



Sen. Ram Villivalam

Filed: 11/30/2022

10200HB5049sam001

LRB102 22605 SPS 41981 a

1 AMENDMENT TO HOUSE BILL 5049

2 AMENDMENT NO. _____. Amend House Bill 5049 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Administrative Procedure Act is
5 amended by changing Section 5-45.20 as follows:

6 (5 ILCS 100/5-45.20)

7 (Section scheduled to be repealed on January 1, 2023)

8 Sec. 5-45.20. Emergency rulemaking; Secretary of State
9 emergency powers. To provide for the expeditious and timely
10 implementation of the provisions of Section 30 of the
11 Secretary of State Act, emergency rules implementing the
12 changes made to Section 30 of the Secretary of State Act by
13 this amendatory Act of the 102nd General Assembly may be
14 adopted by the Secretary in accordance with Section 5-45. The
15 adoption of emergency rules authorized by Section 5-45 and
16 this Section is deemed to be necessary for the public

1 interest, safety, and welfare.

2 This Section is repealed on July ~~January~~ 1, 2023.

3 (Source: P.A. 102-678, eff. 12-10-21.)

4 Section 10. The Secretary of State Act is amended by
5 changing Section 30 as follows:

6 (15 ILCS 305/30)

7 (Section scheduled to be repealed on January 1, 2023)

8 Sec. 30. Emergency powers.

9 (a) In response to the interruption of services available
10 to the public as a result of the public health disaster caused
11 by Coronavirus Disease 2019 (COVID-19), a novel severe acute
12 respiratory illness that spreads rapidly through respiratory
13 transmissions, the extended closure of State government
14 offices and private sector businesses caused by COVID-19, and
15 the need to ameliorate any detrimental impact on members of
16 the public caused by that interruption of services, the
17 Secretary of State is hereby given the authority to adopt
18 emergency rulemakings, and to adopt permanent administrative
19 rules:

20 (1) extending until not later than December 31, 2022,
21 the expiration dates of driver's licenses, driving
22 permits, monitoring device driving permits, restricted
23 driving permits, and identification cards which were
24 issued with expiration dates on or after January 1, 2020.

1 During the period of any extensions implemented pursuant
2 to this subsection, all driver's licenses, driving
3 permits, monitoring device driving permits, restricted
4 driving permits, and identification cards, shall be
5 subject to any terms and conditions under which the
6 original document was issued; and

7 (2) modifying the requirements for the renewal of
8 driver's licenses, driving permits, monitoring device
9 driving permits, restricted driving permits, and
10 identification cards. No such modification shall apply for
11 more than one renewal cycle after the effective date of
12 the rulemaking.

13 (b) When the renewal of any driver's license, driving
14 permit, monitoring device driving permit, restricted driving
15 permit, or identification card has been extended pursuant to
16 this Section, it shall be renewed during the period of an
17 extension. Any such renewals shall be from the original
18 expiration date and shall be subject to the full fee which
19 would have been due had the renewals been issued based on the
20 original expiration date, except that no late filing fees or
21 penalties shall be imposed.

22 (c) All law enforcement agencies in the State of Illinois
23 and all State and local governmental entities shall recognize
24 the validity of, and give full legal force to, extensions
25 granted pursuant to this Section.

26 (d) Upon the request of any person whose driver's license,

1 driving permit, monitoring device driving permit, restricted
2 driving permit, or identification card has been subject to an
3 extension under this Section, the Secretary shall issue a
4 statement verifying the extension was issued pursuant to
5 Illinois law, and requesting any foreign jurisdiction to honor
6 the extension.

7 (e) This Section is repealed on July ~~January~~ 1, 2023.

8 (Source: P.A. 101-640, eff. 6-12-20; 102-39, eff. 6-25-21;
9 102-678, eff. 12-10-21.)

10 Section 15. The Illinois Vehicle Code is amended by adding
11 Section 3-606.5 as follows:

12 (625 ILCS 5/3-606.5 new)

13 Sec. 3-606.5. Retired Executive Branch Constitutional
14 Officers. Upon receipt of a request from a retired executive
15 branch constitutional officer, accompanied by the appropriate
16 application and fee, the Secretary of State shall issue to the
17 retired executive branch constitutional officer plates bearing
18 appropriate wording or abbreviations indicating that the
19 holder is a retired executive branch constitutional officer
20 and the office held. Such plates may be issued for a 2-year
21 period beginning on January 1 of each odd-numbered year and
22 ending on December 31 of the subsequent even-numbered year.
23 Upon the death of a retired executive branch constitutional
24 officer who has been issued a retired executive branch

1 constitutional officer plate, the retired executive branch
2 constitutional officer's surviving spouse shall be entitled to
3 retain the plate so long as the surviving spouse is a resident
4 of Illinois and transfers the registration to his or her name
5 within 90 days of the death of the retired executive branch
6 constitutional officer. For purposes of this Section, "retired
7 executive branch constitutional officer" means any individual
8 who has served at least one full term of office as (i)
9 Governor; (ii) Lieutenant Governor; (iii) Attorney General;
10 (iv) Secretary of State; (v) Comptroller; or (vi) Treasurer;
11 and who was not removed from office pursuant to Section 14 of
12 Article IV of the Illinois Constitution of 1970.

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.".