



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 02/09/04, by Kevin Joyce

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-106.1

from Ch. 95 1/2, par. 6-106.1

625 ILCS 5/11-501

from Ch. 95 1/2, par. 11-501

Amends the Illinois Vehicle Code. Provides that applicants pay all application and fingerprinting fees. Provides that all fees paid for fingerprint processing services shall be deposited into the State Police Services Fund and all other fees deposited into the Road Fund. Provides that an applicant for a school bus driver permit must not have been convicted of reckless driving, DUI, or reckless homicide resulting from the operation of a motor vehicle rather than having been convicted of these offenses within 3 years of the date of application. Provides that a third or subsequent offense constitutes a Class 4 non-probationable felony. Provides that a person shall be guilty of aggravated driving under the influence of alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof if the person committed a violation of Section 11-501 of the Code for the second time within 5 years (rather than a third or subsequent time).

LRB093 21188 RXD 47268 b

1 AN ACT concerning 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 changing
5 Sections 6-106.1 and 11-501 as follows:

6 (625 ILCS 5/6-106.1) (from Ch. 95 1/2, par. 6-106.1)

7 Sec. 6-106.1. School bus driver permit.

8 (a) The Secretary of State shall issue a school bus driver
9 permit to those applicants who have met all the requirements of
10 the application and screening process under this Section to
11 insure the welfare and safety of children who are transported
12 on school buses throughout the State of Illinois. Applicants
13 shall obtain the proper application required by the Secretary
14 of State from their prospective or current employer and submit
15 the completed application to the prospective or current
16 employer along with the necessary fingerprint submission as
17 required by the Department of State Police to conduct
18 fingerprint based criminal background checks on current and
19 future information available in the state system and current
20 information available through the Federal Bureau of
21 Investigation's system. Applicants who have completed the
22 fingerprinting requirements shall not be subjected to the
23 fingerprinting process when applying for subsequent permits or
24 submitting proof of successful completion of the annual
25 refresher course. Individuals who on the effective date of this
26 Act possess a valid school bus driver permit that has been
27 previously issued by the appropriate Regional School
28 Superintendent are not subject to the fingerprinting
29 provisions of this Section as long as the permit remains valid
30 and does not lapse. The applicant shall be required to pay all
31 related application and fingerprinting fees as established by
32 rule including, but not limited to, the amounts established by

1 the Department of State Police and the Federal Bureau of
2 Investigation to process fingerprint based criminal background
3 investigations. All fees paid for fingerprint processing
4 services under this Section shall be deposited into the State
5 Police Services Fund for the cost incurred in processing the
6 fingerprint based criminal background investigations. All
7 other fees paid under this Section shall be deposited into the
8 Road Fund for the purpose of defraying the costs of the
9 Secretary of State in administering this Section. All
10 applicants must:

11 1. be 21 years of age or older;

12 2. possess a valid and properly classified driver's
13 license issued by the Secretary of State;

14 3. possess a valid driver's license, which has not been
15 revoked, suspended, or canceled for 3 years immediately
16 prior to the date of application, or have not had his or
17 her commercial motor vehicle driving privileges
18 disqualified within the 3 years immediately prior to the
19 date of application;

20 4. successfully pass a written test, administered by
21 the Secretary of State, on school bus operation, school bus
22 safety, and special traffic laws relating to school buses
23 and submit to a review of the applicant's driving habits by
24 the Secretary of State at the time the written test is
25 given;

26 5. demonstrate ability to exercise reasonable care in
27 the operation of school buses in accordance with rules
28 promulgated by the Secretary of State;

29 6. demonstrate physical fitness to operate school
30 buses by submitting the results of a medical examination,
31 including tests for drug use for each applicant not subject
32 to such testing pursuant to federal law, conducted by a
33 licensed physician, an advanced practice nurse who has a
34 written collaborative agreement with a collaborating
35 physician which authorizes him or her to perform medical
36 examinations, or a physician assistant who has been

1 delegated the performance of medical examinations by his or
2 her supervising physician within 90 days of the date of
3 application according to standards promulgated by the
4 Secretary of State;

5 7. affirm under penalties of perjury that he or she has
6 not made a false statement or knowingly concealed a
7 material fact in any application for permit;

8 8. have completed an initial classroom course,
9 including first aid procedures, in school bus driver safety
10 as promulgated by the Secretary of State; and after
11 satisfactory completion of said initial course an annual
12 refresher course; such courses and the agency or
13 organization conducting such courses shall be approved by
14 the Secretary of State; failure to complete the annual
15 refresher course, shall result in cancellation of the
16 permit until such course is completed;

17 9. not have been convicted of 2 or more serious traffic
18 offenses, as defined by rule, within one year prior to the
19 date of application that may endanger the life or safety of
20 any of the driver's passengers within the duration of the
21 permit period;

22 10. not have been convicted of reckless driving,
23 driving while intoxicated, or reckless homicide resulting
24 from the operation of a motor vehicle ~~within 3 years of the~~
25 ~~date of application;~~

26 11. not have been convicted of committing or attempting
27 to commit any one or more of the following offenses: (i)
28 those offenses defined in Sections 9-1, 9-1.2, 9-2, 9-2.1,
29 9-3, 9-3.2, 9-3.3, 10-1, 10-2, 10-3.1, 10-4, 10-5, 10-6,
30 10-7, 11-6, 11-9, 11-9.1, 11-14, 11-15, 11-15.1, 11-16,
31 11-17, 11-18, 11-19, 11-19.1, 11-19.2, 11-20, 11-20.1,
32 11-21, 11-22, 12-3.1, 12-4.1, 12-4.2, 12-4.3, 12-4.4,
33 12-4.5, 12-6, 12-6.2, 12-7.1, 12-7.3, 12-7.4, 12-11,
34 12-13, 12-14, 12-14.1, 12-15, 12-16, 12-16.2, 12-21.5,
35 12-21.6, 12-33, 18-1, 18-2, 18-3, 18-4, 18-5, 20-1, 20-1.1,
36 20-2, 24-1, 24-1.1, 24-1.2, 24-3.3, 31A-1, 31A-1.1, and

1 33A-2, and in subsection (a) and subsection (b), clause
2 (1), of Section 12-4 of the Criminal Code of 1961; (ii)
3 those offenses defined in the Cannabis Control Act except
4 those offenses defined in subsections (a) and (b) of
5 Section 4, and subsection (a) of Section 5 of the Cannabis
6 Control Act; (iii) those offenses defined in the Illinois
7 Controlled Substances Act; (iv) any offense committed or
8 attempted in any other state or against the laws of the
9 United States, which if committed or attempted in this
10 State would be punishable as one or more of the foregoing
11 offenses; (v) the offenses defined in Section 4.1 and 5.1
12 of the Wrongs to Children Act and (vi) those offenses
13 defined in Section 6-16 of the Liquor Control Act of 1934;

14 12. not have been repeatedly involved as a driver in
15 motor vehicle collisions or been repeatedly convicted of
16 offenses against laws and ordinances regulating the
17 movement of traffic, to a degree which indicates lack of
18 ability to exercise ordinary and reasonable care in the
19 safe operation of a motor vehicle or disrespect for the
20 traffic laws and the safety of other persons upon the
21 highway;

22 13. not have, through the unlawful operation of a motor
23 vehicle, caused an accident resulting in the death of any
24 person; and

25 14. not have, within the last 5 years, been adjudged to
26 be afflicted with or suffering from any mental disability
27 or disease.

28 (b) A school bus driver permit shall be valid for a period
29 specified by the Secretary of State as set forth by rule. It
30 shall be renewable upon compliance with subsection (a) of this
31 Section.

32 (c) A school bus driver permit shall contain the holder's
33 driver's license number, name, address, zip code, social
34 security number and date of birth, a brief description of the
35 holder and a space for signature. The Secretary of State may
36 require a suitable photograph of the holder.

1 (d) The employer shall be responsible for conducting a
2 pre-employment interview with prospective school bus driver
3 candidates, distributing school bus driver applications and
4 medical forms to be completed by the applicant, and submitting
5 the applicant's fingerprint cards to the Department of State
6 Police that are required for the criminal background
7 investigations. The employer shall certify in writing to the
8 Secretary of State that all pre-employment conditions have been
9 successfully completed including the successful completion of
10 an Illinois specific criminal background investigation through
11 the Department of State Police and the submission of necessary
12 fingerprints to the Federal Bureau of Investigation for
13 criminal history information available through the Federal
14 Bureau of Investigation system. The applicant shall present the
15 certification to the Secretary of State at the time of
16 submitting the school bus driver permit application.

17 (e) Permits shall initially be provisional upon receiving
18 certification from the employer that all pre-employment
19 conditions have been successfully completed, and upon
20 successful completion of all training and examination
21 requirements for the classification of the vehicle to be
22 operated, the Secretary of State shall provisionally issue a
23 School Bus Driver Permit. The permit shall remain in a
24 provisional status pending the completion of the Federal Bureau
25 of Investigation's criminal background investigation based
26 upon fingerprinting specimens submitted to the Federal Bureau
27 of Investigation by the Department of State Police. The Federal
28 Bureau of Investigation shall report the findings directly to
29 the Secretary of State. The Secretary of State shall remove the
30 bus driver permit from provisional status upon the applicant's
31 successful completion of the Federal Bureau of Investigation's
32 criminal background investigation.

33 (f) A school bus driver permit holder shall notify the
34 employer and the Secretary of State if he or she is convicted
35 in another state of an offense that would make him or her
36 ineligible for a permit under subsection (a) of this Section.

1 The written notification shall be made within 5 days of the
2 entry of the conviction. Failure of the permit holder to
3 provide the notification is punishable as a petty offense for a
4 first violation and a Class B misdemeanor for a second or
5 subsequent violation.

6 (g) Cancellation; suspension; notice and procedure.

7 (1) The Secretary of State shall cancel a school bus
8 driver permit of an applicant whose criminal background
9 investigation discloses that he or she is not in compliance
10 with the provisions of subsection (a) of this Section.

11 (2) The Secretary of State shall cancel a school bus
12 driver permit when he or she receives notice that the
13 permit holder fails to comply with any provision of this
14 Section or any rule promulgated for the administration of
15 this Section.

16 (3) The Secretary of State shall cancel a school bus
17 driver permit if the permit holder's restricted commercial
18 or commercial driving privileges are withdrawn or
19 otherwise invalidated.

20 (4) The Secretary of State may not issue a school bus
21 driver permit for a period of 3 years to an applicant who
22 fails to obtain a negative result on a drug test as
23 required in item 6 of subsection (a) of this Section or
24 under federal law.

25 (5) The Secretary of State shall forthwith suspend a
26 school bus driver permit for a period of 3 years upon
27 receiving notice that the holder has failed to obtain a
28 negative result on a drug test as required in item 6 of
29 subsection (a) of this Section or under federal law.

30 The Secretary of State shall notify the State
31 Superintendent of Education and the permit holder's
32 prospective or current employer that the applicant has (1) has
33 failed a criminal background investigation or (2) is no longer
34 eligible for a school bus driver permit; and of the related
35 cancellation of the applicant's provisional school bus driver
36 permit. The cancellation shall remain in effect pending the

1 outcome of a hearing pursuant to Section 2-118 of this Code.
2 The scope of the hearing shall be limited to the issuance
3 criteria contained in subsection (a) of this Section. A
4 petition requesting a hearing shall be submitted to the
5 Secretary of State and shall contain the reason the individual
6 feels he or she is entitled to a school bus driver permit. The
7 permit holder's employer shall notify in writing to the
8 Secretary of State that the employer has certified the removal
9 of the offending school bus driver from service prior to the
10 start of that school bus driver's next workshift. An employing
11 school board that fails to remove the offending school bus
12 driver from service is subject to the penalties defined in
13 Section 3-14.23 of the School Code. A school bus contractor who
14 violates a provision of this Section is subject to the
15 penalties defined in Section 6-106.11.

16 All valid school bus driver permits issued under this
17 Section prior to January 1, 1995, shall remain effective until
18 their expiration date unless otherwise invalidated.

19 (Source: P.A. 91-500, eff. 8-13-99; 92-703, eff. 7-19-02.)

20 (625 ILCS 5/11-501) (from Ch. 95 1/2, par. 11-501)

21 Sec. 11-501. Driving while under the influence of alcohol,
22 other drug or drugs, intoxicating compound or compounds or any
23 combination thereof.

24 (a) A person shall not drive or be in actual physical
25 control of any vehicle within this State while:

26 (1) the alcohol concentration in the person's blood or
27 breath is 0.08 or more based on the definition of blood and
28 breath units in Section 11-501.2;

29 (2) under the influence of alcohol;

30 (3) under the influence of any intoxicating compound or
31 combination of intoxicating compounds to a degree that
32 renders the person incapable of driving safely;

33 (4) under the influence of any other drug or
34 combination of drugs to a degree that renders the person
35 incapable of safely driving;

1 (5) under the combined influence of alcohol, other drug
2 or drugs, or intoxicating compound or compounds to a degree
3 that renders the person incapable of safely driving; or

4 (6) there is any amount of a drug, substance, or
5 compound in the person's breath, blood, or urine resulting
6 from the unlawful use or consumption of cannabis listed in
7 the Cannabis Control Act, a controlled substance listed in
8 the Illinois Controlled Substances Act, or an intoxicating
9 compound listed in the Use of Intoxicating Compounds Act.

10 (b) The fact that any person charged with violating this
11 Section is or has been legally entitled to use alcohol, other
12 drug or drugs, or intoxicating compound or compounds, or any
13 combination thereof, shall not constitute a defense against any
14 charge of violating this Section.

15 (c) Except as provided under paragraphs (c-3), (c-4), and
16 (d) of this Section, every person convicted of violating this
17 Section or a similar provision of a local ordinance, shall be
18 guilty of a Class A misdemeanor and, in addition to any other
19 criminal or administrative action, for any second conviction of
20 violating this Section or a similar provision of a law of
21 another state or local ordinance committed within 5 years of a
22 previous violation of this Section or a similar provision of a
23 local ordinance shall be mandatorily sentenced to a minimum of
24 5 days of imprisonment or assigned to a minimum of 30 days of
25 community service as may be determined by the court. Every
26 person convicted of violating this Section or a similar
27 provision of a local ordinance shall be subject to an
28 additional mandatory minimum fine of \$500 and an additional
29 mandatory 5 days of community service in a program benefiting
30 children if the person committed a violation of paragraph (a)
31 or a similar provision of a local ordinance while transporting
32 a person under age 16. Every person convicted a second time for
33 violating this Section or a similar provision of a local
34 ordinance within 5 years of a previous violation of this
35 Section or a similar provision of a law of another state or
36 local ordinance shall be subject to an additional mandatory

1 minimum fine of \$500 and an additional 10 days of mandatory
2 community service in a program benefiting children if the
3 current offense was committed while transporting a person under
4 age 16. The imprisonment or assignment under this subsection
5 shall not be subject to suspension nor shall the person be
6 eligible for probation in order to reduce the sentence or
7 assignment.

8 (c-1) (1) A person who violates this Section during a
9 period in which his or her driving privileges are revoked
10 or suspended, where the revocation or suspension was for a
11 violation of this Section, Section 11-501.1, paragraph (b)
12 of Section 11-401, or Section 9-3 of the Criminal Code of
13 1961 is guilty of a Class 4 felony.

14 (2) A person who violates this Section a third time
15 during a period in which his or her driving privileges are
16 revoked or suspended where the revocation or suspension was
17 for a violation of this Section, Section 11-501.1,
18 paragraph (b) of Section 11-401, or Section 9-3 of the
19 Criminal Code of 1961 is guilty of a Class 3 felony.

20 (3) A person who violates this Section a fourth or
21 subsequent time during a period in which his or her driving
22 privileges are revoked or suspended where the revocation or
23 suspension was for a violation of this Section, Section
24 11-501.1, paragraph (b) of Section 11-401, or Section 9-3
25 of the Criminal Code of 1961 is guilty of a Class 2 felony.

26 (c-2) (Blank).

27 (c-3) Every person convicted of violating this Section or a
28 similar provision of a local ordinance who had a child under
29 age 16 in the vehicle at the time of the offense shall have his
30 or her punishment under this Act enhanced by 2 days of
31 imprisonment for a first offense, 10 days of imprisonment for a
32 second offense, 30 days of imprisonment for a third offense,
33 and 90 days of imprisonment for a fourth or subsequent offense,
34 in addition to the fine and community service required under
35 subsection (c) and the possible imprisonment required under
36 subsection (d). The imprisonment or assignment under this

1 subsection shall not be subject to suspension nor shall the
2 person be eligible for probation in order to reduce the
3 sentence or assignment.

4 (c-4) When a person is convicted of violating Section
5 11-501 of this Code or a similar provision of a local
6 ordinance, the following penalties apply when his or her blood,
7 breath, or urine was .16 or more based on the definition of
8 blood, breath, or urine units in Section 11-501.2 or when that
9 person is convicted of violating this Section while
10 transporting a child under the age of 16:

11 (1) A person who is convicted of violating subsection
12 (a) of Section 11-501 of this Code a first time, in
13 addition to any other penalty that may be imposed under
14 subsection (c), is subject to a mandatory minimum of 100
15 hours of community service and a minimum fine of \$500.

16 (2) A person who is convicted of violating subsection
17 (a) of Section 11-501 of this Code a second time within 10
18 years, in addition to any other penalty that may be imposed
19 under subsection (c), is subject to a mandatory minimum of
20 2 days of imprisonment and a minimum fine of \$1,250.

21 (3) A person who is convicted of violating subsection
22 (a) of Section 11-501 of this Code a third time within 20
23 years is guilty of a Class 4 felony and, in addition to any
24 other penalty that may be imposed under subsection (c), is
25 subject to a mandatory minimum of 90 days of imprisonment
26 and a minimum fine of \$2,500.

27 (4) A person who is convicted of violating this
28 subsection (c-4) a fourth or subsequent time is guilty of a
29 Class 2 felony and, in addition to any other penalty that
30 may be imposed under subsection (c), is not eligible for a
31 sentence of probation or conditional discharge and is
32 subject to a minimum fine of \$2,500.

33 (d) (1) Every person convicted of committing a violation of
34 this Section shall be guilty of aggravated driving under
35 the influence of alcohol, other drug or drugs, or
36 intoxicating compound or compounds, or any combination

1 thereof if:

2 (A) the person committed a violation of this
3 Section, or a similar provision of a law of another
4 state or a local ordinance when the cause of action is
5 the same as or substantially similar to this Section,
6 for the second time within 5 years ~~third or subsequent~~
7 ~~time~~;

8 (B) the person committed a violation of paragraph
9 (a) while driving a school bus with children on board;

10 (C) the person in committing a violation of
11 paragraph (a) was involved in a motor vehicle accident
12 that resulted in great bodily harm or permanent
13 disability or disfigurement to another, when the
14 violation was a proximate cause of the injuries;

15 (D) the person committed a violation of paragraph
16 (a) for a second time and has been previously convicted
17 of violating Section 9-3 of the Criminal Code of 1961
18 relating to reckless homicide in which the person was
19 determined to have been under the influence of alcohol,
20 other drug or drugs, or intoxicating compound or
21 compounds as an element of the offense or the person
22 has previously been convicted under subparagraph (C)
23 or subparagraph (F) of this paragraph (1);

24 (E) the person, in committing a violation of
25 paragraph (a) while driving at any speed in a school
26 speed zone at a time when a speed limit of 20 miles per
27 hour was in effect under subsection (a) of Section
28 11-605 of this Code, was involved in a motor vehicle
29 accident that resulted in bodily harm, other than great
30 bodily harm or permanent disability or disfigurement,
31 to another person, when the violation of paragraph (a)
32 was a proximate cause of the bodily harm; or

33 (F) the person, in committing a violation of
34 paragraph (a), was involved in a motor vehicle,
35 snowmobile, all-terrain vehicle, or watercraft
36 accident that resulted in the death of another person,

1 when the violation of paragraph (a) was a proximate
2 cause of the death.

3 (2) Except as provided in this paragraph (2),
4 aggravated driving under the influence of alcohol, other
5 drug or drugs, or intoxicating compound or compounds, or
6 any combination thereof is a Class 4 felony. For a
7 violation of subparagraph (A) of paragraph 1, a third or
8 subsequent offense constitutes a Class 4 non-probationable
9 felony. For a violation of subparagraph (C) of paragraph
10 (1) of this subsection (d), the defendant, if sentenced to
11 a term of imprisonment, shall be sentenced to not less than
12 one year nor more than 12 years. Aggravated driving under
13 the influence of alcohol, other drug or drugs, or
14 intoxicating compound or compounds, or any combination
15 thereof as defined in subparagraph (F) of paragraph (1) of
16 this subsection (d) is a Class 2 felony, for which the
17 defendant, if sentenced to a term of imprisonment, shall be
18 sentenced to: (A) a term of imprisonment of not less than 3
19 years and not more than 14 years if the violation resulted
20 in the death of one person; or (B) a term of imprisonment
21 of not less than 6 years and not more than 28 years if the
22 violation resulted in the deaths of 2 or more persons. For
23 any prosecution under this subsection (d), a certified copy
24 of the driving abstract of the defendant shall be admitted
25 as proof of any prior conviction.

26 (e) After a finding of guilt and prior to any final
27 sentencing, or an order for supervision, for an offense based
28 upon an arrest for a violation of this Section or a similar
29 provision of a local ordinance, individuals shall be required
30 to undergo a professional evaluation to determine if an
31 alcohol, drug, or intoxicating compound abuse problem exists
32 and the extent of the problem, and undergo the imposition of
33 treatment as appropriate. Programs conducting these
34 evaluations shall be licensed by the Department of Human
35 Services. The cost of any professional evaluation shall be paid
36 for by the individual required to undergo the professional

1 evaluation.

2 (e-1) Any person who is found guilty of or pleads guilty to
3 violating this Section, including any person receiving a
4 disposition of court supervision for violating this Section,
5 may be required by the Court to attend a victim impact panel
6 offered by, or under contract with, a County State's Attorney's
7 office, a probation and court services department, Mothers
8 Against Drunk Driving, or the Alliance Against Intoxicated
9 Motorists. All costs generated by the victim impact panel shall
10 be paid from fees collected from the offender or as may be
11 determined by the court.

12 (f) Every person found guilty of violating this Section,
13 whose operation of a motor vehicle while in violation of this
14 Section proximately caused any incident resulting in an
15 appropriate emergency response, shall be liable for the expense
16 of an emergency response as provided under Section 5-5-3 of the
17 Unified Code of Corrections.

18 (g) The Secretary of State shall revoke the driving
19 privileges of any person convicted under this Section or a
20 similar provision of a local ordinance.

21 (h) Every person sentenced under paragraph (2) or (3) of
22 subsection (c-1) of this Section or subsection (d) of this
23 Section and who receives a term of probation or conditional
24 discharge shall be required to serve a minimum term of either
25 60 days community service or 10 days of imprisonment as a
26 condition of the probation or conditional discharge. This
27 mandatory minimum term of imprisonment or assignment of
28 community service shall not be suspended and shall not be
29 subject to reduction by the court.

30 (i) The Secretary of State shall require the use of
31 ignition interlock devices on all vehicles owned by an
32 individual who has been convicted of a second or subsequent
33 offense of this Section or a similar provision of a local
34 ordinance. The Secretary shall establish by rule and regulation
35 the procedures for certification and use of the interlock
36 system.

1 (j) In addition to any other penalties and liabilities, a
2 person who is found guilty of or pleads guilty to violating
3 this Section, including any person placed on court supervision
4 for violating this Section, shall be fined \$100, payable to the
5 circuit clerk, who shall distribute the money to the law
6 enforcement agency that made the arrest. If the person has been
7 previously convicted of violating this Section or a similar
8 provision of a local ordinance, the fine shall be \$200. In the
9 event that more than one agency is responsible for the arrest,
10 the \$100 or \$200 shall be shared equally. Any moneys received
11 by a law enforcement agency under this subsection (j) shall be
12 used to purchase law enforcement equipment that will assist in
13 the prevention of alcohol related criminal violence throughout
14 the State. This shall include, but is not limited to, in-car
15 video cameras, radar and laser speed detection devices, and
16 alcohol breath testers. Any moneys received by the Department
17 of State Police under this subsection (j) shall be deposited
18 into the State Police DUI Fund and shall be used to purchase
19 law enforcement equipment that will assist in the prevention of
20 alcohol related criminal violence throughout the State.

21 (k) The Secretary of State Police DUI Fund is created as a
22 special fund in the State treasury. All moneys received by the
23 Secretary of State Police under subsection (j) of this Section
24 shall be deposited into the Secretary of State Police DUI Fund
25 and, subject to appropriation, shall be used to purchase law
26 enforcement equipment to assist in the prevention of alcohol
27 related criminal violence throughout the State.

28 (Source: P.A. 92-248, eff. 8-3-01; 92-418, eff. 8-17-01;
29 92-420, eff. 8-17-01; 92-429, eff. 1-1-02; 92-431, eff. 1-1-02;
30 92-651, eff. 7-11-02; 93-156, eff. 1-1-04; 93-213, eff.
31 7-18-03; 93-584, eff. 8-22-03; revised 8-27-03.)