



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB5125

Introduced 1/27/2022, by Rep. Amy Grant

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-100  
625 ILCS 5/6-109

from Ch. 95 1/2, par. 6-100

Amends the Illinois Driver Licensing Law of the Illinois Vehicle Code. Provides that a first-time applicant for a driver's license shall not be required to complete a road test if the Secretary of State is provided verification of the applicant's successful completion of a certified driver's education course offered by a public school, nonpublic school, or private training school.

LRB102 25008 RAM 34264 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 Sections 6-100 and 6-109 as follows:

6 (625 ILCS 5/6-100) (from Ch. 95 1/2, par. 6-100)

7 Sec. 6-100. Definitions. For the purposes of this Chapter,  
8 the following words shall have the meanings ascribed to them:

9 (a) Application Process. The process of obtaining a  
10 driver's license, identification card, or permit. The process  
11 begins when a person enters a Secretary of State Driver  
12 Services facility and requests a driver's license,  
13 identification card or permit.

14 (b) Conviction. A final adjudication of guilty by a court  
15 of competent jurisdiction either after a bench trial, trial by  
16 jury, plea of guilty, order of forfeiture, or default.

17 (c) Identification Card. A document made or issued by or  
18 under the authority of the United States Government, the State  
19 of Illinois or any other state or political subdivision  
20 thereof, or any governmental or quasi-governmental  
21 organization that, when completed with information concerning  
22 the individual, is of a type intended or commonly accepted for  
23 the purpose of identifying the individual.

1 (d) Non-compliant driver's license. A driver's license  
2 issued in a manner which is not compliant with the REAL ID Act  
3 and implementing regulations. Non-compliant driver's licenses  
4 shall be marked "Not for Federal Identification" and shall  
5 have a color or design different from the REAL ID compliant  
6 driver's license.

7 (e) REAL ID compliant driver's license. A driver's license  
8 issued in compliance with the REAL ID Act and implementing  
9 regulations. REAL ID compliant driver's licenses shall bear a  
10 security marking approved by the United States Department of  
11 Homeland Security.

12 (f) Limited Term REAL ID compliant driver's license. A  
13 REAL ID compliant driver's license issued to a person who is  
14 not a permanent resident or citizen of the United States, and  
15 marked "Limited Term" on the face of the license.

16 (g) Road test. An in-person examination involving an  
17 actual demonstration of a driver's license applicant's ability  
18 to exercise ordinary and reasonable control of the operation  
19 of a motor vehicle.

20 (Source: P.A. 100-248, eff. 8-22-17.)

21 (625 ILCS 5/6-109)

22 Sec. 6-109. Examination of applicants.

23 (a) The Secretary of State shall examine every applicant  
24 for a driver's license or permit who has not been previously  
25 licensed as a driver under the laws of this State or any other

1 state or country, or any applicant for renewal of such  
2 driver's license or permit when such license or permit has  
3 been expired for more than one year. The Secretary of State  
4 shall, subject to the provisions of paragraph (c), examine  
5 every licensed driver at least every 8 years, and may examine  
6 or re-examine any other applicant or licensed driver, provided  
7 that during the years 1984 through 1991 those drivers issued a  
8 license for 3 years may be re-examined not less than every 7  
9 years or more than every 10 years.

10 The Secretary of State shall require the testing of the  
11 eyesight of any driver's license or permit applicant who has  
12 not been previously licensed as a driver under the laws of this  
13 State and shall promulgate rules and regulations to provide  
14 for the orderly administration of all the provisions of this  
15 Section.

16 The Secretary of State shall include at least one test  
17 question that concerns the provisions of the Pedestrians with  
18 Disabilities Safety Act in the question pool used for the  
19 written portion of the driver's license examination within one  
20 year after July 22, 2010 (the effective date of Public Act  
21 96-1167).

22 The Secretary of State shall include, in the question pool  
23 used for the written portion of the driver's license  
24 examination, test questions concerning safe driving in the  
25 presence of bicycles, of which one may be concerning the Dutch  
26 Reach method as described in Section 2-112.

1           The Secretary of State shall include, in the question pool  
2 used for the written portion of the driver's license  
3 examination, at least one test question concerning driver  
4 responsibilities when approaching a stationary emergency  
5 vehicle as described in Section 11-907.

6           (b) Except as provided for those applicants in paragraph  
7 (c), such examination shall include a test of the applicant's  
8 eyesight, his or her ability to read and understand official  
9 traffic control devices, his or her knowledge of safe driving  
10 practices and the traffic laws of this State, and may include a  
11 road test involving an actual demonstration of the applicant's  
12 ability to exercise ordinary and reasonable control of the  
13 operation of a motor vehicle, and such further physical and  
14 mental examination as the Secretary of State finds necessary  
15 to determine the applicant's fitness to operate a motor  
16 vehicle safely on the highways, except the examination of an  
17 applicant 75 years of age or older shall include an actual  
18 demonstration of the applicant's ability to exercise ordinary  
19 and reasonable control of the operation of a motor vehicle. An  
20 applicant shall not be required to complete a road test if the  
21 Secretary of State is provided verification of the applicant's  
22 successful completion of a certified driver's education course  
23 offered by a public school, nonpublic school, or private  
24 training school. All portions of written and verbal  
25 examinations under this Section, excepting where the English  
26 language appears on facsimiles of road signs, may be given in

1 the Spanish language and, at the discretion of the Secretary  
2 of State, in any other language as well as in English upon  
3 request of the examinee. Deaf persons who are otherwise  
4 qualified are not prohibited from being issued a license,  
5 other than a commercial driver's license, under this Code.

6 (c) Re-examination for those applicants who at the time of  
7 renewing their driver's license possess a driving record  
8 devoid of any convictions of traffic violations or evidence of  
9 committing an offense for which mandatory revocation would be  
10 required upon conviction pursuant to Section 6-205 at the time  
11 of renewal shall be in a manner prescribed by the Secretary in  
12 order to determine an applicant's ability to safely operate a  
13 motor vehicle, except that every applicant for the renewal of  
14 a driver's license who is 75 years of age or older must prove,  
15 by an actual demonstration, the applicant's ability to  
16 exercise reasonable care in the safe operation of a motor  
17 vehicle.

18 (d) In the event the applicant is not ineligible under the  
19 provisions of Section 6-103 to receive a driver's license, the  
20 Secretary of State shall make provision for giving an  
21 examination, either in the county where the applicant resides  
22 or at a place adjacent thereto reasonably convenient to the  
23 applicant, within not more than 30 days from the date said  
24 application is received.

25 (e) The Secretary of State may adopt rules regarding the  
26 use of foreign language interpreters during the application

1 and examination process.

2 (Source: P.A. 100-770, eff. 1-1-19; 100-962, eff. 1-1-19;

3 101-81, eff. 7-12-19; 101-174, eff. 1-1-20.)