

# HB2582



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB2582

Introduced 2/15/2023, by Rep. Bradley Fritts - Nabeela Syed

### SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-103

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

Amends Illinois Vehicle Code. Removes the testing requirement for motorcycle operators who are under the age of 18.

LRB103 26387 MXP 52750 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 6-103 as follows:

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

7 Sec. 6-103. What persons shall not be licensed as drivers  
8 or granted permits. The Secretary of State shall not issue,  
9 renew, or allow the retention of any driver's license nor  
10 issue any permit under this Code:

11 1. To any person, as a driver, who is under the age of  
12 18 years except as provided in Section 6-107, and except  
13 that an instruction permit may be issued under Section  
14 6-107.1 to a child who is not less than 15 years of age if  
15 the child is enrolled in an approved driver education  
16 course as defined in Section 1-103 of this Code and  
17 requires an instruction permit to participate therein,  
18 except that an instruction permit may be issued under the  
19 provisions of Section 6-107.1 to a child who is 17 years  
20 and 3 months of age without the child having enrolled in an  
21 approved driver education course and except that an  
22 instruction permit may be issued to a child who is at least  
23 15 years and 3 months of age, is enrolled in school, meets

1 the educational requirements of the Driver Education Act,  
2 and has passed examinations the Secretary of State in his  
3 or her discretion may prescribe;

4 1.5. To any person at least 18 years of age but less  
5 than 21 years of age unless the person has, in addition to  
6 any other requirements of this Code, successfully  
7 completed an adult driver education course as provided in  
8 Section 6-107.5 of this Code;

9 2. To any person who is under the age of 18 as an  
10 operator of a motorcycle other than a motor driven cycle  
11 unless the person has, in addition to meeting the  
12 provisions of Section 6-107 of this Code, successfully  
13 completed a motorcycle training course approved by the  
14 Illinois Department of Transportation ~~and successfully~~  
15 ~~completes the required Secretary of State's motorcycle~~  
16 ~~driver's examination;~~

17 3. To any person, as a driver, whose driver's license  
18 or permit has been suspended, during the suspension, nor  
19 to any person whose driver's license or permit has been  
20 revoked, except as provided in Sections 6-205, 6-206, and  
21 6-208;

22 4. To any person, as a driver, who is a user of alcohol  
23 or any other drug to a degree that renders the person  
24 incapable of safely driving a motor vehicle;

25 5. To any person, as a driver, who has previously been  
26 adjudged to be afflicted with or suffering from any mental

1 or physical disability or disease and who has not at the  
2 time of application been restored to competency by the  
3 methods provided by law;

4 6. To any person, as a driver, who is required by the  
5 Secretary of State to submit an alcohol and drug  
6 evaluation or take an examination provided for in this  
7 Code unless the person has successfully passed the  
8 examination and submitted any required evaluation;

9 7. To any person who is required under the provisions  
10 of the laws of this State to deposit security or proof of  
11 financial responsibility and who has not deposited the  
12 security or proof;

13 8. To any person when the Secretary of State has good  
14 cause to believe that the person by reason of physical or  
15 mental disability would not be able to safely operate a  
16 motor vehicle upon the highways, unless the person shall  
17 furnish to the Secretary of State a verified written  
18 statement, acceptable to the Secretary of State, from a  
19 competent medical specialist, a licensed physician  
20 assistant, or a licensed advanced practice registered  
21 nurse, to the effect that the operation of a motor vehicle  
22 by the person would not be inimical to the public safety;

23 9. To any person, as a driver, who is 69 years of age  
24 or older, unless the person has successfully complied with  
25 the provisions of Section 6-109;

26 10. To any person convicted, within 12 months of

1 application for a license, of any of the sexual offenses  
2 enumerated in paragraph 2 of subsection (b) of Section  
3 6-205;

4 11. To any person who is under the age of 21 years with  
5 a classification prohibited in paragraph (b) of Section  
6 6-104 and to any person who is under the age of 18 years  
7 with a classification prohibited in paragraph (c) of  
8 Section 6-104;

9 12. To any person who has been either convicted of or  
10 adjudicated under the Juvenile Court Act of 1987 based  
11 upon a violation of the Cannabis Control Act, the Illinois  
12 Controlled Substances Act, or the Methamphetamine Control  
13 and Community Protection Act while that person was in  
14 actual physical control of a motor vehicle. For purposes  
15 of this Section, any person placed on probation under  
16 Section 10 of the Cannabis Control Act, Section 410 of the  
17 Illinois Controlled Substances Act, or Section 70 of the  
18 Methamphetamine Control and Community Protection Act shall  
19 not be considered convicted. Any person found guilty of  
20 this offense, while in actual physical control of a motor  
21 vehicle, shall have an entry made in the court record by  
22 the judge that this offense did occur while the person was  
23 in actual physical control of a motor vehicle and order  
24 the clerk of the court to report the violation to the  
25 Secretary of State as such. The Secretary of State shall  
26 not issue a new license or permit for a period of one year;

1           13. To any person who is under the age of 18 years and  
2 who has committed the offense of operating a motor vehicle  
3 without a valid license or permit in violation of Section  
4 6-101 or a similar out of state offense;

5           14. To any person who is 90 days or more delinquent in  
6 court ordered child support payments or has been  
7 adjudicated in arrears in an amount equal to 90 days'  
8 obligation or more and who has been found in contempt of  
9 court for failure to pay the support, subject to the  
10 requirements and procedures of Article VII of Chapter 7 of  
11 the Illinois Vehicle Code;

12           14.5. To any person certified by the Illinois  
13 Department of Healthcare and Family Services as being 90  
14 days or more delinquent in payment of support under an  
15 order of support entered by a court or administrative body  
16 of this or any other State, subject to the requirements  
17 and procedures of Article VII of Chapter 7 of this Code  
18 regarding those certifications;

19           15. To any person released from a term of imprisonment  
20 for violating Section 9-3 of the Criminal Code of 1961 or  
21 the Criminal Code of 2012, or a similar provision of a law  
22 of another state relating to reckless homicide or for  
23 violating subparagraph (F) of paragraph (1) of subsection  
24 (d) of Section 11-501 of this Code relating to aggravated  
25 driving under the influence of alcohol, other drug or  
26 drugs, intoxicating compound or compounds, or any

1 combination thereof, if the violation was the proximate  
2 cause of a death, within 24 months of release from a term  
3 of imprisonment;

4 16. To any person who, with intent to influence any  
5 act related to the issuance of any driver's license or  
6 permit, by an employee of the Secretary of State's Office,  
7 or the owner or employee of any commercial driver training  
8 school licensed by the Secretary of State, or any other  
9 individual authorized by the laws of this State to give  
10 driving instructions or administer all or part of a  
11 driver's license examination, promises or tenders to that  
12 person any property or personal advantage which that  
13 person is not authorized by law to accept. Any persons  
14 promising or tendering such property or personal advantage  
15 shall be disqualified from holding any class of driver's  
16 license or permit for 120 consecutive days. The Secretary  
17 of State shall establish by rule the procedures for  
18 implementing this period of disqualification and the  
19 procedures by which persons so disqualified may obtain  
20 administrative review of the decision to disqualify;

21 17. To any person for whom the Secretary of State  
22 cannot verify the accuracy of any information or  
23 documentation submitted in application for a driver's  
24 license;

25 18. To any person who has been adjudicated under the  
26 Juvenile Court Act of 1987 based upon an offense that is

1 determined by the court to have been committed in  
2 furtherance of the criminal activities of an organized  
3 gang, as provided in Section 5-710 of that Act, and that  
4 involved the operation or use of a motor vehicle or the use  
5 of a driver's license or permit. The person shall be  
6 denied a license or permit for the period determined by  
7 the court; or

8 19. To any person who holds a REAL ID compliant  
9 identification card or REAL ID compliant Person with a  
10 Disability Identification Card issued under the Illinois  
11 Identification Card Act. Any such person may, at his or  
12 her discretion, surrender the REAL ID compliant  
13 identification card or REAL ID compliant Person with a  
14 Disability Identification Card in order to become eligible  
15 to obtain a REAL ID compliant driver's license.

16 The Secretary of State shall retain all conviction  
17 information, if the information is required to be held  
18 confidential under the Juvenile Court Act of 1987.

19 (Source: P.A. 99-173, eff. 7-29-15; 99-511, eff. 1-1-17;  
20 100-248, eff. 8-22-17; 100-513, eff. 1-1-18; 100-863, eff.  
21 8-14-18.)