



HR0061

LRB102 11376 MST 16709 r

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HOUSE RESOLUTION

2 WHEREAS, Pursuant to 625 ILCS 5/11-208.3, a municipality
3 or county may provide by ordinance a system of administrative
4 adjudication of vehicle standing, parking, compliance,
5 automated traffic law, and automated speed enforcement
6 violations; and

7 WHEREAS, A municipality or county utilizing this system of
8 administrative adjudication authorized by 625 ILCS 5/11-208.3
9 may utilize the United States Postal Service to notify the
10 owners of the cited vehicles of: (a) the charges, (b)
11 administrative decisions of liability, and (c) assessments of
12 fees and fines by mailing the notifications to the vehicle
13 owners to the addresses, as recorded with the Secretary of
14 State; and

15 WHEREAS, A significant number of the addresses of vehicle
16 owners that are recorded with the Secretary of State are no
17 longer valid because the owners moved and failed to notify the
18 Secretary of their current addresses; and

19 WHEREAS, A significant number of notices, ordinance
20 violation charges, administrative adjudications of liability,
21 and administrative assessments of fees and fines, that are
22 mailed by municipalities and counties to vehicle owners,

1 pursuant to 625 ILCS 5/11-208.3, are returned by the Post
2 Office as undeliverable because the addresses recorded by the
3 Secretary of State are no longer valid; and

4 WHEREAS, Public Act 94 - 294 amended 625 ILCS 5/11-208.3
5 to provide that, pursuant to that Section, where a notice
6 mailed to a vehicle owner is returned by the Post Office as
7 undeliverable, then the municipality or county may continue to
8 mail future notices to the same address or may choose to mail
9 the notice to the vehicle owner's last known address, as
10 recorded in a United States Post Office approved database; and

11 WHEREAS, P.A. 101-32 amended 625 ILCS 5/11-208.3 to
12 provide that in lieu of attaching a notice of a parking
13 violation to the vehicle or handing it the driver, a
14 municipality or county may mail the notice of violation to the
15 owner's address, as recorded with the Secretary of State; and

16 WHEREAS, It is in the public interest that those charged
17 with vehicle standing, parking, compliance, automated traffic
18 law, and automated speed enforcement system violations be
19 notified of the charges, so that they may challenge the
20 charges; and

21 WHEREAS, It is in the public interest that those
22 administratively found liable and assessed fees and fines for

1 vehicular standing, parking, compliance, automated traffic
2 law, and automated speed enforcement system violations be
3 notified of the liability findings and the assessments so that
4 they may timely pay the fees and fines and avoid additional
5 assessments in the form of late fees; and

6 WHEREAS, The deterrent impact of vehicle standing,
7 parking, compliance, automated traffic law, and automated
8 speed enforcement ordinances is significantly weakened where
9 those charged with violations of these ordinances are unaware
10 of the charges, the administrative adjudications of liability,
11 and the administrative assessments of fees and fines; and

12 WHEREAS, The Illinois Vehicle Code provides that where the
13 Secretary of State suspends or revokes a driver's license, the
14 Secretary is to notify the licensee of the suspension or
15 revocation by mailing a notice to the licensee's address as
16 recorded with the Secretary of State; and

17 WHEREAS, A significant number of licensed drivers'
18 addresses recorded with the Secretary of State are no longer
19 valid because the licensees moved and failed to notify the
20 Secretary of their current addresses; and

21 WHEREAS, A significant number of the license suspensions
22 and revocation notices mailed by the Secretary are returned by

1 the Post Office as undeliverable because the addresses
2 recorded by the Secretary are no longer valid; and

3 WHEREAS, The failure of these notifications to reach the
4 individual drivers is detrimental to the individual drivers
5 and the public at large; and

6 WHEREAS, A significant number of persons whose driving
7 licenses have been suspended or revoked are first notified of
8 the suspension and revocation when stopped by a law
9 enforcement officer and charged with a traffic violation; and

10 WHEREAS, It is in the public interest that those whose
11 driving licenses are suspended or revoked be promptly notified
12 of the suspensions and revocations; and

13 WHEREAS, Illinois continuously studies the processes used
14 by other states to ensure we are serving our constituents in
15 the best possible ways; therefore, be it

16 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE ONE
17 HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that
18 we request the Illinois Secretary of State to conduct a study
19 concerning the need and feasibility of a policy and mechanism
20 which would (a) permit registered vehicle owners and licensed
21 drivers to request the Secretary to send notices to their

1 e-mail addresses and (b) enable the Secretary to comply with
2 these requests; and be it further

3 RESOLVED, That we request the Secretary of State study
4 other states' practices of e-mailing legally required notices
5 to licensed drivers and registered vehicle owners; and be it
6 further

7 RESOLVED, That we request a report on the study be
8 submitted to the members of the Illinois House of
9 Representatives by August 31, 2021; and be it further

10 RESOLVED, That suitable copies of this resolution be
11 delivered to the Illinois Secretary of State and the Chairs of
12 the Illinois Senate Transportation Committee.