

SB1438



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB1438

Introduced 2/9/2007, by Sen. John O. Jones

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-115

from Ch. 95 1/2, par. 6-115

Amends the Illinois Vehicle Code. Provides that the Secretary of State may defer the expiration of the driver's license of a member of the Armed Forces of the United States, or of the spouse or a dependent child living with a member of the Armed Forces, while that member of the Armed Forces is on active duty outside of the State of Illinois, and for an additional 90 (rather than 45) days. Effective immediately.

LRB095 11047 DRH 31367 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 6-115 as follows:

6 (625 ILCS 5/6-115) (from Ch. 95 1/2, par. 6-115)

7 Sec. 6-115. Expiration of driver's license.

8 (a) Except as provided elsewhere in this Section, every
9 driver's license issued under the provisions of this Code shall
10 expire 4 years from the date of its issuance, or at such later
11 date, as the Secretary of State may by proper rule and
12 regulation designate, not to exceed 12 calendar months; in the
13 event that an applicant for renewal of a driver's license fails
14 to apply prior to the expiration date of the previous driver's
15 license, the renewal driver's license shall expire 4 years from
16 the expiration date of the previous driver's license, or at
17 such later date as the Secretary of State may by proper rule
18 and regulation designate, not to exceed 12 calendar months.

19 The Secretary of State may, however, issue to a person not
20 previously licensed as a driver in Illinois a driver's license
21 which will expire not less than 4 years nor more than 5 years
22 from date of issuance, except as provided elsewhere in this
23 Section.

1 The Secretary of State is authorized to issue driver's
2 licenses during the years 1984 through 1987 which shall expire
3 not less than 3 years nor more than 5 years from the date of
4 issuance, except as provided elsewhere in this Section, for the
5 purpose of converting all driver's licenses issued under this
6 Code to a 4 year expiration. Provided that all original
7 driver's licenses, except as provided elsewhere in this
8 Section, shall expire not less than 4 years nor more than 5
9 years from the date of issuance.

10 (b) Before the expiration of a driver's license, except
11 those licenses expiring on the individual's 21st birthday, or 3
12 months after the individual's 21st birthday, the holder thereof
13 may apply for a renewal thereof, subject to all the provisions
14 of Section 6-103, and the Secretary of State may require an
15 examination of the applicant. A licensee whose driver's license
16 expires on his 21st birthday, or 3 months after his 21st
17 birthday, may not apply for a renewal of his driving privileges
18 until he reaches the age of 21.

19 (c) The Secretary of State shall, 30 days prior to the
20 expiration of a driver's license, forward to each person whose
21 license is to expire a notification of the expiration of said
22 license which may be presented at the time of renewal of said
23 license.

24 There may be included with such notification information
25 explaining the anatomical gift and Emergency Medical
26 Information Card provisions of Section 6-110. The format and

1 text of such information shall be prescribed by the Secretary.

2 There shall be included with such notification, for a
3 period of 4 years beginning January 1, 2000 information
4 regarding the Illinois Adoption Registry and Medical
5 Information Exchange established in Section 18.1 of the
6 Adoption Act.

7 (d) The Secretary may defer the expiration of the driver's
8 license of a licensee, spouse, and dependent children who are
9 living with such licensee while on active duty, serving in the
10 Armed Forces of the United States outside of the State of
11 Illinois, and 90 ~~45~~ days thereafter, upon such terms and
12 conditions as the Secretary may prescribe.

13 (e) The Secretary of State may decline to process a renewal
14 of a driver's license of any person who has not paid any fee or
15 tax due under this Code and is not paid upon reasonable notice
16 and demand.

17 (f) The Secretary shall provide that each original or
18 renewal driver's license issued to a licensee under 21 years of
19 age shall expire 3 months after the licensee's 21st birthday.
20 Persons whose current driver's licenses expire on their 21st
21 birthday on or after January 1, 1986 shall not renew their
22 driver's license before their 21st birthday, and their current
23 driver's license will be extended for an additional term of 3
24 months beyond their 21st birthday. Thereafter, the expiration
25 and term of the driver's license shall be governed by
26 subsection (a) hereof.

1 (g) The Secretary shall provide that each original or
2 renewal driver's license issued to a licensee 81 years of age
3 through age 86 shall expire 2 years from the date of issuance,
4 or at such later date as the Secretary may by rule and
5 regulation designate, not to exceed an additional 12 calendar
6 months. The Secretary shall also provide that each original or
7 renewal driver's license issued to a licensee 87 years of age
8 or older shall expire 12 months from the date of issuance, or
9 at such later date as the Secretary may by rule and regulation
10 designate, not to exceed an additional 12 calendar months.

11 (h) The Secretary of State shall provide that each special
12 restricted driver's license issued under subsection (g) of
13 Section 6-113 of this Code shall expire 12 months from the date
14 of issuance. The Secretary shall adopt rules defining renewal
15 requirements.

16 (i) The Secretary of State shall provide that each driver's
17 license issued to a person convicted of a sex offense as
18 defined in Section 2 of the Sex Offender Registration Act shall
19 expire 12 months from the date of issuance or at such date as
20 the Secretary may by rule designate, not to exceed an
21 additional 12 calendar months. The Secretary may adopt rules
22 defining renewal requirements.

23 (Source: P.A. 94-993, eff. 1-1-07.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.