



Rep. Matt Hanson

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10300HB3100ham003

LRB103 30065 RTM 71312 a

1 AMENDMENT TO HOUSE BILL 3100

2 AMENDMENT NO. _____. Amend House Bill 3100, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Vehicle Code is amended by
6 changing Sections 7-201, 7-201.1, 11-407, and 11-408 as
7 follows:

8 (625 ILCS 5/7-201) (from Ch. 95 1/2, par. 7-201)

9 Sec. 7-201. Application of Article II. The Administrator
10 as soon as practicable after the receipt of the report,
11 required to be filed under Section ~~Sections 11-406 and~~ 11-410,
12 of a motor vehicle crash occurring within this State and that
13 has resulted in bodily injury or death of any person or that
14 damage to the property of any one person in excess of \$1,500
15 (or \$500 if any of the vehicles involved in the crash is
16 subject to Section 7-601 but is not covered by a liability

1 insurance policy in accordance with Section 7-601) was
2 sustained, shall determine:

3 1. Whether Section 7-202 of this Code requires the
4 deposit of security by or on behalf of any person who was
5 the operator or owner of any motor vehicle in any manner
6 involved in the crash; and

7 2. What amount of security shall be sufficient to
8 satisfy any potential judgment or judgments for money
9 damages resulting from the crash as may be recovered
10 against the operator or owner, which amount shall in no
11 event be less than \$1,500 (or \$500 if any of the vehicles
12 involved in the crash is subject to Section 7-601 but is
13 not covered by a liability insurance policy in accordance
14 with Section 7-601).

15 (Source: P.A. 102-982, eff. 7-1-23.)

16 (625 ILCS 5/7-201.1) (from Ch. 95 1/2, par. 7-201.1)

17 Sec. 7-201.1. If the Administrator has not received a
18 report required to be filed under Section ~~Sections 11-406 and~~
19 ~~11-410~~, or if the information contained in a report is
20 insufficient, the Administrator shall send to the person
21 required to file the report a written request for the missing
22 report or the missing information. The Administrator shall
23 send such request no later than 45 days after the crash or 7
24 days after receiving information that such crash has occurred,
25 whichever is later.

1 If the request is sent to a driver involved in a crash, the
2 request or an attachment thereto shall contain in bold print a
3 warning that failure to comply with the request within 15 days
4 may result in the suspension of the driver's license.

5 (Source: P.A. 102-982, eff. 7-1-23.)

6 (625 ILCS 5/11-407) (from Ch. 95 1/2, par. 11-407)

7 Sec. 11-407. Immediate notice of crash.

8 (a) The driver of a vehicle which is in any manner involved
9 in a crash within this State resulting in injury to or the
10 death of any person, or in which damage to the property of any
11 one person, including that of the driver, is sustained in
12 excess of \$1,500 (or \$500 if any of the vehicles involved in
13 the crash is subject to Section 7-601 but is not covered by a
14 liability insurance policy in accordance with Section 7-601),
15 or of a vehicle that is in any manner involved in a crash in
16 this State that involves a school bus, caused by a collision, a
17 sudden stop, or otherwise, resulting in any property damage,
18 personal injury, or death, or that is involved in a crash that
19 occurs within 50 feet of a school bus in this State and
20 resulting in personal injury to or the death of any person
21 while awaiting or preparing to board the bus or immediately
22 after exiting the bus ~~described in Section 11-406 of this~~
23 ~~Chapter~~ shall, if no police officer is present, give notice of
24 the crash by the fastest available means of communication to
25 the local police department if such crash occurs within a

1 municipality or otherwise to the nearest office of the county
2 sheriff or nearest headquarters of the Illinois State Police.

3 (b) Whenever the driver of a vehicle is physically
4 incapable of giving immediate notice of a crash as required in
5 subsection ~~Subsection~~ (a) and there was another occupant in
6 the vehicle at the time of the crash capable of doing so, that
7 occupant must give notice as required in subsection ~~Subsection~~
8 (a).

9 (c) The driver of any vehicle reporting a crash not
10 meeting mandatory reporting requirements under subsection (a)
11 may fulfill reporting requirements by using a reporting
12 mechanism via electronic means, if the law enforcement agency
13 has implemented an electronic reporting mechanism.

14 (Source: P.A. 102-982, eff. 7-1-23.)

15 (625 ILCS 5/11-408) (from Ch. 95 1/2, par. 11-408)

16 Sec. 11-408. Police to report motor vehicle crash
17 investigations.

18 (a) Every law enforcement officer who investigates a motor
19 vehicle crash, or employee of a law enforcement agency
20 appointed with duties to complete the crash reporting form,
21 for which a report is required by this Article or who prepares
22 a written report as a result of an investigation either at the
23 time and scene of such motor vehicle crash or thereafter by
24 interviewing participants or witnesses shall forward a written
25 report of such motor vehicle crash to the Administrator on

1 forms provided by the Administrator under Section 11-411
2 within 10 days after investigation of the motor vehicle crash,
3 or within such other time as is prescribed by the
4 Administrator. Such written reports and the information
5 contained in those reports required to be forwarded by law
6 enforcement officers shall not be held confidential by the
7 reporting law enforcement officer or agency. The Secretary of
8 State may also disclose notations of crash involvement
9 maintained on individual driving records. However, the
10 Administrator or the Secretary of State may require a
11 supplemental written report from the reporting law enforcement
12 officer.

13 (b) The Department at its discretion may require a
14 supplemental written report from the reporting law enforcement
15 officer on a form supplied by the Department to be submitted
16 directly to the Department. Such supplemental report may be
17 used only for crash studies and statistical or analytical
18 purposes under Section 11-412 or 11-414 of this Code.

19 (c) The Department at its discretion may provide for
20 in-depth investigations of crashes involving Department
21 employees or other motor vehicle crashes by individuals or
22 special investigation groups, including but not limited to
23 police officers, photographers, engineers, doctors, mechanics,
24 and as a result of the investigation may require the
25 submission of written reports, photographs, charts, sketches,
26 graphs, or a combination of all. Such individual written

1 reports, photographs, charts, sketches, or graphs may be used
2 only for crash studies and statistical or analytical purposes
3 under Section 11-412 or 11-414 of this Code.

4 (d) On and after July 1, 1997, law enforcement officers
5 who have reason to suspect that the motor vehicle crash was the
6 result of a driver's loss of consciousness due to a medical
7 condition, as defined by the Driver's License Medical Review
8 Law of 1992, or the result of any medical condition that
9 impaired the driver's ability to safely operate a motor
10 vehicle shall notify the Secretary of this determination. The
11 Secretary, in conjunction with the Driver's License Medical
12 Advisory Board, shall determine by administrative rule the
13 temporary conditions not required to be reported under the
14 provisions of this Section. The Secretary shall, in
15 conjunction with the Illinois State Police and representatives
16 of local and county law enforcement agencies, promulgate any
17 rules necessary and develop the procedures and documents that
18 may be required to obtain written, electronic, or other agreed
19 upon methods of notification to implement the provisions of
20 this Section.

21 (e) Law enforcement officers reporting under the
22 provisions of subsection (d) of this Section shall enjoy the
23 same immunities granted members of the Driver's License
24 Medical Advisory Board under Section 6-910 of this Code.

25 (f) All information furnished to the Secretary under
26 subsection (d) of this Section shall be deemed confidential

1 and for the privileged use of the Secretary in accordance with
2 the provisions of subsection (j) of Section 2-123 of this
3 Code.

4 (Source: P.A. 102-982, eff. 7-1-23.)

5 Section 99. Effective date. This Act takes effect July 1,
6 2024.".