



Rep. Chapin Rose

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LRB097 03061 RLJ 51205 a

1 AMENDMENT TO HOUSE BILL 1484

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1484 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Identification Card Act is amended  
5 by changing Sections 4 and 5 as follows:

6 (15 ILCS 335/4) (from Ch. 124, par. 24)

7 Sec. 4. Identification Card.

8 (a) The Secretary of State shall issue a standard Illinois  
9 Identification Card to any natural person who is a resident of  
10 the State of Illinois who applies for such card, or renewal  
11 thereof, or who applies for a standard Illinois Identification  
12 Card upon release as a committed person on parole, mandatory  
13 supervised release, final discharge, or pardon from the  
14 Department of Corrections by submitting an identification card  
15 issued by the Department of Corrections under Section 3-14-1 of  
16 the Unified Code of Corrections, together with the prescribed

1 fees. No identification card shall be issued to any person who  
2 holds a valid foreign state identification card, license, or  
3 permit unless the person first surrenders to the Secretary of  
4 State the valid foreign state identification card, license, or  
5 permit. The card shall be prepared and supplied by the  
6 Secretary of State and shall include a photograph, unless the  
7 applicant is exempt under subsection (a-3), and signature or  
8 mark of the applicant. The Illinois Identification Card may be  
9 used for identification purposes in any lawful situation only  
10 by the person to whom it was issued. As used in this Act,  
11 "photograph" means any color photograph or digitally produced  
12 and captured image of an applicant for an identification card.  
13 As used in this Act, "signature" means the name of a person as  
14 written by that person and captured in a manner acceptable to  
15 the Secretary of State.

16 (a-3) An applicant is not required to submit to a  
17 photograph if sufficient justification is provided by the  
18 applicant to establish that a photograph would be in violation  
19 of or contradictory to the applicant's religious convictions.  
20 If an applicant declares that the use of a photograph is  
21 against his or her religious convictions, the applicant shall  
22 be given an affidavit to be completed. This affidavit must  
23 contain designated areas for a detailed written explanation of  
24 the reasons why a photograph is against the applicant's  
25 religious convictions, a place for the applicant's signature  
26 and date, the designation of the religious sect or denomination

1 involved, and space for a minister or other religious leader to  
2 apply his or her signature attesting to the explanation the  
3 applicant has offered, along with the date and official title  
4 of the minister or religious leader.

5 The applicant shall mail the affidavit to the central  
6 office of the Driver Services Department of the Secretary of  
7 State in Springfield where a review and a decision shall be  
8 made by the Director of the Driver Services Department relative  
9 to the issuance or non-issuance of a card without photograph.  
10 To assist the Director in this decision, a committee of 3  
11 administrative personnel shall be appointed by the Director.  
12 Each affidavit shall be reviewed by each member of the  
13 committee, and each individual recommendation shall be  
14 submitted to the Director for his or her final decision.

15 A non-photo temporary card, not to exceed 90 days in  
16 duration, shall be issued for identification purposes while the  
17 affidavit is being reviewed and a decision is being made by the  
18 Director.

19 Upon approval by the Director, a card without a photograph  
20 shall be issued from the Driver Services Department's central  
21 office using the application signed by the applicant. The  
22 applicant's card shall be mailed to the applicant's home  
23 address.

24 (a-5) If an applicant for an identification card has a  
25 current driver's license or instruction permit issued by the  
26 Secretary of State, the Secretary may require the applicant to

1 utilize the same residence address and name on the  
2 identification card, driver's license, and instruction permit  
3 records maintained by the Secretary. The Secretary may  
4 promulgate rules to implement this provision.

5 (b) The Secretary of State shall issue a special Illinois  
6 Identification Card, which shall be known as an Illinois  
7 Disabled Person Identification Card, to any natural person who  
8 is a resident of the State of Illinois, who is a disabled  
9 person as defined in Section 4A of this Act, who applies for  
10 such card, or renewal thereof. No Disabled Person  
11 Identification Card shall be issued to any person who holds a  
12 valid foreign state identification card, license, or permit  
13 unless the person first surrenders to the Secretary of State  
14 the valid foreign state identification card, license, or  
15 permit. The Secretary of State shall charge no fee to issue  
16 such card. The card shall be prepared and supplied by the  
17 Secretary of State, and shall include a photograph, unless the  
18 applicant is exempt under subsection (a-3), and signature or  
19 mark of the applicant, a designation indicating that the card  
20 is an Illinois Disabled Person Identification Card, and shall  
21 include a comprehensible designation of the type and  
22 classification of the applicant's disability as set out in  
23 Section 4A of this Act. If the applicant so requests, the card  
24 shall include a description of the applicant's disability and  
25 any information about the applicant's disability or medical  
26 history which the Secretary determines would be helpful to the

1 applicant in securing emergency medical care. If a mark is used  
2 in lieu of a signature, such mark shall be affixed to the card  
3 in the presence of two witnesses who attest to the authenticity  
4 of the mark. The Illinois Disabled Person Identification Card  
5 may be used for identification purposes in any lawful situation  
6 by the person to whom it was issued.

7 The Illinois Disabled Person Identification Card may be  
8 used as adequate documentation of disability in lieu of a  
9 physician's determination of disability, a determination of  
10 disability from a physician assistant who has been delegated  
11 the authority to make this determination by his or her  
12 supervising physician, a determination of disability from an  
13 advanced practice nurse who has a written collaborative  
14 agreement with a collaborating physician that authorizes the  
15 advanced practice nurse to make this determination, or any  
16 other documentation of disability whenever any State law  
17 requires that a disabled person provide such documentation of  
18 disability, however an Illinois Disabled Person Identification  
19 Card shall not qualify the cardholder to participate in any  
20 program or to receive any benefit which is not available to all  
21 persons with like disabilities. Notwithstanding any other  
22 provisions of law, an Illinois Disabled Person Identification  
23 Card, or evidence that the Secretary of State has issued an  
24 Illinois Disabled Person Identification Card, shall not be used  
25 by any person other than the person named on such card to prove  
26 that the person named on such card is a disabled person or for

1 any other purpose unless the card is used for the benefit of  
2 the person named on such card, and the person named on such  
3 card consents to such use at the time the card is so used.

4 An optometrist's determination of a visual disability  
5 under Section 4A of this Act is acceptable as documentation for  
6 the purpose of issuing an Illinois Disabled Person  
7 Identification Card.

8 When medical information is contained on an Illinois  
9 Disabled Person Identification Card, the Office of the  
10 Secretary of State shall not be liable for any actions taken  
11 based upon that medical information.

12 (c) Beginning January 1, 1986, the Secretary of State shall  
13 provide that each original or renewal Illinois Identification  
14 Card or Illinois Disabled Person Identification Card issued to  
15 a person under the age of 21, shall be of a distinct nature  
16 from those Illinois Identification Cards or Illinois Disabled  
17 Person Identification Cards issued to individuals 21 years of  
18 age or older. The color designated for Illinois Identification  
19 Cards or Illinois Disabled Person Identification Cards for  
20 persons under the age of 21 shall be at the discretion of the  
21 Secretary of State.

22 (c-1) Beginning January 1, 2003, each original or renewal  
23 Illinois Identification Card or Illinois Disabled Person  
24 Identification Card issued to a person under the age of 21  
25 shall display the date upon which the person becomes 18 years  
26 of age and the date upon which the person becomes 21 years of

1 age.

2 (d) The Secretary of State may issue a Senior Citizen  
3 discount card, to any natural person who is a resident of the  
4 State of Illinois who is 60 years of age or older and who  
5 applies for such a card or renewal thereof. The Secretary of  
6 State shall charge no fee to issue such card. The card shall be  
7 issued in every county and applications shall be made available  
8 at, but not limited to, nutrition sites, senior citizen centers  
9 and Area Agencies on Aging. The applicant, upon receipt of such  
10 card and prior to its use for any purpose, shall have affixed  
11 thereon in the space provided therefor his signature or mark.

12 (e) The Secretary of State, in his or her discretion, may  
13 designate on each Illinois Identification Card or Illinois  
14 Disabled Person Identification Card a space where the card  
15 holder may place a sticker or decal, issued by the Secretary of  
16 State, of uniform size as the Secretary may specify, that shall  
17 indicate in appropriate language that the card holder has  
18 renewed his or her Illinois Identification Card or Illinois  
19 Disabled Person Identification Card.

20 (Source: P.A. 95-762, eff. 1-1-09; 95-779, eff. 1-1-09; 96-146,  
21 eff. 1-1-10; 96-328, eff. 8-11-09; 96-1231, eff. 7-23-10.)

22 (15 ILCS 335/5) (from Ch. 124, par. 25)

23 Sec. 5. Applications. Any natural person who is a resident  
24 of the State of Illinois, may file an application for an  
25 identification card or for the renewal thereof, in a manner

1 prescribed by the Secretary. Each original application shall be  
2 completed by the applicant in full and shall set forth the  
3 legal name, residence address and zip code, social security  
4 number, birth date, sex and a brief description of the  
5 applicant. The applicant shall be photographed, unless the  
6 applicant is exempt under subsection (a-3) of Section 4, and he  
7 or she shall also submit any other information as the Secretary  
8 may deem necessary or such documentation as the Secretary may  
9 require to determine the identity of the applicant. In addition  
10 to the residence address, the Secretary may allow the applicant  
11 to provide a mailing address. An applicant for a disabled  
12 persons card must also submit with each original or renewal  
13 application, on forms prescribed by the Secretary, such  
14 documentation as the Secretary may require, establishing that  
15 the applicant is a "disabled person" as defined in Section 4A  
16 of this Act, and setting forth the applicant's type and class  
17 of disability as set forth in Section 4A of this Act.  
18 (Source: P.A. 96-1231, eff. 7-23-10.)".