



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

SB0138

Introduced 2/9/2021, by Sen. Donald P. DeWitte

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/1-103  
625 ILCS 5/6-419

from Ch. 95 1/2, par. 1-103  
from Ch. 95 1/2, par. 6-419

Amends the Illinois Vehicle Code. Provides that "approved driver education course" includes online instruction. Provides that the Secretary of State may permit a course provider of a driver training school to offer the course online if the course provider is able to verify: (i) the identity of the person taking the course; (ii) and that the person completes the entire course. Provides that a fee charged by the course provider shall bear a reasonable relationship to the cost of the course. Provides that the Secretary shall post, on the Secretary of State's website, a list of approved course providers, the fees charged by the course providers, and contact information for each provider. Provides that the course provider shall collect an additional \$5 to be paid to the Secretary for administering the program and such collected fees shall be deposited into the Driver Services Administration Fund.

LRB102 10506 RAM 15835 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 1-103 and 6-419 as follows:

6 (625 ILCS 5/1-103) (from Ch. 95 1/2, par. 1-103)

7 Sec. 1-103. Approved driver education course. (a) Any  
8 course of driver education approved by the State Board of  
9 Education, offered by public or private schools maintaining  
10 grades 9 through 12, and meeting at least the minimum  
11 requirements of the "Driver Education Act", as now or  
12 hereafter amended, (b) any course of driver education,  
13 including online instruction, offered by a school licensed to  
14 give driver education instructions under this Act which meets  
15 at least the minimum educational requirements of the "Driver  
16 Education Act", as now or hereafter amended, and is approved  
17 by the State Board of Education, (c) any course of driver  
18 education given in another State to an Illinois resident  
19 attending school in such State and approved by the State  
20 administrator of the Driver Education Program of such other  
21 State, or (d) any course of driver education given at a  
22 Department of Defense Education Activity school that is  
23 approved by the Department of Defense Education Activity and

1 taught by an adult driver education instructor or traffic  
2 safety officer.

3 (Source: P.A. 96-740, eff. 1-1-10.)

4 (625 ILCS 5/6-419) (from Ch. 95 1/2, par. 6-419)

5 Sec. 6-419. Rules and regulations.

6 (a) The Secretary is authorized to prescribe by rule  
7 standards for the eligibility, conduct and operation of driver  
8 training schools, and instructors and to adopt other  
9 reasonable rules and regulations necessary to carry out the  
10 provisions of this Act. The Secretary may adopt rules  
11 exempting particular types of driver training schools from  
12 specific statutory provisions in Sections 6-401 through 6-424,  
13 where application of those provisions would be inconsistent  
14 with the manner of instruction offered by those schools. The  
15 Secretary, in consultation with the State Board of Education,  
16 shall adopt course content standards for driver education for  
17 those persons under the age of 18 years, which shall include  
18 the operation and equipment of motor vehicles. After June 30,  
19 2017, the course content standards for driver education  
20 provided by a driver training school to those persons under  
21 the age of 18 years shall include instruction concerning law  
22 enforcement procedures for traffic stops, including a  
23 demonstration of the proper actions to be taken during a  
24 traffic stop and appropriate interactions with law  
25 enforcement.

1       (b) The Secretary may permit a course provider to offer  
2 the course online if the Secretary is satisfied the course  
3 provider has established adequate procedures for verifying:

4           (1) the identity of the person taking the course  
5 online; and

6           (2) the person completes the entire course.

7       The Secretary shall establish a method of electronic  
8 verification of a student's successful completion of the  
9 course.

10       The fee charged by the course provider shall bear a  
11 reasonable relationship to the cost of the course. The  
12 Secretary shall post on the Secretary of State's website a  
13 list of approved course providers, the fees charged by the  
14 providers, and contact information for each provider.

15       In addition to any other fee charged by the course  
16 provider, the course provider shall collect a fee of \$5 from  
17 each student to offset the costs incurred by the Secretary in  
18 administering this program. The \$5 shall be submitted to the  
19 Secretary within 14 days of the day on which it was collected.  
20 All fees received by the Secretary shall be deposited into the  
21 Driver Services Administration Fund.

22       (Source: P.A. 99-720, eff. 1-1-17.)