 automated traffic law violation notice in which the owner  
7 may contest the merits of the alleged violation, and  
8 during which formal or technical rules of evidence shall  
9 not apply; provided, however, that under Section 11-1306  
10 of this Code the lessee of a vehicle cited in the violation  
11 notice likewise shall be provided an opportunity for a  
12 hearing of the same kind afforded the registered owner.  
13 The hearings shall be recorded, and the person conducting  
14 the hearing on behalf of the traffic compliance  
15 administrator shall be empowered to administer oaths and  
16 to secure by subpoena both the attendance and testimony of  
17 witnesses and the production of relevant books and papers.  
18 Persons appearing at a hearing under this Section may be  
19 represented by counsel at their expense. The ordinance may  
20 also provide for internal administrative review following  
21 the decision of the hearing officer.

22 (5) Service of additional notices, sent by first class  
23 United States mail, postage prepaid, to the address of the  
24 registered owner of the cited vehicle as recorded with the  
25 Secretary of State or, if any notice to that address is  
26 returned as undeliverable, to the last known address

1 recorded in a United States Post Office approved database,  
2 or, under Section 11-1306 or subsection (p) of Section  
3 11-208.6 or 11-208.9, or subsection (p) of Section  
4 11-208.8 of this Code, to the lessee of the cited vehicle  
5 at the last address known to the lessor of the cited  
6 vehicle at the time of lease or, if any notice to that  
7 address is returned as undeliverable, to the last known  
8 address recorded in a United States Post Office approved  
9 database. The service shall be deemed complete as of the  
10 date of deposit in the United States mail. The notices  
11 shall be in the following sequence and shall include, but  
12 not be limited to, the information specified herein:

13 (i) A second notice of parking, standing, or  
14 compliance violation if the first notice of the  
15 violation was issued by affixing the original or a  
16 facsimile of the notice to the unlawfully parked  
17 vehicle or by handing the notice to the operator. This  
18 notice shall specify or include the date and location  
19 of the violation cited in the parking, standing, or  
20 compliance violation notice, the particular regulation  
21 violated, the vehicle make or a photograph of the  
22 vehicle, the state registration number of the vehicle,  
23 any requirement to complete a traffic education  
24 program, the fine and any penalty that may be assessed  
25 for late payment or failure to complete a traffic  
26 education program, or both, when so provided by

1 ordinance, the availability of a hearing in which the  
2 violation may be contested on its merits, and the time  
3 and manner in which the hearing may be had. The notice  
4 of violation shall also state that failure to complete  
5 a required traffic education program, to pay the  
6 indicated fine and any applicable penalty, or to  
7 appear at a hearing on the merits in the time and  
8 manner specified, will result in a final determination  
9 of violation liability for the cited violation in the  
10 amount of the fine or penalty indicated, and that,  
11 upon the occurrence of a final determination of  
12 violation liability for the failure, and the  
13 exhaustion of, or failure to exhaust, available  
14 administrative or judicial procedures for review, any  
15 incomplete traffic education program or any unpaid  
16 fine or penalty, or both, will constitute a debt due  
17 and owing the municipality or county.

18 (ii) A notice of final determination of parking,  
19 standing, compliance, automated speed enforcement  
20 system, or automated traffic law violation liability.  
21 This notice shall be sent following a final  
22 determination of parking, standing, compliance,  
23 automated speed enforcement system, or automated  
24 traffic law violation liability and the conclusion of  
25 judicial review procedures taken under this Section.  
26 The notice shall state that the incomplete traffic

1 education program or the unpaid fine or penalty, or  
2 both, is a debt due and owing the municipality or  
3 county. The notice shall contain warnings that failure  
4 to complete any required traffic education program or  
5 to pay any fine or penalty due and owing the  
6 municipality or county, or both, within the time  
7 specified may result in the municipality's or county's  
8 filing of a petition in the Circuit Court to have the  
9 incomplete traffic education program or unpaid fine or  
10 penalty, or both, rendered a judgment as provided by  
11 this Section, or, where applicable, may result in  
12 suspension of the person's driver's ~~drivers~~ license  
13 for failure to complete a traffic education program or  
14 to pay fines or penalties, or both, for 5 or more  
15 automated traffic law violations under Section  
16 11-208.6 or 11-208.9 or automated speed enforcement  
17 system violations under Section 11-208.8.

18 (6) A notice of impending driver's ~~drivers~~ license  
19 suspension. This notice shall be sent to the person liable  
20 for failure to complete a required traffic education  
21 program or to pay any fine or penalty that remains due and  
22 owing, or both, on 5 or more unpaid automated speed  
23 enforcement system or automated traffic law violations.  
24 The notice shall state that failure to complete a required  
25 traffic education program or to pay the fine or penalty  
26 owing, or both, within 45 days of the notice's date will

1 result in the municipality or county notifying the  
2 Secretary of State that the person is eligible for  
3 initiation of suspension proceedings under Section 6-306.5  
4 of this Code. The notice shall also state that the person  
5 may obtain a photostatic copy of an original ticket  
6 imposing a fine or penalty by sending a self-addressed  
7 ~~self-addressed~~, stamped envelope to the municipality or  
8 county along with a request for the photostatic copy. The  
9 notice of impending driver's ~~drivers~~ license suspension  
10 shall be sent by first class United States mail, postage  
11 prepaid, to the address recorded with the Secretary of  
12 State or, if any notice to that address is returned as  
13 undeliverable, to the last known address recorded in a  
14 United States Post Office approved database.

15 (7) Final determinations of violation liability. A  
16 final determination of violation liability shall occur  
17 following failure to complete the required traffic  
18 education program or to pay the fine or penalty, or both,  
19 after a hearing officer's determination of violation  
20 liability and the exhaustion of or failure to exhaust any  
21 administrative review procedures provided by ordinance.  
22 Where a person fails to appear at a hearing to contest the  
23 alleged violation in the time and manner specified in a  
24 prior mailed notice, the hearing officer's determination  
25 of violation liability shall become final: (A) upon denial  
26 of a timely petition to set aside that determination, or

1 (B) upon expiration of the period for filing the petition  
2 without a filing having been made.

3 (8) A petition to set aside a determination of  
4 parking, standing, compliance, automated speed enforcement  
5 system, or automated traffic law violation liability that  
6 may be filed by a person owing an unpaid fine or penalty. A  
7 petition to set aside a determination of liability may  
8 also be filed by a person required to complete a traffic  
9 education program. The petition shall be filed with and  
10 ruled upon by the traffic compliance administrator in the  
11 manner and within the time specified by ordinance. The  
12 grounds for the petition may be limited to: (A) the person  
13 not having been the owner or lessee of the cited vehicle on  
14 the date the violation notice was issued, (B) the person  
15 having already completed the required traffic education  
16 program or paid the fine or penalty, or both, for the  
17 violation in question, and (C) excusable failure to appear  
18 at or request a new date for a hearing. With regard to  
19 municipalities or counties with a population of 1 million  
20 or more, it shall be grounds for dismissal of a parking  
21 violation if the state registration number or vehicle  
22 make, only if specified in the violation notice, is  
23 incorrect. After the determination of parking, standing,  
24 compliance, automated speed enforcement system, or  
25 automated traffic law violation liability has been set  
26 aside upon a showing of just cause, the registered owner



1 shall be provided with a hearing on the merits for that  
2 violation.

3 (9) Procedures for non-residents. Procedures by which  
4 persons who are not residents of the municipality or  
5 county may contest the merits of the alleged violation  
6 without attending a hearing.

7 (10) A schedule of civil fines for violations of  
8 vehicular standing, parking, compliance, automated speed  
9 enforcement system, or automated traffic law regulations  
10 enacted by ordinance pursuant to this Section, and a  
11 schedule of penalties for late payment of the fines or  
12 failure to complete required traffic education programs,  
13 provided, however, that the total amount of the fine and  
14 penalty for any one violation shall not exceed \$250,  
15 except as provided in subsection (c) of Section 11-1301.3  
16 of this Code.

17 (11) Other provisions as are necessary and proper to  
18 carry into effect the powers granted and purposes stated  
19 in this Section.

20 (c) Any municipality or county establishing vehicular  
21 standing, parking, compliance, automated speed enforcement  
22 system, or automated traffic law regulations under this  
23 Section may also provide by ordinance for a program of vehicle  
24 immobilization for the purpose of facilitating enforcement of  
25 those regulations. The program of vehicle immobilization shall  
26 provide for immobilizing any eligible vehicle upon the public

1 way by presence of a restraint in a manner to prevent operation  
2 of the vehicle. Any ordinance establishing a program of  
3 vehicle immobilization under this Section shall provide:

4 (1) Criteria for the designation of vehicles eligible  
5 for immobilization. A vehicle shall be eligible for  
6 immobilization when the registered owner of the vehicle  
7 has accumulated the number of incomplete traffic education  
8 programs or unpaid final determinations of parking,  
9 standing, compliance, automated speed enforcement system,  
10 or automated traffic law violation liability, or both, as  
11 determined by ordinance; however, the number of unpaid  
12 final determinations determined by ordinance shall not be  
13 less than 5.

14 (2) A notice of impending vehicle immobilization and a  
15 right to a hearing to challenge the validity of the notice  
16 by disproving liability for the incomplete traffic  
17 education programs or unpaid final determinations of  
18 parking, standing, compliance, automated speed enforcement  
19 system, or automated traffic law violation liability, or  
20 both, listed on the notice.

21 (3) The right to a prompt hearing after a vehicle has  
22 been immobilized or subsequently towed without the  
23 completion of the required traffic education program or  
24 payment of the outstanding fines and penalties on parking,  
25 standing, compliance, automated speed enforcement system,  
26 or automated traffic law violations, or both, for which

1 final determinations have been issued. An order issued  
2 after the hearing is a final administrative decision  
3 within the meaning of Section 3-101 of the Code of Civil  
4 Procedure.

5 (4) A post immobilization and post-towing notice  
6 advising the registered owner of the vehicle of the right  
7 to a hearing to challenge the validity of the impoundment.

8 (d) Judicial review of final determinations of parking,  
9 standing, compliance, automated speed enforcement system, or  
10 automated traffic law violations and final administrative  
11 decisions issued after hearings regarding vehicle  
12 immobilization and impoundment made under this Section shall  
13 be subject to the provisions of the Administrative Review Law.

14 (e) Any fine, penalty, incomplete traffic education  
15 program, or part of any fine or any penalty remaining unpaid  
16 after the exhaustion of, or the failure to exhaust,  
17 administrative remedies created under this Section and the  
18 conclusion of any judicial review procedures shall be a debt  
19 due and owing the municipality or county and, as such, may be  
20 collected in accordance with applicable law. Completion of any  
21 required traffic education program and payment in full of any  
22 fine or penalty resulting from a standing, parking,  
23 compliance, automated speed enforcement system, or automated  
24 traffic law violation shall constitute a final disposition of  
25 that violation.

26 (f) After the expiration of the period within which

1 judicial review may be sought for a final determination of  
2 parking, standing, compliance, automated speed enforcement  
3 system, or automated traffic law violation, the municipality  
4 or county may commence a proceeding in the Circuit Court for  
5 purposes of obtaining a judgment on the final determination of  
6 violation. Nothing in this Section shall prevent a  
7 municipality or county from consolidating multiple final  
8 determinations of parking, standing, compliance, automated  
9 speed enforcement system, or automated traffic law violations  
10 against a person in a proceeding. Upon commencement of the  
11 action, the municipality or county shall file a certified copy  
12 or record of the final determination of parking, standing,  
13 compliance, automated speed enforcement system, or automated  
14 traffic law violation, which shall be accompanied by a  
15 certification that recites facts sufficient to show that the  
16 final determination of violation was issued in accordance with  
17 this Section and the applicable municipal or county ordinance.  
18 Service of the summons and a copy of the petition may be by any  
19 method provided by Section 2-203 of the Code of Civil  
20 Procedure or by certified mail, return receipt requested,  
21 provided that the total amount of fines and penalties for  
22 final determinations of parking, standing, compliance,  
23 automated speed enforcement system, or automated traffic law  
24 violations does not exceed \$2500. If the court is satisfied  
25 that the final determination of parking, standing, compliance,  
26 automated speed enforcement system, or automated traffic law

1 violation was entered in accordance with the requirements of  
2 this Section and the applicable municipal or county ordinance,  
3 and that the registered owner or the lessee, as the case may  
4 be, had an opportunity for an administrative hearing and for  
5 judicial review as provided in this Section, the court shall  
6 render judgment in favor of the municipality or county and  
7 against the registered owner or the lessee for the amount  
8 indicated in the final determination of parking, standing,  
9 compliance, automated speed enforcement system, or automated  
10 traffic law violation, plus costs. The judgment shall have the  
11 same effect and may be enforced in the same manner as other  
12 judgments for the recovery of money.

13 (g) The fee for participating in a traffic education  
14 program under this Section shall not exceed \$25.

15 A low-income individual required to complete a traffic  
16 education program under this Section who provides proof of  
17 eligibility for the federal earned income tax credit under  
18 Section 32 of the Internal Revenue Code or the Illinois earned  
19 income tax credit under Section 212 of the Illinois Income Tax  
20 Act shall not be required to pay any fee for participating in a  
21 required traffic education program.

22 (Source: P.A. 101-32, eff. 6-28-19; 101-623, eff. 7-1-20;  
23 revised 12-21-20.)