



Sen. M. Maggie Crotty

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LRB095 05850 LCT 49162 a

1 AMENDMENT TO SENATE BILL 993

2 AMENDMENT NO. _____. Amend Senate Bill 993 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Identification Card Act is amended
5 by adding Section 11A as follows:

6 (15 ILCS 335/11A new)

7 Sec. 11A. Emergency contact database.

8 (a) The Secretary of State shall establish a database of
9 the emergency contacts of persons who hold identification
10 cards. Information in the database shall be accessible only to
11 employees of the Office of the Secretary and law enforcement
12 officers employed by a law enforcement agency.

13 (b) Any person holding an identification card shall be
14 afforded the opportunity to provide the Secretary of State, in
15 a manner and form designated by the Secretary of State, the
16 name, address, telephone number, and relationship to the holder

1 of no more than 2 emergency contact persons whom the holder
2 wishes to be contacted by a law enforcement officer if the
3 holder is involved in a motor vehicle accident or other
4 emergency situation and the holder is unable to communicate
5 with the contact person or persons. A contact person need not
6 be the holder's next of kin.

7 (c) The Secretary shall adopt rules to implement this
8 Section. At a minimum, the rules shall address all of the
9 following:

10 (1) the method whereby a holder may provide the
11 Secretary of State with emergency contact information;

12 (2) the method whereby a holder may provide the
13 Secretary of State with a change to the emergency contact
14 information; and

15 (3) any other aspect of the database or its operation
16 that the Secretary determines is necessary to implement
17 this Section.

18 (d) If a person involved in a motor vehicle accident or
19 other emergency situation is unable to communicate with the
20 contact person or persons specified in the database, a law
21 enforcement officer shall make a good faith effort to notify
22 the contact person or persons of the situation. Neither the law
23 enforcement officer nor the law enforcement agency that employs
24 that law enforcement officer incurs any liability, however, if
25 the law enforcement officer is not able to make contact with
26 the contact person.

1 (e) The Secretary of State shall make a good faith effort
2 to maintain accurate data as provided by the identification
3 card holder and to provide that information to law enforcement
4 as provided in subsection (a). The Secretary of State is not
5 liable for any damages, costs, or expenses, including, without
6 limitation, consequential damages, arising or resulting from
7 any inaccurate data or system unavailability.

8 Section 10. The Illinois Vehicle Code is amended by adding
9 Section 6-117.2 as follows:

10 (625 ILCS 5/6-117.2 new)

11 Sec. 6-117.2. Emergency contact database.

12 (a) The Secretary of State shall establish a database of
13 the emergency contacts of persons who hold a driver's license,
14 instruction permit, or any other type of driving permit issued
15 by the Secretary of State. Information in the database shall be
16 accessible only to employees of the Office of the Secretary and
17 law enforcement officers employed by a law enforcement agency.

18 (b) Any person holding a driver's license, instruction
19 permit, or any other type of driving permit issued by the
20 Secretary of State shall be afforded the opportunity to provide
21 the Secretary of State, in a manner and form designated by the
22 Secretary of State, the name, address, telephone number, and
23 relationship to the holder of no more than 2 emergency contact
24 persons whom the holder wishes to be contacted by a law

1 enforcement officer if the holder is involved in a motor
2 vehicle accident or other emergency situation and the holder is
3 unable to communicate with the contact person or persons. A
4 contact person need not be the holder's next of kin.

5 (c) The Secretary shall adopt rules to implement this
6 Section. At a minimum, the rules shall address all of the
7 following:

8 (1) the method whereby a holder may provide the
9 Secretary of State with emergency contact information;

10 (2) the method whereby a holder may provide the
11 Secretary of State with a change to the emergency contact
12 information; and

13 (3) any other aspect of the database or its operation
14 that the Secretary determines is necessary to implement
15 this Section.

16 (d) If a person involved in a motor vehicle accident or
17 other emergency situation is unable to communicate with the
18 contact person or persons specified in the database, a law
19 enforcement officer shall make a good faith effort to notify
20 the contact person or persons of the situation. Neither the law
21 enforcement officer nor the law enforcement agency that employs
22 that law enforcement officer incurs any liability, however, if
23 the law enforcement officer is not able to make contact with
24 the contact person.

25 (e) The Secretary of State shall make a good faith effort
26 to maintain accurate data as provided by the driver's license

1 or instruction permit holder and to provide that information to
2 law enforcement as provided in subsection (a). The Secretary of
3 State is not liable for any damages, costs, or expenses,
4 including, without limitation, consequential damages, arising
5 or resulting from any inaccurate data or system unavailability.

6 Section 99. Effective date. This Act takes effect July 1,
7 2009.".