

1 AN ACT in relation to vehicles.

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 6-107 as follows:

6 (625 ILCS 5/6-107) (from Ch. 95 1/2, par. 6-107)

7 Sec. 6-107. Graduated license.

8 (a) The purpose of the Graduated Licensing Program is  
9 to develop safe and mature driving habits in young,  
10 inexperienced drivers and reduce or prevent motor vehicle  
11 accidents, fatalities, and injuries by:

12 (1) providing for an increase in the time of  
13 practice period before granting permission to obtain a  
14 driver's license;

15 (2) strengthening driver licensing and testing  
16 standards for persons under the age of 21 years;

17 (3) sanctioning driving privileges of drivers under  
18 age 21 who have committed serious traffic violations or  
19 other specified offenses; and

20 (4) setting stricter standards to promote the  
21 public's health and safety.

22 (b) The application of any person under the age of 18  
23 years, and not legally emancipated by marriage, for a drivers  
24 license or permit to operate a motor vehicle issued under the  
25 laws of this State, shall be accompanied by the written  
26 consent of either parent of the applicant; otherwise by the  
27 guardian having custody of the applicant, or in the event  
28 there is no parent or guardian, then by another responsible  
29 adult.

30 No graduated driver's license shall be issued to any  
31 applicant under 18 years of age, unless the applicant has:

1           (1) Held a valid instruction permit for a minimum  
2 of 3 months.

3           (2) Passed an approved driver education course and  
4 submits proof of having passed the course as may be  
5 required.

6           (3) certification by the parent, legal guardian, or  
7 responsible adult that the applicant has had a minimum of  
8 25 hours of behind-the-wheel practice time and is  
9 sufficiently prepared and able to safely operate a motor  
10 vehicle.

11          (c) No graduated driver's license or permit shall be  
12 issued to any applicant under 18 years of age who has  
13 committed the offense of operating a motor vehicle without a  
14 valid license or permit in violation of Section 6-101 of this  
15 Code and no graduated driver's license or permit shall be  
16 issued to any applicant under 18 years of age who has  
17 committed an offense that would otherwise result in a  
18 mandatory revocation of a license or permit as provided in  
19 Section 6-205 of this Code or who has been either convicted  
20 of or adjudicated a delinquent based upon a violation of the  
21 Cannabis Control Act or the Illinois Controlled Substances  
22 Act, while that individual was in actual physical control of  
23 a motor vehicle. For purposes of this Section, any person  
24 placed on probation under Section 10 of the Cannabis Control  
25 Act or Section 410 of the Illinois Controlled Substances Act  
26 shall not be considered convicted. Any person found guilty of  
27 this offense, while in actual physical control of a motor  
28 vehicle, shall have an entry made in the court record by the  
29 judge that this offense did occur while the person was in  
30 actual physical control of a motor vehicle and order the  
31 clerk of the court to report the violation to the Secretary  
32 of State as such.

33          (d) No graduated driver's license shall be issued for 6  
34 months to any applicant under the age of 18 years who has

1 been convicted of any offense defined as a serious traffic  
2 violation in this Code or a similar provision of a local  
3 ordinance.

4 (e) No graduated driver's license holder under the age  
5 of 18 years shall operate any motor vehicle except a motor  
6 driven cycle or motorcycle, with more than one passenger in  
7 the front seat of the motor vehicle and no more passengers in  
8 the back seats than the number of available seat safety belts  
9 as set forth in Section 12-603 of this Code.

10 (f) No graduated driver's license holder under the age  
11 of 18 shall operate a motor vehicle unless each driver and  
12 front or back seat passenger under the age of 18 is wearing a  
13 properly adjusted and fastened seat safety belt.

14 (g) A graduated license holder under the age of 18 may  
15 not operate a motor vehicle with more than one passenger  
16 under the age of 20 in the vehicle unless at least one  
17 passenger 21 years of age or older is also in the vehicle.

18 This subsection (g) does not apply with regard to  
19 siblings of the graduated license holder.

20 (Source: P.A. 90-369, eff. 1-1-98.)