

HB2750



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB2750

Introduced 2/24/2009, by Rep. Tom Cross

SYNOPSIS AS INTRODUCED:

625 ILCS 5/6-110

from Ch. 95 1/2, par. 6-110

Amends the Illinois Vehicle Code. Makes a technical change in a Section concerning licenses.

LRB096 07762 AJT 17863 b

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 6-110 as follows:

6 (625 ILCS 5/6-110) (from Ch. 95 1/2, par. 6-110)

7 Sec. 6-110. Licenses issued to drivers.

8 (a) The ~~The~~ Secretary of State shall issue to every
9 qualifying applicant a driver's license as applied for, which
10 license shall bear a distinguishing number assigned to the
11 licensee, the legal name, zip code, date of birth, residence
12 address, and a brief description of the licensee, and a space
13 where the licensee may write his usual signature.

14 Licenses issued shall also indicate the classification and
15 the restrictions under Section 6-104 of this Code.

16 In lieu of the social security number, the Secretary may in
17 his discretion substitute a federal tax number or other
18 distinctive number.

19 A driver's license issued may, in the discretion of the
20 Secretary, include a suitable photograph of a type prescribed
21 by the Secretary.

22 (a-1) If the licensee is less than 18 years of age, unless
23 one of the exceptions in subsection (a-2) apply, the license

1 shall, as a matter of law, be invalid for the operation of any
2 motor vehicle during the following times:

3 (A) Between 11:00 p.m. Friday and 6:00 a.m. Saturday;

4 (B) Between 11:00 p.m. Saturday and 6:00 a.m. on
5 Sunday; and

6 (C) Between 10:00 p.m. on Sunday to Thursday,
7 inclusive, and 6:00 a.m. on the following day.

8 (a-2) The driver's license of a person under the age of 18
9 shall not be invalid as described in subsection (a-1) of this
10 Section if the licensee under the age of 18 was:

11 (1) accompanied by the licensee's parent or guardian or
12 other person in custody or control of the minor;

13 (2) on an errand at the direction of the minor's parent
14 or guardian, without any detour or stop;

15 (3) in a motor vehicle involved in interstate travel;

16 (4) going to or returning home from an employment
17 activity, without any detour or stop;

18 (5) involved in an emergency;

19 (6) going to or returning home from, without any detour
20 or stop, an official school, religious, or other
21 recreational activity supervised by adults and sponsored
22 by a government or governmental agency, a civic
23 organization, or another similar entity that takes
24 responsibility for the licensee, without any detour or
25 stop;

26 (7) exercising First Amendment rights protected by the

1 United States Constitution, such as the free exercise of
2 religion, freedom of speech, and the right of assembly; or

3 (8) married or had been married or is an emancipated
4 minor under the Emancipation of Minors Act.

5 (a-2.5) The driver's license of a person who is 17 years of
6 age and has been licensed for at least 12 months is not invalid
7 as described in subsection (a-1) of this Section while the
8 licensee is participating as an assigned driver in a Safe Rides
9 program that meets the following criteria:

10 (1) the program is sponsored by the Boy Scouts of
11 America or another national public service organization;
12 and

13 (2) the sponsoring organization carries liability
14 insurance covering the program.

15 (a-3) If a graduated driver's license holder over the age
16 of 18 committed an offense against traffic regulations
17 governing the movement of vehicles or any violation of Section
18 6-107 or Section 12-603.1 of this Code in the 6 months prior to
19 the graduated driver's license holder's 18th birthday, and was
20 subsequently convicted of the offense, the provisions of
21 subsection (a-1) shall continue to apply until such time as a
22 period of 6 consecutive months has elapsed without an
23 additional violation and subsequent conviction of an offense
24 against traffic regulations governing the movement of vehicles
25 or Section 6-107 or Section 12-603.1 of this Code.

26 (b) Until the Secretary of State establishes a First Person

1 Consent organ and tissue donor registry under Section 6-117 of
2 this Code, the Secretary of State shall provide a format on the
3 reverse of each driver's license issued which the licensee may
4 use to execute a document of gift conforming to the provisions
5 of the Illinois Anatomical Gift Act. The format shall allow the
6 licensee to indicate the gift intended, whether specific
7 organs, any organ, or the entire body, and shall accommodate
8 the signatures of the donor and 2 witnesses. The Secretary
9 shall also inform each applicant or licensee of this format,
10 describe the procedure for its execution, and may offer the
11 necessary witnesses; provided that in so doing, the Secretary
12 shall advise the applicant or licensee that he or she is under
13 no compulsion to execute a document of gift. A brochure
14 explaining this method of executing an anatomical gift document
15 shall be given to each applicant or licensee. The brochure
16 shall advise the applicant or licensee that he or she is under
17 no compulsion to execute a document of gift, and that he or she
18 may wish to consult with family, friends or clergy before doing
19 so. The Secretary of State may undertake additional efforts,
20 including education and awareness activities, to promote organ
21 and tissue donation.

22 (c) The Secretary of State shall designate on each driver's
23 license issued a space where the licensee may place a sticker
24 or decal of the uniform size as the Secretary may specify,
25 which sticker or decal may indicate in appropriate language
26 that the owner of the license carries an Emergency Medical

1 Information Card.

2 The sticker may be provided by any person, hospital,
3 school, medical group, or association interested in assisting
4 in implementing the Emergency Medical Information Card, but
5 shall meet the specifications as the Secretary may by rule or
6 regulation require.

7 (d) The Secretary of State shall designate on each driver's
8 license issued a space where the licensee may indicate his
9 blood type and RH factor.

10 (e) The Secretary of State shall provide that each original
11 or renewal driver's license issued to a licensee under 21 years
12 of age shall be of a distinct nature from those driver's
13 licenses issued to individuals 21 years of age and older. The
14 color designated for driver's licenses for licensees under 21
15 years of age shall be at the discretion of the Secretary of
16 State.

17 (e-1) The Secretary shall provide that each driver's
18 license issued to a person under the age of 21 displays the
19 date upon which the person becomes 18 years of age and the date
20 upon which the person becomes 21 years of age.

21 (f) The Secretary of State shall inform all Illinois
22 licensed commercial motor vehicle operators of the
23 requirements of the Uniform Commercial Driver License Act,
24 Article V of this Chapter, and shall make provisions to insure
25 that all drivers, seeking to obtain a commercial driver's
26 license, be afforded an opportunity prior to April 1, 1992, to

1 obtain the license. The Secretary is authorized to extend
2 driver's license expiration dates, and assign specific times,
3 dates and locations where these commercial driver's tests shall
4 be conducted. Any applicant, regardless of the current
5 expiration date of the applicant's driver's license, may be
6 subject to any assignment by the Secretary. Failure to comply
7 with the Secretary's assignment may result in the applicant's
8 forfeiture of an opportunity to receive a commercial driver's
9 license prior to April 1, 1992.

10 (g) The Secretary of State shall designate on a driver's
11 license issued, a space where the licensee may indicate that he
12 or she has drafted a living will in accordance with the
13 Illinois Living Will Act or a durable power of attorney for
14 health care in accordance with the Illinois Power of Attorney
15 Act.

16 (g-1) The Secretary of State, in his or her discretion, may
17 designate on each driver's license issued a space where the
18 licensee may place a sticker or decal, issued by the Secretary
19 of State, of uniform size as the Secretary may specify, that
20 shall indicate in appropriate language that the owner of the
21 license has renewed his or her driver's license.

22 (h) A person who acts in good faith in accordance with the
23 terms of this Section is not liable for damages in any civil
24 action or subject to prosecution in any criminal proceeding for
25 his or her act.

26 (Source: P.A. 94-75, eff. 1-1-06; 94-930, eff. 6-26-06; 95-310,

1 eff. 1-1-08; 95-747, eff. 7-22-08.)