



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0654

Introduced 2/6/2007, by Rep. Chapin Rose - Eddie Washington

SYNOPSIS AS INTRODUCED:

625 ILCS 5/3-707

from Ch. 95 1/2, par. 3-707

Amends the Illinois Vehicle Code. Provides that a person who has not previously been convicted of or received a disposition of court supervision for operating an uninsured vehicle shall receive a \$100 fine and a disposition of court supervision for committing the offense, if the person produces in court satisfactory evidence that the motor vehicle is covered, as of the date of the court appearance, by a liability insurance policy required by the Vehicle Code. Provides that the person must, on the date the period of court supervision is scheduled to terminate, produce satisfactory evidence that the vehicle was covered by the required insurance policy during the entire period of the supervision. Provides that an officer of the court appointed by the chief judge shall determine if a defendant has a liability insurance policy as of the date of the court appearance. Provides that the officer of the court shall also determine whether the vehicle was covered by the required policy during the entire period of court supervision.

LRB095 04787 DRH 24847 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 changing
5 Section 3-707 as follows:

6 (625 ILCS 5/3-707) (from Ch. 95 1/2, par. 3-707)

7 Sec. 3-707. Operation of uninsured motor vehicle - penalty.

8 (a) No person shall operate a motor vehicle unless the
9 motor vehicle is covered by a liability insurance policy in
10 accordance with Section 7-601 of this Code.

11 (b) Any person who fails to comply with a request by a law
12 enforcement officer for display of evidence of insurance, as
13 required under Section 7-602 of this Code, shall be deemed to
14 be operating an uninsured motor vehicle.

15 (c) Except as provided in subsection (c-5), any ~~Any~~
16 operator of a motor vehicle subject to registration under this
17 Code who is convicted of violating this Section is guilty of a
18 business offense and shall be required to pay a fine in excess
19 of \$500, but not more than \$1,000. However, no person charged
20 with violating this Section shall be convicted if such person
21 produces in court satisfactory evidence that at the time of the
22 arrest the motor vehicle was covered by a liability insurance
23 policy in accordance with Section 7-601 of this Code. The chief

1 judge of each circuit may designate an officer of the court to
2 review the documentation demonstrating that at the time of
3 arrest the motor vehicle was covered by a liability insurance
4 policy in accordance with Section 7-601 of this Code.

5 (c-1) A person convicted of violating this Section shall
6 also have his or her driver's license, permit, or privileges
7 suspended for 3 months. After the expiration of the 3 months,
8 the person's driver's license, permit, or privileges shall not
9 be reinstated until he or she has paid a reinstatement fee of
10 \$100. If a person violates this Section while his or her
11 driver's license, permit, or privileges are suspended under
12 this subsection (c-1), his or her driver's license, permit, or
13 privileges shall be suspended for an additional 6 months and
14 until he or she pays the reinstatement fee.

15 (c-5) A person who (i) has not previously been convicted of
16 or received a disposition of court supervision for violating
17 this Section and (ii) produces at his or her court appearance
18 satisfactory evidence that the motor vehicle is covered, as of
19 the date of the court appearance, by a liability insurance
20 policy in accordance with Section 7-601 of this Code shall, for
21 a violation of this Section, pay a fine of \$100 and receive a
22 disposition of court supervision. The person must, on the date
23 that the period of court supervision is scheduled to terminate,
24 produce satisfactory evidence that the vehicle was covered by
25 the required liability insurance policy during the entire
26 period of court supervision.

1 An officer of the court designated under subsection (c) may
2 also review liability insurance documentation under this
3 subsection (c-5) to determine if the motor vehicle is, as of
4 the date of the court appearance, covered by a liability
5 insurance policy in accordance with Section 7-601 of this Code.
6 The officer of the court shall also determine, on the date the
7 period of court supervision is scheduled to terminate, whether
8 the vehicle was covered by the required policy during the
9 entire period of court supervision.

10 (d) A person convicted a third or subsequent time of
11 violating this Section or a similar provision of a local
12 ordinance must give proof to the Secretary of State of the
13 person's financial responsibility as defined in Section 7-315.
14 The person must maintain the proof in a manner satisfactory to
15 the Secretary for a minimum period of one year after the date
16 the proof is first filed. The Secretary must suspend the
17 driver's license of any person determined by the Secretary not
18 to have provided adequate proof of financial responsibility as
19 required by this subsection.

20 (Source: P.A. 94-1035, eff. 7-1-07.)